

1 2	FIRST REGULAR SESSION
3 4	ONE HUNDRED AND TWELFTH LEGISLATURE
5 6	Legislative Document No. 837
7	H.P. 566 House of Representatives, February 28, 1985
8 9	Submitted by the Office of Energy Resources pursuant to Joint Rule 24. On Motion of Representative Michaud of Medway, referred to the Committee on Energy and Natural Resources. Sent up for concurrence and ordered printed.
10	EDWIN H. PERT, Clerk Presented by Representative Cashman of Old Town. Cosponsored by Senator Andrews of Cumberland, Representative Webster of Cape Elizabeth and Representative Coles of Harpswell.
12 13	STATE OF MAINE
14 15 16	IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-FIVE
17 18 19 20	AN ACT to Establish Minimum Energy Efficiency Standards for Major Appliances Sold in Maine.
21 22	Be it enacted by the People of the State of Maine as follows:
23 24	<pre>Sec. 1. 5 MRSA §5004, sub-§3, ¶O is enacted to read:</pre>
25 26 27 28	O. Adopt no later than June 1, 1986, minimum en- ergy efficiency standards for appliances and promulgate rules for administration of these standards as required by section 5012.
29	Sec. 2. 5 MRSA §5012 is enacted to read:
30 31	§5012. State standards for appliance energy effi- ciency

1 1. Office of Energy Resources. In order to re-2 duce the wasteful, uneconomic, inefficient or unnec-3 essary consumption of energy, the Office of Energy 4 Resources shall:

5 A. Prescribe proposed standards for minimum lev-6 els of operating efficiency, based on a reason-7 able use pattern, for oil, gas and electric water heaters, oil and gas furnaces, freezers 8 and 9 refrigerator-freezers. The minimum levels of op-10 erating efficiency shall be selected so that the 11 capital cost necessary to achieve the minimum levels of efficiency does not result in any added 12 13 cost to the consumer, over the designed life of 14 the appliances, once reduced operating costs are 15 considered;

16 B. Adopt, no later than June 1, 1986, final minimum appliance efficiency standards following an 17 18 administrative rulemaking pursuant to subchapter 19 II, including no fewer than 3 public hearings at 20 which consumers, appliance manufacturers and oth-21 ers may present their recommendations. These standards shall be periodically reviewed by the 22 23 Office of Energy Resources; and

C. Apply to the United States Department of Energy for an exemption from federal preemption,
pursuant to the United States Energy Conservation
Policy Act, Section 327(b), (3), or its succession.

29 2. Prohibitions. No appliance manufactured on or 30 after January 1, 1987, may be sold, offered for sale 31 or installed in the State, unless it is certified by 32 the manufacturer to be in compliance with the stan-33 dards adopted under subsection 1 or unless there is 34 no final state standard adopted for that type of ap-35 pliance.

No new appliance, regardless of the date of manufacture, may be sold, offered for sale or installed in the State on or after June 1, 1987, unless it is certified by the manufacturer to be in compliance with the standards adopted under subsection 1 or unless there is no final state standard adopted for that type of appliance. 1 Penalty. Any person who violates this section 3. 2 either personally or through an agent or employee shall be subject to a civil penalty of not more than 3 4 \$2,000 for each violation. For purposes of this sec-5 tion, the sale, installation or offer for sale of any 6 one appliance which fails to meet the standards 7 promulgated under subsection 1 shall constitute a vi-8 olation.

STATEMENT OF FACT

10 bill gives the Office of Energy Resources This 11 the authority to set efficiency standards for house-12 hold appliances such as refrigerators, freezers and 13 hot water heaters. In order to ensure that the 14 state's utilities are not required to build expensive 15 generating capacity for the energy requirements of 16 inefficient appliances, this bill prohibits the sale 17 of any substandard and wasteful appliance after the 18 Office of Energy Resources has promulgated an appli-19 cable standard.

20 Preliminary estimates indicate that in the first 10 years of mandatory energy efficiency standards for 21 22 the 3 electric appliances covered by this legisla-23 tion, \$20,000,000 in total conservation savings will result in Central Maine Power Company's service area 24 25 20-year period, an estimated alone. Over а 26 \$200,000,000 in total statewide savings results from 27 efficiency standards in place for the 7 appliances covered by this bill. These conservation savings 28 to 29 Maine's ratepayers represent 1,500,000 megawatt hours 30 of electrical generation which the state's utilities 31 otherwise would have to produce over 20 years.

32 Upon the adoption of final state standards, this 33 State would join 26 other states, which already have 34 set appliance efficiency requirements, in applying to 35 the United States Department of Energy for exemption 36 from federal preemption.

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