



# PUBLIC CODE CHANGE PROPOSAL FORM FOR PUBLIC PROPOSALS IN THE INTERNATIONAL CODES

## 2007/2008 CODE DEVELOPMENT CYCLE

CLOSING DATE: All Proposals Must Be Received by August 20, 2007

The 2007/2008 Code Development Hearings are tentatively scheduled for  
February 18 – March 2, 2008, location TBD.

1) Name: **Tom Neltner** Date: **August 15, 2007**  
 Jurisdiction/Company: **National Center for Healthy Housing**  
 Submitted on Behalf of: **National Center for Healthy Housing and Alliance for Healthy Homes**  
 Address: **10320 Little Patuxent Parkway, Suite 500**  
 City: **Silver Spring** State: **Maryland** Zip Code: **21044**  
 Phone: **443-539-4160** Ext. Fax: **443-539-4150** E-mail address: **tneltner@nchh.org**

2) Copyright Release: In accordance with Council Policy #28 Code Development, all Code Change Proposals, Floor Modifications and Public Comments are required to include a copyright release. A copy of the copyright release form is included at the end of this form. Please follow the directions on the form. This form as well as an alternative release form can also be downloaded from the ICC website at [www.iccsafe.org](http://www.iccsafe.org). If you have previously executed the copyright release, please check the box below:

**2007/2008 Cycle copyright release on file Mailed separately.**

3) Indicate appropriate International Code(s) associated with this Public Proposal – Please use Acronym: **IPMC**  
 If you have also submitted a separate coordination change to another I-Code, please indicate the code: **N/A**  
 (See section below for list of names and acronyms for the International Codes).

4) **Be sure to format your proposal and include all information as indicated on Page 2 of this form.**

5) Proposals should be sent to the following offices via regular mail or email. An e-mail submittal is preferred, including an electronic version, in either Wordperfect or Word. The only formatting that is needed is **BOLDING, STRIKEOUT AND UNDERLINING**. Please do not provide additional formatting such as tabs, columns, etc., as this will be done by ICC. **REMOVE TRACKING CHANGES, AUTOMATIC NUMBERING, OR ANY OTHER ADVANCED FORMATTING TOOLS THAT ARE PROVIDED BY WORD, FROM FILES CONTAINING YOUR CODE CHANGE PROPOSAL THAT YOU SEND TO ICC.**

Please use a separate form for each proposal submitted. Note: All code changes received will receive an acknowledgment.

Please check here if separate graphic file provided.

Graphic materials (Graphs, maps, drawings, charts, photographs, etc.) must be submitted as separate electronic files in .CDR, .IA, .TIF or .JPG format (300 DPI Minimum resolution; 600 DPI or more preferred) even though they may also be embedded in your Word or Wordperfect submittal.

### Code

IBC - International Building Code  
 IEBC - International Existing Building Code  
 IFC - International Fire Code  
 IFGC - International Fuel Gas Code  
 IPC - International Plumbing Code  
 IPSDC - International Private Sewage Disposal Code  
 IPMC - International Property Maintenance Code  
 IWUIC - International Wildland-Urban Interface Code  
 IZC - International Zoning Code  
 ELECT - International Code Council Electrical Code– Administrative Provisions

### Send to:

International Code Council  
 Chicago District Office  
 Attn: Diane Schoonover  
 4051 West Flossmoor Road  
 Country Club Hills, IL 60478-5795  
 Fax: 708/799-0320  
[codechanges@iccsafe.org](mailto:codechanges@iccsafe.org)

IECC - International Energy Conservation Code  
 ICC PC - ICC Performance Code  
 IMC - International Mechanical Code  
 IRC - International Residential Code

International Code Council  
 Birmingham District Office  
 Attn: Annette Sundberg  
 900 Montclair Road  
 Birmingham, AL 35213-1206  
 Fax: 205/592-7001  
[codechangesbhm@iccsafe.org](mailto:codechangesbhm@iccsafe.org)

## CODE CHANGE PROPOSAL

<b><u>Code Sections/Tables/Figures Proposed for Revision (3.3.2):</u></b> 308.4
<b><u>Name/Company/Representing (3.3.1):</u></b> Tom Neltner, National Center for Healthy Housing and Alliance for Healthy Housing
<b><u>Proposal:</u></b> <b>NOTE: PLEASE READ ITEM 5) of the first page of this form for formatting instructions.</b> Revise as follows: 308.4 Multiple occupancy. The owner of a structure containing two or more dwelling units, a multiple occupancy, a rooming house or a nonresidential structure shall be responsible for extermination in the public or shared areas of the structure and exterior property. If infestation is caused by failure of an occupant to prevent such infestation in the area occupied, the occupant shall <u>also</u> be responsible for extermination.
<b><u>Supporting Information (3.3.4 &amp; 3.4):</u></b> The current language creates an implication that the occupant and not the owner is responsible for pest control in a multi-unit building if the occupant caused the infestation. While this result may be just, it has two serious shortcomings. <ol style="list-style-type: none"><li>1. It is often difficult to identify who caused an infestation. While an occupant may provide food and water for the infestation. Another occupant could provide harborage. And the owner may have failed to maintain the building to exclude the pest. Assigning blame is not a particularly effective pest control strategy. It puts the code inspector in an awkward position.</li><li>2. Even if one occupant is the cause of the infestation, all occupants are impacted and must work together to address the problem. Changes may be needed by all occupants. Cockroach nests are typically in the walls. They easily travel between walls and often between floors. Through the lease, the owner is better positioned to control the activities of all occupants.</li></ol> <p>The proposal makes it clear that the owner is always responsible for eliminating the infestation. The occupant who caused the infestation shares this responsibility.</p>
<b><u>Referenced Standards (3.4 &amp; 3.6):</u></b> None
<b><u>Cost Impact (3.3.4.6):</u></b> The proposal will not impact the cost of construction or the cost of maintaining and operating existing buildings.