

## GOVERNMENT OF THE DISTRICT OF COLUMBIA

### ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2009-22  
February 25, 2009

**SUBJECT:** Establishment – Construction Codes Coordinating Board

**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) and -22(6) of the District of Columbia Home Rule Act of 1973, as amended, 87 Stat. 790, Pub. L. No. 93-198, D.C. Official Code § 1-204.22(2) and (6), it is hereby **ORDERED** that:

#### ESTABLISHMENT

There is established in the government of the District of Columbia a Construction Codes Coordinating Board (hereinafter referred to as the "Board"), which shall replace the Building Code Advisory Committee.

#### I. PURPOSE

The purpose of the Board is to promote the health, safety, and welfare of the occupants or users of buildings and structures and the general public by the provision of Construction Codes for the District of Columbia to meet present-day demands for adequate and safe construction and maintenance of new and existing buildings and structures through the use of comprehensive and up-to-date codes and regulations.

Accordingly, the Board is designed to effectuate the following purposes, objectives, and standards:

1. To require minimum performance standards and requirements for construction and construction materials, consistent with accepted standards of engineering, fire, and life safety;
2. To require standards and requirements in terms of performance and nationally accepted standards;
3. To permit the use of modern technical methods, devices, and improvements;
4. To eliminate restrictive, obsolete, conflicting, duplicative, and unnecessary regulations and requirements; and
5. To provide for standards and specifications for making buildings and facilities accessible to and usable by physically disabled persons.

## II. DELEGATION OF AUTHORITY

The Board is delegated the authority vested in the Mayor by section 10 of the Construction Codes Approval and Amendments Act of 1986 ("Construction Codes Act"), effective March 21, 1987 (D.C. Law 6-216; D.C. Official Code § 6-1409), to issue rules to amend the Construction Codes and adopt new supplements and editions of the Model Codes.

## III. DUTIES

The Board shall:

1. Review and maintain the codes and regulations in accordance with the Construction Codes Act, as amended, to reflect the current state of the art in the construction industry;
2. Approve all proposed Construction Codes adoptions and amendments;
3. Submit for adoption, by rulemaking, such Construction Codes revisions as necessary to effectuate the Board's purpose;
4. Within 120 days of the appointment of nine (9) members of the Board, the Board shall submit for adoption, by rulemaking, a process for the review and maintenance of the Construction Codes of the District of Columbia; and
5. Maintain the following Construction Codes, regulations, and standards:
  - A. Building Code;
  - B. Residential Code;
  - C. Electrical Code;
  - D. Fuel Gas Code;
  - E. Mechanical Code;
  - F. Plumbing Code;
  - G. Property Maintenance Code;
  - H. Fire Code;
  - I. Energy Conservation Code;
  - J. Existing Building Code; and
  - K. Other regulations and standards concerning buildings.

All Board decisions relating to the approval of all proposed Construction Codes adoptions and amendments shall require affirmation by at least a majority of the members serving on the Board at the time of the vote.

## IV. COMPOSITION

The Board shall be composed of the following thirteen (13) members:

- A. Office of the Construction Code Official (3 members);
- B. Office of the Fire Marshall (2 members);
- C. Executive Office of the Mayor (1 member);

- D. Council of the District of Columbia (1 member);
- E. Building Industry- Commercial & Industrial (1 member);
- F. Building Industry- Residential & Multi-Family (1 member);
- G. Architectural Design Profession (1 member);
- H. Mechanical Engineering Profession (1 member);
- I. Structural Engineering Profession (1 member); and
- J. Private Citizen (1 member).

The Mayor shall appoint all members of the Board, except that the Chairman of the Council of the District of Columbia may appoint the Council representative.

At least one-half of the Board members must be residents of the District of Columbia, and the private citizen member must be a resident of the District of Columbia.

The Board shall be deemed to be constituted upon the appointment of nine (9) members.

#### V. TERMS

Board members shall serve a term of three (3) years. District government members shall serve at the pleasure of the Mayor, except that the Council representative shall serve at the pleasure of the Council Chairman. Any member of the Board may be removed if he or she ceases to be a member of the organization represented upon appointment.

Any member appointed to fill a vacancy shall be appointed only for the unexpired part of that term. However, members may continue to serve beyond the end of their terms until they are reappointed or replaced.

#### VI. ORGANIZATION

1. The Chairman of the Board shall be the Building Code Analyst, who shall serve as an *ex officio* member of the Board and shall not have voting rights on the Board.
2. The Chairman of the Board shall coordinate and manage the operations of the Board.
3. The Board may establish subcommittees which may include members who are not members of the Board, provided that each subcommittee is chaired by a Board member. Subcommittees to be established may include:
  - A. Building Code Subcommittee;
  - B. Electrical Subcommittee;
  - C. Residential Subcommittee;
  - D. Property Maintenance Subcommittee;
  - E. Plumbing, Mechanical, and Boiler Subcommittee;
  - F. Fire and Life Safety Subcommittee;
  - G. Existing Buildings Subcommittee;
  - H. Policies, Issues, Administration, and Enforcement Subcommittee;



- I. Elevator Subcommittee;
- J. Green Buildings Subcommittee;
- K. Energy Subcommittee; and
- L. Accessibility Subcommittee.

4. The Board shall adopt, and amend as necessary, by-laws related to the organization and function of the Board, which shall be compatible with this Order.

VII. ADMINISTRATION

The District of Columbia Department of Consumer and Regulatory Affairs ("DCRA") shall provide administrative and staff support to the Board.

VIII. COMPENSATION


The Board members shall serve without compensation. However, expenses of the Board, when authorized by the Director of DCRA, will become obligations against funds designated for that purpose.

IX. RESCISSION

Mayor's Order 89-257, dated November 7, 1989, and Mayor's Order 87-259, dated November 13, 1987, are hereby rescinded.

- X. EFFECTIVE DATE: This Order shall become effective immediately.

  
ADRIAN M. FENTY  
MAYOR

ATTEST:   
STEPHANIE D. SCOTT  
SECRETARY OF THE DISTRICT OF COLUMBIA