

February 5, 2024

Dominic Sims
Chief Executive Officer
International Code Council
200 Massachusetts Ave NW
Washington, DC 20001

Re: In Opposition to the Appeals to the 2024 IECC

Dear Dominic Sims,

New Buildings Institute (NBI) submits this letter in response to the 2024 IECC Appeals, and for consideration in time for the Appeals Hearings scheduled February 21-23, 2024. NBI is a national non-profit supporting better buildings that reduce energy use and carbon emissions through research, policy guidance and market transformation. As a signatory of the appeals objection letter submitted by ACEEE on February 5, 2024, NBI offers these additional comments to what was included in the ACEEE letter.

To maintain the integrity of the Consensus Committee-driven code development process, NBI objects to all nine appeals and stands by the consensus committee process. The International Code Council's (ICC) written policy for appeals, [CP#1-03](#) limits appeals to "process and procedure" surrounding the code development process. However, the appeals being heard attempt to relitigate the technical debates that already occurred during the development process.

The nine appeals scheduled were submitted by five organizations/coalitions: AHRI (23-09) AGA (23-07), APGA (23-08), Region IV (23-05,23-06) and BOMA/NMHC (23-01, 23-02, 23-03, 23,04) and target removing provisions aimed at encouraging decarbonization of buildings and reducing greenhouse gas emissions in commercial and residential construction and renovations. These proposals received the same rigorous analysis and deliberation through the Consensus Committees as every other proposal submitted, and received a two-thirds majority vote.

One additional concern with the 2024 IECC Appeals Hearings is the start time of 7 am Pacific Time. As a west coast-based organization, we would like to point out that this early of a start limits availability for public engagement from the entire western half of the country – including many of the major contributors to the Consensus process – effectively excluding major portions of stakeholders from the process. Consensus Committee meetings were not scheduled before 8 am PT, and NBI encourages all future ICC meetings to follow this precedent.

Sincerely,

Ben Rabe, New Buildings Institute
2024 IECC Residential Consensus Committee Member