

**California Energy Commission
REVISED DRAFT REGULATIONS**



**Nonresidential Building Energy Use
Disclosure Program**

Draft Regulations

Title 20, Division 2, Chapter 4, Article 9, Sections 1680 - 1685

AUGUST, 2011

CEC-400-2010-004-SD2

ABSTRACT

The California Energy Commission developed the draft regulations to fulfill the purposes of AB 1103, help carry out the Commission's mission of promoting energy efficiency in California, and to implement, interpret, and make specific the provisions of Public Resources Code, section 25402.10.

The proposed regulations require the owner of a nonresidential property within California, in advance of certain financial transactions, to benchmark the building's energy use using the U.S. EPA Portfolio Manager system and to disclose statements of the building's energy usage to potential buyers, lessees, and lenders. The draft regulations apply only when an entire nonresidential building is about to be bought, leased, or financed.

The proposed regulations also require utilities serving the building to release the most recent 12 months of energy use data for the entire building to an owner's U.S. EPA's Portfolio Manager account, upon request of the owner.

The draft regulations would add Article 9, Sections 1680 through 1685, to the California Code of Regulations, Title 20, Division 2, Chapter 4.