

MAINE STATE LEGISLATURE

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Majority
H. 200

L.D. 1591

DATE: 5/25/15

(Filing No. H-510)

UTILITIES AND ENERGY

Majority

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
122ND LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 1127, L.D. 1591, "Resolve, Regarding Legislative Review of Chapter 920: Maine Model Building Energy Code, a Major Substantive Rule of the Public Utilities Commission"

Amend the resolve by striking out all of section 1 and inserting in its place the following:

Sec. 1. Adoption. Resolved: That final adoption of Chapter 920: Maine Model Building Energy Code, a provisionally adopted major substantive rule of the Public Utilities Commission that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized only if the following changes are made.

1. Residential buildings. The portion of the rule designated §4(A)(1) is amended to provide that subject to the adoption procedures established in section 6 of the rule, the standards applicable to residential construction are the IRC-2003 Chapter 11 or IECC-2003 energy standards and the ASHRAE 62.2-2003 ventilation standards.

2. Commercial buildings. That portion of the rule designated §4(A)(2) is amended to provide that the standards applicable to commercial construction are the ASHRAE 90.1-2001, IBC-2003 Chapter 13 or IECC-2003 energy standards and the ASHRAE 62-2001 ventilation standards.

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3. **Industrial buildings.** That portion of the rule designated §4(A)(3) is amended to provide that subject to the adoption procedures established in section 6 of the rule, the standards applicable to the portions of industrial buildings that are designed primarily for human occupancy other than manufacturing or production are the ASHRAE 90.1-2001, IBC-2003 Chapter 13 or IECC-2003 energy standards and the ASHRAE 62-2001 ventilation standards.

4. **Modular housing exemption.** That portion of the rule designated §4(A)(4) is replaced to provide that the Maine Model Building Energy Code is not applicable to modular housing.

5. **Owner-built home exemption.** That portion of the rule designated §4(B) is amended by adding a provision to specify that the Maine Model Building Energy Code is not applicable to a single-family residential building built by the owner for that person's residence. The language must specify that this exception does not include a single-family residential building built by persons other than the owner pursuant to a contract with the owner or under the supervision of a general contractor with whom the owner has a contract.

6. **Log homes.** That portion of the rule designated §4(B) is amended by adding a provision to specify that the Maine Model Building Energy Code does not apply to log homes.

7. **Cross-reference to existing standards.** That portion of the rule designated §5 is amended by adding at the end a provision specifying that nothing in the rule affects the application of the building standards established in the Maine Revised Statutes, Title 10, chapter 214.

8. **Adoption of model code.** That portion of the rule designated §6 is replaced to provide that adoption of the Maine Model Building Energy Code by a municipality is governed by the Maine Revised Statutes, Title 35-A, section 121.

The commission is not required to hold hearings or undertake further proceedings prior to final adoption of the rule in accordance with this section; and be it further

Sec. 2. Cost. Resolved: That the Public Utilities Commission shall absorb any costs associated with implementing the rules authorized under section 1.'

SUMMARY

This amendment, which is the majority report of the Joint Standing Committee on Utilities and Energy, authorizes final

COMMITTEE AMENDMENT "A" to H.P. 1127, L.D. 1591

2 adoption of Chapter 920: Maine Model Building Energy Code, a
provisionally adopted major substantive rule of the Public
4 Utilities Commission, provided certain changes to the rule are
made. The amendment also requires the Public Utilities
6 Commission to absorb any costs associated with the implementation
of the rule.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



Approved: 05/20/05 *mac*

122nd MAINE LEGISLATURE

LD 1591

LR 2351(02)

Resolve, Regarding Legislative Review of Chapter 920: Maine Model Building Energy Code, a Major Substantive Rule of the Public Utilities Commission

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Utilities and Energy

Fiscal Note Required: Yes

Majority Report

Fiscal Note

Minor cost increase - Other Special Revenue Funds