

Expedited Bill No. 44-09
Concerning: Buildings – Energy
Efficiency – Deferral
Revised: 11/13/2009 Draft No. 1
Introduced: November 17, 2009
Enacted: December 1, 2009
Executive: December 10, 2009
Effective: December 10, 2009
Sunset Date: None
Ch. 32, Laws of Mont. Co. 2009

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the request of the County Executive

AN EXPEDITED ACT to:

- (1) defer the effective date for requiring that certain residential buildings meet certain ENERGY STAR standards; and
- (2) generally amend the law relating to buildings, energy, and environmental policy.

By amending
2008 Laws of Montgomery County
Chapter 7

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

1 **Sec. 1. Section 5 of Chapter 7 of the 2008 Laws of Montgomery County is**
 2 **amended as follows:**

3 (a) [(1) Except as provided in paragraph (2),] Section 8-55, as added by
 4 Section 4 of this Act, applies to any covered building for which a
 5 building permit application is filed on or after [January] April 1,
 6 2010.

7 [(2) The Director of the Department of Environmental Protection may
 8 suspend the applicability of Section 8-55 until April 1, 2010 if:

9 (A) the Director certifies by October 1, 2009, that an
 10 alternative approach would:

11 (i) achieve the same energy efficiency goals as Section
 12 8-55; and

13 (ii) be less costly to builders and buyers of covered
 14 buildings; or

15 (B) the Sustainability Working Group finds that there is an
 16 insufficient number of qualified home energy performance
 17 raters doing business in the County.]

18 **Sec. 2. Expedited Effective Date.** The Council declares that this Act is
 19 necessary for the immediate protection of the public interest. This Act takes effect on
 20 the date on which it becomes law.

21 *Approved:*

22 *Nancy Floreen* *December 3, 2009*
Nancy Floreen, President, County Council Date

23 *Approved:*

24 *Isiah Leggett* *Dec 10, 2009*
Isiah Leggett, County Executive Date

25 *This is a correct copy of Council action.*

26 *Linda M. Lauer* *Dec 10, 2009*
Linda M. Lauer, Clerk of the Council Date

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