

# MAINE STATE LEGISLATURE

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UTILITIES AND ENERGY

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STATE OF MAINE

SENATE

124TH LEGISLATURE

FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 357, L.D. 935, Bill, "An Act To Rate Energy Efficiency and Carbon Emissions of Buildings"

Amend the bill by striking out the title and substituting the following:

'Resolve, Regarding Building Energy Efficiency and Carbon Performance Ratings'

Amend the bill by striking out everything after the title and before the summary and inserting the following:

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, promoting renewable energy and energy efficiency are significant priorities of the federal American Recovery and Reinvestment Act of 2009; and

Whereas, significant funding from the federal American Recovery and Reinvestment Act of 2009 will be disbursed to the Public Utilities Commission as administrator of the United States Department of Energy State Energy Program in the immediate future for energy initiatives, including energy efficiency programs; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Building energy efficiency and carbon performance rating system.

Resolved: That the Public Utilities Commission, as administrator of the United States Department of Energy State Energy Program, in consultation with the stakeholder group convened pursuant to section 2, shall:

1. Develop or select a standardized rating system and reporting form for building energy efficiency and carbon performance;

2. Include the standardized rating system and reporting form in professional education and training programs sponsored by the Public Utilities Commission;

COMMITTEE AMENDMENT

R. 4. 6.

1 3. Encourage real estate professionals and other stakeholders to promote voluntary  
2 use of the standardized rating system and reporting form by residential and commercial  
3 property owners, including, but not limited to, voluntary disclosure of building ratings in  
4 the context of real estate transactions;

5 4. Encourage voluntary use of the standardized rating system and reporting form by  
6 large-scale property owners and managers, including the State, municipalities and other  
7 public and private entities; and

8 5. Develop a voluntary library or repository of ratings based on the standardized  
9 rating system and reporting form; and be it further

10 **Sec. 2. Stakeholder group. Resolved:** That the Public Utilities Commission, as  
11 administrator of the United States Department of Energy State Energy Program, shall  
12 convene a stakeholder group to assist in the implementation of section 1. The  
13 commission, at a minimum, shall invite the Department of Administrative and Financial  
14 Services, Bureau of General Services; the Department of Public Safety, Bureau of  
15 Building Codes and Standards; representatives of the energy audit and energy  
16 performance and management sectors; representatives of the residential and commercial  
17 real estate industry; and other interested parties to participate in the stakeholder group;  
18 and be it further

19 **Sec. 3. Report. Resolved:** That, no later than February 1, 2010, the Public  
20 Utilities Commission, as administrator of the United States Department of Energy State  
21 Energy Program, shall prepare and submit a report to the Joint Standing Committee on  
22 Utilities and Energy regarding the actions taken pursuant to section 1. The report must  
23 include, but is not limited to, recommendations for steps to be taken to promote the use of  
24 the standardized rating system and reporting form, with particular attention to promoting  
25 their use for state-owned facilities; and be it further

26 **Sec. 4. Funding. Resolved:** That the Public Utilities Commission, as  
27 administrator of the United States Department of Energy State Energy Program, may use  
28 for the purposes of this resolve up to \$50,000 of the funding received under the federal  
29 American Recovery and Reinvestment Act of 2009 designated for the commercial  
30 construction efficient design program in the Proposed Plan for Energy Stimulus Funds  
31 submitted by the Public Utilities Commission pursuant to Resolve 2009, chapter 1; and be  
32 it further

33 **Sec. 5. Appropriations and allocations. Resolved:** That the following  
34 appropriations and allocations are made.

35 **PUBLIC UTILITIES COMMISSION**

36 **Conservation Administration Fund 0966**

37 Initiative: Provides an allocation of \$50,000 to the Public Utilities Commission, as  
38 administrator of the United States Department of Energy State Energy Program, to  
39 develop and promote a standardized rating system for energy efficiency and carbon  
40 performance.

R.S.

COMMITTEE AMENDMENT "A" to S.P. 357, L.D. 935

1	<b>FEDERAL EXPENDITURES FUND ARRA</b>	<b>2009-10</b>	<b>2010-11</b>
2	All Other	\$50,000	\$0
3			
4	<b>FEDERAL EXPENDITURES FUND ARRA TOTAL</b>	<u>\$50,000</u>	<u>\$0</u>

5 **Emergency clause.** In view of the emergency cited in the preamble, this  
6 legislation takes effect when approved.

7 **SUMMARY**

8 This amendment replaces the bill with a resolve. The amendment directs the Public  
9 Utilities Commission, as administrator of the United States Department of Energy State  
10 Energy Program, in consultation with a stakeholder group, to develop or select a  
11 standardized rating system and reporting form for building energy efficiency and carbon  
12 performance, to take several steps to encourage the use of the selected rating system and  
13 reporting form and to develop a voluntary library of results. The amendment requires the  
14 commission to submit a report on these efforts to the Joint Standing Committee on  
15 Utilities and Energy and authorizes the commission to use up to \$50,000 in federal funds  
16 received by the commission, as administrator of the United States Department of Energy  
17 State Energy Program under the federal American Recovery and Reinvestment Act of  
18 2009 for the purposes of this resolve. The amendment also adds an appropriations and  
19 allocations section.

**FISCAL NOTE REQUIRED**  
(See attached)

**COMMITTEE AMENDMENT**



# 124th MAINE LEGISLATURE

LD 935

LR 647(02)

## An Act To Rate Energy Efficiency and Carbon Emissions of Buildings

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

Committee: Utilities and Energy

Fiscal Note Required: Yes

### Fiscal Note

	2009-10	2010-11	Projections 2011-12	Projections 2012-13
<b>Appropriations/Allocations</b>				
Federal Expenditures Fund	\$50,000	\$0	\$0	\$0
ARRA				

#### Fiscal Detail and Notes

This bill provides a one-time allocation of up to \$50,000 to the Public Utilities Commission, as administrator for the State Energy Program, for costs associated with convening a stakeholder's group to develop and promote a standardized energy efficiency and carbon performance rating system for buildings. The additional costs to participate in the stakeholder's group can be absorbed by the Department of Administrative and Financial Services and the Department Public Safety utilizing existing budgeted resources.