

STATE OF NEW YORK  
**DEPARTMENT OF STATE**

ONE COMMERCE PLAZA  
99 WASHINGTON AVENUE  
ALBANY, NY 12231-0001  
WWW.DOS.NY.GOV

ANDREW M. CUOMO  
GOVERNOR

ROSSANA ROSADO  
SECRETARY OF STATE

December 14, 2020

Board of Directors  
International Code Council  
500 New Jersey Avenue, NW  
Washington, DC 20001

RE: International Energy Conservation Code (IECC)

Dear President Wheeler, Vice President Davis, and Members of the Board,

This letter is in response to the International Code Council (ICC) Board of Directors' consideration of the elimination of the International Energy Conservation Code and replacing it with a Standard. I am concerned that this decision will have a major impact on code adoption in New York State.

New York State has relied on the government consensus process for code development and the I-Code adoption for almost 20 years. We rely on the fact that the I-Codes are all developed in concert and are coordinated to work together. As I know you are all aware, one code change in the Energy Code can affect several of the companion I-Codes. Developing a code (or standard) independently, which has been described by many as a "family of codes", is a big departure from the perceived philosophy of the I-Codes. I have serious concerns with such a departure and what it will have on the code adoption in New York State.

This past year and as we have done in the past, the State of New York paid ICC for approximately 1600 Government memberships for New York State municipalities to have a voice in the ICC code development process. Moving the Energy Code to a standard would strip a portion of those voting rights from our members and affect many thousands of other voting members in country. I am not opposed to using standards for code provisions, I just feel that the decision to move from a Code to a Standard should be given its due diligence, adequate research and proper outreach before making such a decision. Additionally, I am concerned that without the proper research ICC will not be fully aware of the overall impact and the underlining results of such a departure.

In my opinion, there hasn't been any reasonable outreach efforts provided on behalf of ICC to the Governmental Members, Governmental Member Voting Representatives, State and Local Governments. These are the individuals that will be most impacted by this change and I feel they have not been properly notified. I myself have asked several individuals who I consider active members within the I-Code development process and no one was aware that this matter was even being considered. I feel that an attempt should be made to properly notify all interested parties and an opportunity to be heard should be made available to all members.

At this point in time, I urge you to reject this recommendation.

Sincerely,



John R. Addario, P.E.  
Director, Division of Building Standards and Codes

Cc: Dominic Sims, CEO International Code Council



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