

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

An Act To Update the Laws Governing Energy Efficiency Building Performance Standards

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 10 MRSA §1412, as amended by PL 1985, c. 370, §1, is repealed.

Sec. 2. 10 MRSA §1413, sub-§1-A, as enacted by PL 2003, c. 151, §2, is repealed and the following enacted in its place:

1-A. ASHRAE standards. "ASHRAE standards" means ASHRAE Standard 62.1-2007, Ventilation for Acceptable Indoor Air Quality, ASHRAE Standard 62.2-2007, Ventilation and Acceptable Indoor Air Quality in Low-Rise Residential Buildings, and ASHRAE Standard 90.1-2007, Energy Standard for Buildings Except Low-Rise Residential Buildings, and the subsequent standards for building ventilation and energy conservation adopted by ASHRAE.

Sec. 3. 10 MRSA §1413, sub-§1-B, as enacted by PL 2003, c. 151, §2, is repealed.

Sec. 4. 10 MRSA §1413, sub-§3, as enacted by PL 1979, c. 503, §2, is repealed.

Sec. 5. 10 MRSA §1413, sub-§9-A, as enacted by PL 1987, c. 818, §1, is repealed.

Sec. 6. 10 MRSA §1413, sub-§12, as amended by PL 2005, c. 350, §3, is repealed.

Sec. 7. 10 MRSA §1413, sub-§14, as enacted by PL 1979, c. 503, §2, is repealed.

Sec. 8. 10 MRSA §1413, sub-§16, as amended by PL 2005, c. 350, §4, is repealed.

Sec. 9. 10 MRSA §1414-A, as amended by PL 2005, c. 350, §5, is repealed.

Sec. 10. 10 MRSA §1415-E, as amended by PL 2005, c. 350, §10, is repealed.

Sec. 11. 10 MRSA §1415-G, sub-§4, as amended by PL 2005, c. 350, §11, is further amended to read:

4. Performance-based compliance. The commission may waive the requirements of subsection 3 for any building if the commission determines that the building's calculated annual energy consumption is not greater than the annual energy consumption of a similar building constructed in accordance with subsection 3.

~~The commission may adopt rules that establish a performance-based compliance procedure for residential buildings. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.~~

Sec. 12. 10 MRSA §1415-I, as enacted by PL 2005, c. 350, §13, is repealed.

Sec. 13. 10 MRSA §9721, sub-§1-A, as enacted by PL 2009, c. 261, Pt. A, §5, is amended to read:

1-A. Building code. "Building code" means any part or portion of any edition of a code that regulates the construction of a building, including codes published by the International Code Council or Building Officials and Code Administrators International, Inc., ~~or the Maine Model Building Code~~ or the International Existing Building Code adopted pursuant to Title 10, section 9702, but does not include the fire and life safety codes in Title 25, section 2452.

Sec. 14. Repeal rules. The Public Utilities Commission shall repeal rules that established the standards that comprised the Maine Model Building Energy Code.

SUMMARY

This bill changes the definition of ASHRAE standards and repeals definitions dealing with the energy efficiency building performance standards to reflect the changes made by the enactment of the Maine Uniform Building and Energy Code.

The bill also directs the Public Utilities Commission to repeal rules that established the standards that comprised the Maine Model Building Energy Code.