

subdivisions within the State of Maryland have no building codes of any type to protect [its] THEIR citizens against the intrusion of unsafe, unsound or unsanitary buildings to their communities. This measure of protection should be provided to such communities. Therefore, the Department is hereby authorized to prepare and issue a Model Performance Code for building construction in the State of Maryland.

(b) (1) (I) The Model Performance Code which the Department is authorized to issue, shall cover such elements as plumbing, structure, electrical systems and other elements appropriate to assure safe and sound construction.

(II) ANY PART OF THE MODEL CODE THAT RELATES TO STRUCTURE SHALL INCORPORATE BY REFERENCE THE MARYLAND BUILDING PERFORMANCE STANDARDS ESTABLISHED UNDER SUBTITLE 4 OF THIS TITLE.

(III) The Model Code shall also include elements which promote the efficient utilization of energy resources. The Model Code shall be framed in terms of the purposes for which building codes are drawn rather than the specifications of materials and methods required to achieve the goals.

SUBTITLE 4. MARYLAND BUILDING PERFORMANCE STANDARDS

6-401.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "BOCA" MEANS THE ORGANIZATION KNOWN AS THE BUILDING OFFICIALS AND CODE ADMINISTRATORS INTERNATIONAL, INC.

(C) (1) "BOCA NATIONAL BUILDING CODE" MEANS THE FIRST PRINTING OF THE MOST RECENT EDITION OF THE NATIONAL BUILDING CODE PERIODICALLY ISSUED BY BOCA.

(2) "BOCA NATIONAL BUILDING CODE" DOES NOT INCLUDE INTERIM AMENDMENTS OR SUBSEQUENT PRINTINGS OF THE MOST RECENT EDITION.

(D) "BUILDING" HAS THE MEANING AND INTERPRETATION SET FORTH IN THE BOCA NATIONAL BUILDING CODE.

(E) "COUNTY" MEANS ANY OF THE 23 COUNTIES OF THE STATE AND THE MAYOR AND CITY COUNCIL OF BALTIMORE.

(F) "LOCAL JURISDICTION" MEANS THE COUNTY OR MUNICIPALITY RESPONSIBLE FOR IMPLEMENTATION AND ENFORCEMENT OF THE MARYLAND BUILDING PERFORMANCE STANDARDS AS MORE SPECIFICALLY PROVIDED IN § 6-402(F) OF THIS SUBTITLE.

(G) "MARYLAND BUILDING PERFORMANCE STANDARDS" OR "STANDARDS" MEANS THE BOCA NATIONAL BUILDING CODE ADOPTED BY THE DEPARTMENT UNDER § 6-402 OF THIS SUBTITLE.

(H) "MUNICIPALITY" MEANS A MUNICIPAL CORPORATION SUBJECT TO THE PROVISIONS OF ARTICLE XI-E OF THE STATE CONSTITUTION.