

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
109TH LEGISLATURE
FIRST REGULAR SESSION

(Filing No. S-348)

SENATE AMENDMENT "D" to COMMITTEE AMENDMENT "A" to H.P.
522, L.D. 666, Bill, "AN ACT to Establish Energy Efficiency
Building Performance Standards for the State of Maine."

Amend the Amendment, on page 4, by striking out all
of subsection 16 and subsection 17 of that part designated
"§1413." of section 2 and inserting in ^{their} / place the following:
Residential building.
'16./ "Residential building" means a structure designed
and erected with between one and 10 dwelling units, which is
not more than 3 stories in height and has no more than 7,000
square feet of gross floor area.'

Further amend the Amendment, ~~by striking~~ by striking
out all of the 2nd and 3rd underlined sentences of subsection
1 of that part designated "§1414." of section 2 and inserting
in their place the following:
'The advisory council shall consist of 10 persons. The
Governor shall appoint one member who is a registered
professional architect, one member who is a registered
professional engineer, one member who is primarily a
residential building contractor, one member who is primarily
a nonresidential building contractor, one member who is a
practicing building inspector, one member who represents
the banking industry, one member who represents industry,
one member who represents the commercial community and 2
members who are elected officials of a county or municipality.'

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Further amend the ~~A~~ amendment, on page 6, by inserting at the end of the first paragraph of subsection 2 of that part designated "§1415." of section 2 the following underlined sentence:

'Any nonresidential building which is offered for sale or lease and is advertised or promoted as meeting the performance standards in this section or any other energy standard in conformance with this section shall meet these standards.'

Further amend the Amendment, on page 7, by striking out everything before that part designated "§1416." of section 2.

Further amend the Amendment, on pages 7 and 8, by striking out all of the first underlined sentence of subsection 1 of that part designated "§1416." of section 2 and inserting in its place the following:

'Prior to the construction, change of use or renovation of a building subject to this chapter, every person shall file a notice of intent and filing fee as described in section 1417.'

Further amend the Amendment, on page 9, by striking out all of subsection 5 of that part designated "§1416." and renumbering subsection 6 to be subsection 5.

Further amend the Amendment, on page 12, by striking out all of that part designated "§1420." of section 2 and inserting in its place the following:

'§1420. Penalties

It shall be unlawful for any person to advertise or promote that any residential or nonresidential building conforms

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to the provisions of this chapter unless a certificate of energy efficiency has been granted for that building.

Any person who violates this provision shall be subject to a civil penalty not to exceed \$5,000, payable to the State, to be recovered in^a civil action.'

Further amend the Amendment, on page 13, by inserting at the end of section 4, before the statement of fact, the following sentence:

'All standards, rules and regulations promulgated under Title 10, chapter 214 and reviewed by the committee shall thereafter be in effect until 90 days after the date of adjournment of the next regular session of the Legislature unless the next regular session shall adopt by legislative enactment the standards, rules, regulations or amendments thereto.'

Statement of Fact

The purpose of this amendment is to provide that the energy conservation building standards in the bill are voluntary and apply only to buildings that are advertised or promoted as meeting the state energy standards. In addition, any person who renovates a building may voluntarily comply with the energy standards of the bill and apply for certification of the building.

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The amendment also provides for representation on the advisory council by a person representing industry and a person representing the commercial community.

It also requires that all standards, rules and regulations promulgated under this Act be reviewed by the ^{Joint Standing Committee on} Energy and Natural Resources ~~←————→~~ and be approved by the Legislature.

(McBreairty)

NAME:

COUNTY: *James McBreairty*
Aroostook

Reproduced and distributed pursuant to Senate Rule 11-A.

June 8, 1979

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