



3/15/2010

## NEEP States Energy Efficiency Policy in 2010: Regulatory Decisions and Key Legislation

In 2010, Northeast Energy Efficiency Partnerships will have the opportunity to weigh in on a number of important legislative and regulatory proceedings regarding energy efficiency policy in the states. Following are some of the key fiscal policy issues, regulatory decisions and legislation in the Northeast and Mid-Atlantic that may be significant in changing the regulation and funding for energy efficiency in the region.

### Connecticut

#### *Administrative and Regulatory Proceedings*

- Budget Issues: [Governor’s Budget Proposal to Appropriate \\$30 Million from Energy Efficiency Fund](#)
- DPUC Docket 09-10-03: [Decision on 2010 Conservation and Load Management Plans](#)

#### *Legislation*

Title	Bill No.	Description
Energy Efficient Product Standards	<a href="#">HB 5217</a>	Requires audio products, disc players, TVs and TV monitors to meet minimum energy efficiency standards
Green Jobs and Green Loans Program	<a href="#">HB 5465</a>	Comprehensive legislation includes property assessed clean energy and studies of green jobs, coordination of federal funding, and consumer interest in energy efficiency programs
Coordination of Energy Efficiency Programs	<a href="#">HB 5467</a>	Modifies Energy Efficiency Fund to create separate natural gas and fuel oil efficiency accounts.
Energy Efficiency through Base Rates	<a href="#">HB 5365</a>	Alters regulations for Electric Distribution Companies, including permitting utilities to make additional investments in energy efficiency through base rate cases
Energy Savings Infrastructure Loan Program	<a href="#">SB 463</a>	Requires Electric Distribution Companies to create a energy savings loan program for its customers to be repaid through monthly utility bills
NYSERDA for Connecticut	<a href="#">SB 464</a>	Requires the DPUC to contract with NYSERDA to study its operations and create a similar entity in Connecticut
Municipal and State Energy Efficiency Program	<a href="#">HB 5361</a>	Allows electric utilities to offer efficiency improvement programs to state and municipal customers



3/15/2010

## Maine

### *Administrative and Regulatory Proceedings*

- Creation of [First Triennial Plan](#) of Efficiency Maine Trust
- Ruling on “Best Option” rates for business customers (Docket No. 2009-397)

### *Legislation*

Title	Bill No.	Description
Clean Energy Improvement Financing Programs	<a href="#">LD 1717</a> (Crockett)	Allows cities and towns to create property assessed clean energy districts
Clean Energy Opportunities Act	<a href="#">LD 1647</a> (Berry)	Requires utilities to make contracts for capacity resources in order to meet the energy efficiency targets by the Efficiency Maine Trust Triennial Plan— <i>Passed House and Senate</i>
Smart Grid Infrastructure Act	<a href="#">LD 1535</a> (Hinck)	Establishes a state policy to promote a smart electricity grid
Limiting Bill Increases from Energy Efficiency Measures	<a href="#">LD 1581</a> (Fitts)	Prevents increases in customer bills as a result of reductions in electricity consumption from efficiency programs

## Maryland

### *Administrative and Regulatory Proceedings*

- No major efficiency decisions pending

### *Legislation*

Title	Bill No.	Description
Televisions Efficiency Standards	<a href="#">HB 349</a> (Carr)	Creates minimum energy efficiency standards for televisions
Energy Performance Rating for Public Buildings	<a href="#">SB 656</a> (Lennet)	Requires certain municipal, county, and state government buildings to post ENERGY STAR rating
Energy Disclosure and Benchmarking for Public and Commercial Buildings	<a href="#">HB 985</a> (Hecht)	Requires utilities to maintain electric and gas consumption records for non-residential buildings and commercial buildings to upload and benchmark using EPA Portfolio Manager
Energy Efficiency and Renewable Energy as Priority Energy Resources	<a href="#">HB 922</a> (Hecht)	Establishes energy efficiency and renewable energy as preferred energy resources-- <i>Withdrawn</i>
Regarding RGGI Allocations	<a href="#">HB 696</a> (Hecht)	Reducing percentage of RGGI funds going to energy efficiency programs-- <i>Withdrawn</i>
Modifies Clean Energy Loan Program	<a href="#">HB 1014</a> (Hecht)	Modifies the property assessed home energy loan program to make loans senior and require energy audits



3/15/2010

## Massachusetts

### *Administrative and Regulatory Proceedings*

- [Green Communities Act Three-Year Electric and Natural Gas Plans](#)

### *Legislation*

Title	Bill No.	Description
Appliance Efficiency Standards Package	<a href="#">H 3124</a> (Smizik)	Increases energy efficiency standards for a suite of consumer electronic products, including TVs
Municipal Relief Package/Property Assessed Clean Energy	<a href="#">H 4526</a> (Donato)	Includes measure allowing cities and towns to create property assessed clean energy districts
Energy Efficiency Resource Standard and Efficiency at State Facilities	<a href="#">S 1477</a> (Creem)	Creates a goal of reducing statewide energy use by 20% per unit of output by 2016 and requires state agencies to reduce energy use by 2015

## New Hampshire

### *Administrative and Regulatory Proceedings*

- Re-Opening of 2010 CORE Docket, after reduction in SBC funding ([old Docket here](#))

### *Legislation*

Title	Bill No.	Description
EESE Board All Cost Effective Efficiency Mandate	<a href="#">SB 323</a> (Fuller Clark)	Requires the PUC to study the effectiveness of current energy efficiency and sustainable energy programs and make policy recommendations to the legislature by December 2011
LEED Silver for State Funded Projects	<a href="#">SB 409</a> (Fuller Clark)	Requires all facilities constructed with state funding to meet LEED Silver or higher
Clean Energy Assessment Districts	<a href="#">HB 1554</a> (Pastor)	Allows towns and cities to create clean energy improvement districts either through issuing municipal bonds or establishing loan funds funded by federal, state or private resources
Sustainable Energy Loan Fund (SELF) Financing Program	<a href="#">SB 393-FN</a> (Fuller Clark)	Establishes a revolving loan fund to provide for energy efficiency improvements and renewable energy measures for property owners using \$10 million in RGGI funds for 2010 and 50% in future year— <i>Referred to Interim Study</i>
Building Energy Code Update	<a href="#">SB 456</a> (Merrill)	Amends the state building code to incorporate the International Energy Conservation Code 2009 or the most recently published version of the IECC— <i>Referred to Interim Study</i>



3/15/2010

Utility Energy Efficiency Loan Programs	<a href="#">HB 1377</a> (Cali-Pitts)	Enables utilities to establish loan programs for renewable energy and efficiency projects— <i>Passed House</i>
---	---	--

## New Jersey

### *Administrative and Regulatory Proceedings*

- Budget Issues: [Governor’s Budget Plan to Use \\$158 million from Clean Energy Fund](#)

### *Legislation*

Title	Bill No.	Description
Efficiency Standards Package	<a href="#">A 1773</a> (Watson-Coleman)	Establishes energy efficiency standards for water dispensers, food holding cabinets, residential furnaces, and clarifies standards for commercial clothes washers
Time of Sale Home Energy Rating	<a href="#">S 449</a> (Smith, Bob)	Requires Commissioner of Community Affairs to create a time of sale building energy rating for homes to be used by licensed home inspectors
LEED for Public Schools	<a href="#">S 239</a> (Bateman)	Requires new public schools to use LEED certified guidelines in construction
Energy Savings Act	<a href="#">A 1551</a> (Lampitt)	Creates an Office of Energy Savings to reduce energy use at state facilities
Standardized Energy Audit and Training Program	<a href="#">A 1556</a> (Lampitt)	Requires the state to develop a standard energy audit and training program



3/15/2010

## New York

### *Administrative and Regulatory Proceedings*

- No major efficiency decisions pending

### *Legislation*

Title	Bill No.	Description
Update to State Energy Code	<a href="#">A 7735</a> (Cahill)	Updates the state building energy code to be set to the current IECC/ASHRAE 90.1 residential and commercial code levels in accordance with ARRA
TV Efficiency Standards	<a href="#">A 9387</a> (Kavanaugh)	Creates energy efficiency standards for televisions
Global Warming Pollution Act	<a href="#">A 7572</a> (Sweeney)	Creates a greenhouse gas regulation system to reduce greenhouse gas emissions to 20 percent below 1990 levels by 2020 and 80 percent by 2050
Green Loan Programs/Green Homes Program	<a href="#">A 7611</a> (Englebright)	Allows cities and towns to create green loan programs to be financed through annual property tax assessments
Lighting Efficiency Standards	<a href="#">S 407</a> (Robach)	Requires general purpose lighting products to meet minimum energy efficiency standards
Energy Information Disclosure at Time of Sale	<a href="#">S 5798</a> (Parker)	Enhances property disclosure statements to notify homebuyers of their right to receive the property's recent energy cost history and the energy efficiency status of any appliances being sold with the property
On-Bill Financing for Natural Gas Customers	<a href="#">S 3712</a> (Parker)	Allows natural gas customers to use on-bill financing through their gas utility to make energy efficiency improvements at their home



3/15/2010

## Rhode Island

### *Administrative and Regulatory Proceedings*

- National Grid Rate Case/Decoupling Decision: [4065](#)
- National Grid 2010 Energy Efficiency Programs: [4116](#)

### *Legislation*

Title	Bill No.	Description
Energy Independence and Global Warming Solutions Act	<a href="#">S 2039</a> (Walaska)	Creates a greenhouse gas regulation system to reduce greenhouse gas emissions to 20 percent below 1990 levels by 2020 and 80 percent by 2050
Green Jobs, Green Rhode Island	<a href="#">H 7201</a> (Hearn)	Creates a Green Jobs Green Rhode Island program to provide assistance to community-based organizations to perform energy upgrades and job training and create a revolving loan fund for energy efficiency upgrades at homes and businesses

## Vermont

### *Administrative and Regulatory Proceedings*

- Modifying the Energy Efficiency Utility Structure: [Docket 7466](#)
- [Self-Managed Efficiency Programs](#)

### *Legislation*

Title	Bill No.	Description
Appliance Standards Package Legislation	<a href="#">H 316</a> (Masland)	Set minimum energy efficiency standards for lots of products
Time of Sale Building Energy Ratings	<a href="#">S 137</a>	Requires property owners to disclose energy efficiency rating at time of sale, part of ARRA enabling legislation
Energy Code for New Residential Construction	<a href="#">H 340</a> (Mitchell)	Requires that new construction have a HERS rating of no more than 80
Clean Energy Loan Program	<a href="#">S 219</a> (Lyons)	Creates a grant and loan program for efficiency and renewable energy projects and requires VEIC and the Clean Energy Board to study ways to fund energy efficiency retrofits

Compiled by Josh Craft, NEEP Public Policy Analyst  
[jcraft@neep.org](mailto:jcraft@neep.org) (781) 860-9177 ext. 109