

owned, operated or maintained by the District of Columbia Public Schools (DCPS); and (2) District of Columbia public charter schools.

**Exceptions:**

1. Where sufficient funding is not available to meet the applicable LEED standard for Schools at the Gold level, then the *project* shall meet the LEED standard for Schools at no less than the Certified Level of the LEED standard for Schools. Prior to submitting a permit application under this exception, the applicant shall obtain an exemption based on insufficient funding from DDOE pursuant to Section 302.12.
2. Where a *project* for Educational Group E occupancy is located in only a portion of a building, then only that portion of the building that is the subject of the *project* shall comply with this Section 302.3.4.

**302.3.5 Terminology.** Where the term “gross floor space” is used in the Green Building Act, the term shall mean *gross floor area*.

**302.4 LEED standards.** Applicants, in consultation with the U.S. Green Building Council (USGBC) listed in Chapter 12, shall utilize one or more of the following LEED standards listed in Chapter 12, as appropriate for the type of *project* or occupancy.

1. Building Design and Construction.
2. Interior Design and Construction.
3. Homes.

**302.4.1 LEED version.** An applicant for permits subject to Sections 302.2.2 through 302.2.7 (excluding residential *projects* subject to Section 302.2.4) or Section 302.3.2 through 302.3.4 shall either register the *project* with the USGBC or shall meet the LEED requirements without USGBC registration and provide verification of compliance in accordance with alternatives 2 or 3 of Section 302.5.1.

**302.4.1.1 LEED version applicable to certain projects.**

**302.4.1.1.1 Prior USGBC registration.** Where an applicant has registered a *project* with the USGBC using an earlier version of the LEED standards listed in Section 302.4 and Chapter 12, then the applicant may elect to have verification of the *project* based upon such earlier LEED version, provided that the USGBC will continue the certification process under the earlier version.

**302.4.1.1.2 Verification of compliance without USGBC registration.** Where an applicant elects to meet the LEED requirements without USGBC registration, the applicant shall use the LEED standards listed in Section 302.4.

**Exception:** Where the applicant has engaged in at least one of the following interactions with the District of Columbia, then the applicant may elect to have verification of the *project* based

upon an earlier LEED version, provided that the earliest version of the appropriate LEED standard that shall be used is the version in effect one year prior to whichever of the interactions of the applicant with the District of Columbia came first:

1. The approval of a land disposition agreement;
2. The submission of an application to the Board of Zoning Adjustment for a variance or special exception relief;
3. The submission of an application to the Zoning Commission for a planned unit development or other approval requiring Zoning Commission action;
4. The submission of an application to the Historic Preservation Review Board or Mayor’s Agent for the Historic Preservation Review Board;
5. The filing of a building permit application for the primary scope of work of *project*, but not applications for other types of permits, including, but not limited to, applications for raze permits, trade permits, foundation and earthwork permits or miscellaneous; or
6. Other substantial land-use interactions with the District as determined by the *code official*.

**302.4.1.2 Enterprise Green Communities version.**

An applicant for permits subject to Section 302.2.4 shall register the *project* with Enterprise Green Communities or with the entity that certifies compliance with an *approved* substantially equivalent standard; or, the applicant shall meet the applicable standard without registration of the *project* and provide verification of compliance in accordance with alternatives 2 or 3 of Section 302.5.1.

**302.4.1.2.1 Prior registration.** Where an applicant has registered a *project* with Enterprise Green Communities or with an entity that certifies compliance with an *approved* substantially equivalent standard, using an earlier version of the applicable standards than listed in Chapter 12, then the applicant may elect to have verification of the *project* based upon such earlier version, provided that the certifying organization will continue the certification process under the earlier version.

**302.4.1.2.2 Verification of compliance without registration.** Where an applicant elects to meet the Enterprise Green Communities Criteria (or an *approved* substantially equivalent standard) without registration, the applicant shall use the Enterprise Green Communities Criteria listed in Chapter 12 or, if applicable, the *approved* substantially equivalent standard.

**Exception:** Where the applicant has engaged in at least one of the interactions with the District of