



# 127th MAINE LEGISLATURE

LD 1286

LR 774(04)

## An Act To Ensure the Use of Environmentally Responsible Insulation Materials in Taxpayer-funded Building Projects

Fiscal Note for Senate Amendment " " to Committee Amendment "A"

Sponsor: Sen. Johnson of Lincoln

Fiscal Note Required: Yes

### Fiscal Note

Removes mandate preamble  
Potential State Mandate - Unfunded

#### State Mandates

| Required Activity   | Unit Affected | Local Cost                |
|---|---------------|---------------------------|
| Requires local school administrative units (SAU's) to install, or fund the installation of, insulation with a global-warming potential of 10 or less in state-funded new construction or substantial renovation projects that begin on or after October 1, 2017 unless SAU's can demonstrate that the use of such materials will significantly increase the cost of the projects. | School        | Not Significant statewide |

The required local activities in this bill may represent a state mandate pursuant to the Constitution of Maine. If the bill does require a local unit of government to expand or modify its activities so as to necessitate additional expenditures from local revenue, the state mandate provisions of the Constitution of Maine require either: (1) General Fund appropriations be provided to fund at least 90% of any additional necessitated local costs of the mandate; or (2) a Mandate Preamble be added to the bill and two-thirds of the members of each House vote to exempt the mandate from the funding requirement. If the bill does represent a state mandate and neither one of these actions occurs, the local units of government will not be required to implement the mandated activities.

#### Fiscal Detail and Notes

This amendment removes the mandate preamble and now allows SAU's, the University of Maine, the Maine Community College System and the Maine Maritime Academy to be exempt from the new requirement only if they can demonstrate that the use of such materials will significantly increase the cost of a project. No definition of significant is made. The significant standard will not apply to the Maine State Housing Authority, the Efficiency Maine Trust and the State of Maine, which will all be required to use the new materials regardless of any cost differential. The eventual cost differential of using low global-warming potential materials instead of more traditional materials cannot be determined at this time and will depend on the availability and competitiveness of such products in the marketplace.