

Maryland Building Performance Standards

FOR the purpose of requiring the Department of Housing and Community Development to adopt the BOCA National Building Code as the Maryland Building Performance Standards; providing that the Standards shall apply to all buildings and structures within the State on or after certain dates; authorizing local jurisdictions to adopt amendments to the Standards subject to a certain limitation; providing that if a local amendment conflicts with the Standards the local amendment shall prevail; requiring local jurisdictions to implement and enforce the Standards as of certain dates and setting forth minimum activities that local jurisdictions must implement and enforce; authorizing local jurisdictions to charge fees necessary to cover the cost of implementation and enforcement; providing that the Act does not abrogate existing zoning power or related authority of counties and municipalities and does not alter or abrogate the authority of certain State boards or the Commissioner of Labor and Industry; providing that the Department, after complying with certain procedures, shall determine whether modifications to the BOCA National Building Code should be incorporated into the Standards; making certain provisions of this Act subject to a certain funding contingency; requiring the Department to establish and maintain a central automated data base containing certain items; authorizing the Department to charge fees for information from the data base except in certain cases; requiring a local jurisdiction to furnish the Department with certain items on or before certain dates; establishing certain duties and powers of the Department; clarifying certain findings of the General Assembly with respect to the Model Performance Code; clarifying that certain parts of the Model Performance Code shall incorporate by reference the Standards authorized by this Act; and generally relating to the adoption of Maryland Building Performance Standards.

BY repealing and reenacting, with amendments,

Article 83B – Department of Housing and Community Development
 Section 6-101(a) and (b)(1)
 Annotated Code of Maryland
 (1991 Replacement Volume and 1992 Supplement)

BY adding to

Article 83B – Department of Housing and Community Development
 Section 6-401 through 6-406, inclusive, to be under the new subtitle “Subtitle 4.
 Maryland Building Performance Standards”
 Annotated Code of Maryland
 (1991 Replacement Volume and 1992 Supplement)

Preamble

WHEREAS, The administration and enforcement of a building code is necessary to protect public health and safety, and Maryland is one of only 18 states without a statewide building code; and