

**VOLUNTARY HOME ENERGY INFORMATION PILOT
PROGRAM**

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Patrice M. Arent

Senate Sponsor: Curtis S. Bramble

LONG TITLE

General Description:

This bill addresses a voluntary home energy information pilot program.

Highlighted Provisions:

This bill:

- ▶ provides for the creation of model rules by the Office of Energy Development for a voluntary home energy information pilot program;
- ▶ requires the Office of Energy Development to administer or contract for the administration of an advisory committee and the development of model rules;
- ▶ requires the Office of Energy Development to develop model rules for a home energy performance score system;
- ▶ creates the Home Energy Information Advisory Committee to consult on the development of model rules for a home energy information pilot program and the home energy performance score system;
- ▶ specifies advisory committee membership and duties; and
- ▶ provides for a sunset of provisions relating to the voluntary home energy information pilot program.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2021:

- ▶ to the Governor's Office of Energy Development - Office of Energy Development, as a one-time appropriation:

29 • from the General Fund, One-time, \$50,000.

30 **Other Special Clauses:**

31 None

32 **Utah Code Sections Affected:**

33 AMENDS:

34 **63I-2-263**, as last amended by Laws of Utah 2019, Chapters 182, 240, 246, 325, 370,
35 and 483

36 ENACTS:

37 **63M-4-801**, Utah Code Annotated 1953

38 **63M-4-802**, Utah Code Annotated 1953

39 **63M-4-803**, Utah Code Annotated 1953

40 **63M-4-804**, Utah Code Annotated 1953

41 **63M-4-805**, Utah Code Annotated 1953

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43 *Be it enacted by the Legislature of the state of Utah:*

44 Section 1. Section **63I-2-263** is amended to read:

45 **63I-2-263. Repeal dates, Title 63A to Title 63N.**

46 (1) On July 1, 2020:

47 (a) Subsection **63A-1-203**(5)(a)(i) is repealed; and

48 (b) in Subsection **63A-1-203**(5)(a)(ii), the language that states "appointed on or after
49 May 8, 2018," is repealed.

50 (2) Sections **63C-4a-307** and **63C-4a-309** are repealed January 1, 2020.

51 (3) Title 63C, Chapter 19, Higher Education Strategic Planning Commission is
52 repealed July 1, 2020.

53 (4) The following sections regarding the World War II Memorial Commission are
54 repealed on July 1, 2020:

55 (a) Section **63G-1-801**;

- 56 (b) Section [63G-1-802](#);
- 57 (c) Section [63G-1-803](#); and
- 58 (d) Section [63G-1-804](#).
- 59 (5) In relation to the State Fair Park Committee, on January 1, 2021:
- 60 (a) Section [63H-6-104.5](#) is repealed; and
- 61 (b) Subsections [63H-6-104](#)(8) and (9) are repealed.
- 62 (6) Section [63H-7a-303](#) is repealed on July 1, 2022.
- 63 (7) In relation to the Employability to Careers Program Board, on July 1, 2022:
- 64 (a) Subsection [63J-1-602.1](#)(52) is repealed;
- 65 (b) Subsection [63J-4-301](#)(1)(h), related to the review of data and metrics, is repealed;
- 66 and
- 67 (c) Title 63J, Chapter 4, Part 7, Employability to Careers Program, is repealed.
- 68 (8) Section [63J-4-708](#) is repealed January 1, 2023.
- 69 (9) Title 63M, Chapter 4, Part 8, Voluntary Home Energy Information Pilot Program
- 70 Act, is repealed January 1, 2022.

71 Section 2. Section **63M-4-801** is enacted to read:

72 **Part 8. Voluntary Home Energy Information Pilot Program Act**

73 **63M-4-801. Title.**

74 This part is known as the "Voluntary Home Energy Information Pilot Program Act."

75 Section 3. Section **63M-4-802** is enacted to read:

76 **63M-4-802. Definitions.**

77 As used in this part:

- 78 (1) "Advisory committee" means the committee created in Subsection [63M-4-805](#)(1).
- 79 (2) "Asset rating" means a representation of a residential building's energy efficiency or
- 80 energy use generated by modeling under standardized weather and occupancy conditions.
- 81 (3) "Home" means a single-family detached or single-family attached enclosed
- 82 structure created for permanent use as a residence.

(4) "Home energy assessment" means the evaluation or testing of components or systems in a residential building for the purpose of identifying options for increasing energy conservation and energy efficiency.

(5) "Home energy assessor" means a qualified person who:

(a) conducts home energy assessments on residential buildings;

(b) assigns residential buildings a home energy performance score; and

(c) prepares a home energy performance report for residential buildings.

(6) "Home energy performance report" means a report prepared by a home energy assessor that identifies a residential building's home energy performance score, an explanation of the score, an estimate of the total energy used in the home, and other information required to be included in the report under Section [63M-4-804](#).

(7) "Home energy performance score" means a score assigned to a residential building using the home energy performance score system created by the office pursuant to Section [63M-4-804](#).

(8) "Home energy performance score system" means a technical and administrative framework for producing and reporting metrics that describe the energy consumption, generation, and efficiency of a building.

(9) "Program" means the voluntary home energy information pilot program for which model rules are created in Section [63M-4-803](#).

(10) "Residential building" means a home.

Section 4. Section **63M-4-803** is enacted to read:

63M-4-803. Voluntary Home Energy Information Pilot Program.

(1) The office shall develop model rules for a voluntary home energy information pilot program.

(2) The model rules shall be designed to:

(a) provide widespread information to home buyers and sellers about a home's energy efficiency, cost savings, and air quality impacts; and

(b) empower consumers to ask about the energy efficiency performance of homes and increase market demand for energy efficient homes and home energy efficiency upgrades.

(3) The office may use appropriated funds to develop model rules for a home energy performance score system described in Section 63M-4-804 for homes.

(4) Model rules to implement the program may include:

(a) proposed application procedures to receive a reimbursement from the program for a home energy assessment and home energy performance report;

(b) the criteria used by the office to determine whether a reimbursement request is approved;

(c) the administratively best method and form for making a reimbursement;

(d) the criteria used by the office to determine the amount of a reimbursement;

(e) the information that an applicant or applicant's designee will be required to report to the office to receive a reimbursement;

(f) specifications for the procedures and requirements for conducting a home energy assessment;

(g) the requirements for a home energy performance report; and

(h) the qualifications for home energy assessors.

(5) The office shall administer or contract for the administration of the advisory committee and the development of model rules.

(6) The office shall provide a report to the Legislature's Business and Labor Interim Committee and Public Utilities, Energy, and Technology Interim Committee no later than November 30, 2020 on:

(a) the status of the model rules; and

(b) recommendations for implementing a pilot program based on the model rules.

Section 5. Section **63M-4-804** is enacted to read:

63M-4-804. Home energy performance score system.

(1) In consultation with the advisory committee, the office shall create a home energy

performance score system that shall:

(a) have the capability to generate a home energy performance score that meets the requirements of Subsection (2);

(b) have the capability to generate a home energy performance report that meets the requirements of Subsection (3);

(c) have the capability to incorporate building energy assessment software, the output of which is to be used to derive the information presented on the home energy performance report; and

(d) specify training requirements for home energy assessors.

(2) A home energy performance score under Subsection (1)(a) shall:

(a) be an asset rating that is based on physical inspection of the home or design documents used for the home's construction; and

(b) use one or a combination of the following approaches for home energy scoring:

(i) the issuance of a home energy score by the United States Department of Energy; or

(ii) the issuance of a home energy rating system by the Residential Energy Services Network.

(3) A home energy performance report described in Subsection (1)(b) shall include:

(a) the home energy performance score described in Subsection (1)(a) and an explanation of the score;

(b) an estimate of the total energy used in the home in retail units of energy, by fuel type;

(c) an estimate of the annual energy costs for operating the home;

(d) an estimate of the annual emissions resulting from energy used in the home;

(e) a list of recommended home improvements to reduce energy use in the home; and

(f) other information the office, in consultation with the advisory committee, determines is appropriate to include in the model rules.

Section 6. Section **63M-4-805** is enacted to read:

63M-4-805. Home energy information advisory committee.

(1) There is created a home energy information advisory committee.

(2) The advisory committee shall be composed of the following 12 members:

(a) an individual who is an expert in residential real estate, as recommended by the

Utah Association of Realtors;

(b) an individual who is an expert in residential construction as recommended by the

Utah Home Builders Association;

(c) an individual who is an expert in land development for residential communities but is not a home builder;

(d) an individual who is a nonprofit energy efficiency or air quality advocate;

(e) an individual who is an expert in residential home energy assessments;

(f) an individual who is an expert in residential home inspections;

(g) an individual who is an expert in public education and marketing;

(h) an individual who is an expert in residential appraisals, as recommended by the

Utah Association of Appraisers;

(i) an individual who is an expert in electric utility energy efficiency programs;

(j) an individual who is an expert in natural gas utility energy efficiency programs;

(k) an individual who is an expert in residential architecture, as recommended by the

Utah Chapter of the American Institute of Architects; and

(l) the director of the Governor's Office of Energy Development or the director's designee.

(3) The director of the office shall appoint the members of the advisory committee which shall assist the director in developing model rules for a home energy performance score system described in Section [63M-4-804](#).

(4) The director of the office, or the director's designee, shall act as chair of the advisory committee.

(5) An advisory committee member may not receive compensation or benefits for the

191 member's service on the advisory committee.

192 Section 7. **Appropriation.**

193 The following sums of money are appropriated for the fiscal year beginning July 1,
194 2020, and ending June 30, 2021. These are additions to amounts previously appropriated for
195 fiscal year 2021. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures
196 Act, the Legislature appropriates the following sums of money from the funds or accounts
197 indicated for the use and support of the government of the state of Utah.

198 ITEM 1

199 To the Governor's Office of Energy Development - Office of Energy Development

200 From General Fund, One-time

\$50,000

201 Schedule of Programs:

202 Home Energy Information Pilot Program

\$50,000

203 The Legislature intends that the money appropriated in this section be used for the
204 development of model rules for the voluntary home energy information pilot program under
205 Title 63M, Chapter 4, Part 8, Voluntary Home Energy Information Pilot Program Act.