

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article 41 - Governor - Executive and Administrative
Departments

STATEWIDE BUILDING ENERGY UTILIZATION STANDARD GUIDELINES
257M.

(A) (1) IN THIS SECTION THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

(2) "ASHRAE" MEANS THE ORGANIZATION KNOWN AS THE AMERICAN SOCIETY OF HEATING, REFRIGERATING, AND AIR CONDITICNING ENGINEERS.

~~(3) "BUILDING" MEANS ANY STRUCTURE USED OR INTENDED FOR SUPPORTING OR SHELTERING ANY USE OR OCCUPANCY, INCLUDING ASSEMBLY, BUSINESS, FACTORY, INDUSTRIAL, INSTITUTIONAL, MERCANTILE, STORAGE, AND RESIDENTIAL USES OR OCCUPANCIES. THE TERM DOES NOT INCLUDE FARM BUILDINGS WHICH ARE NOT INTENDED FOR HUMAN OCCUPANCY.~~

~~(4) (3) "DEPARTMENT" MEANS THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT.~~

~~(5) (4) "SECRETARY" MEANS SECRETARY OF THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT.~~

(B) (1) THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT, ~~OR THE APPROPRIATE DIVISION THEREOF,~~ SHALL ~~PROMULGATE AND ADOPT~~ DEVELOP A STATEWIDE ENERGY UTILIZATION STANDARD GUIDELINES THAT IS APPLICABLE TO ALL NEW BUILDINGS FOR WHICH A BUILDING OR ZONING PERMIT IS ISSUED AND NOT EXEMPTED BY THE LOCAL JURISDICTIONS.

(2) IN DEVELOPING THE STATE STANDARD GUIDELINES, THE DEPARTMENT SHALL UTILIZE THE MOST RECENT ASHRAE STANDARD, "ENERGY CONSERVATION IN NEW BUILDING DESIGN". ~~HOWEVER, THE DEPARTMENT MAY MAKE EXCEPTIONS OR MODIFICATIONS WHICH, AFTER ADEQUATE PUBLIC NOTICE AND PUBLIC HEARING, IT DEEMS APPROPRIATE.~~

~~(3) THE DEPARTMENT ALSO MAY MODIFY THE STATE STANDARD TO CONFORM WITH THE NATIONAL ENERGY CONSERVATION STANDARD IMPOSED ON STATE BUILDING CODES BY THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT PURSUANT TO THE REQUIREMENTS OF TITLE III OF THE ENERGY CONSERVATION AND PRODUCTION ACT OF 1976.~~

(3) AFTER APPROVAL BY THE AELR COMMITTEE OF THE MARYLAND GENERAL ASSEMBLY, THESE GUIDELINES WILL BE PROMULGATED. BASED ON THE STATE GUIDELINES, AS APPROVED BY THE AELR COMMITTEE, EACH LOCAL JURISDICTION SHALL REQUIRE