M3, M5 5lr2778 CF 5lr1171

By: Senators Gallion, Bailey, Jennings, Carozza, Folden, Hershey, and Ready Introduced and read first time: January 22, 2025 Assigned to: Education, Energy, and the Environment

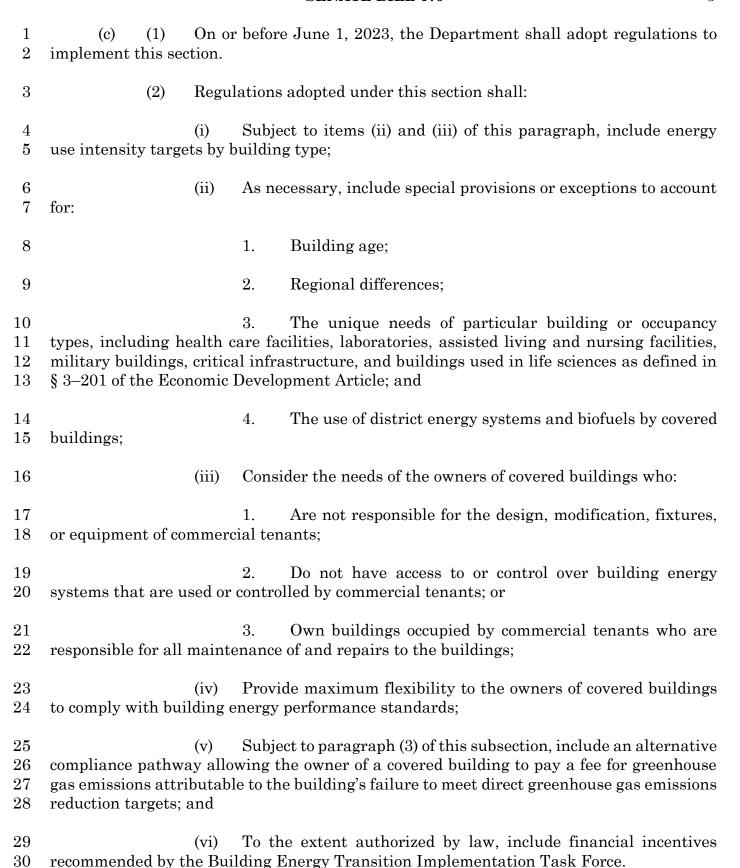
## A BILL ENTITLED

1	AN ACT concerning			
2 3	Building Energy Performance Standards – Public Safety, Emergency, and Public Utility Buildings – Exclusion			
$4\\5\\6\\7$	building energy performance standards to exclude certain public safety, emergency,			
8 9 10 11	BY repealing and reenacting, without amendments, Article – Environment Section 2–1601(a) and (f) and 2–1602 Annotated Code of Maryland			
12	(2013 Replacement Volume and 2024 Supplement)			
13 14 15 16 17	Article – Environment Section 2–1601(e) Annotated Code of Maryland			
18 19	,			
20	Article – Environment			
21	2–1601.			
22	(a) In this subtitle the following words have the meanings indicated.			
23	(e) (1) "Covered building" means a building that:			



## **SENATE BILL 479**

$\frac{1}{2}$	State; or	(i)	1. Is a commercial or multifamily residential building in the	
3			2. Is owned by the State; and	
4 5	the parking garag	(ii) e area	Has a gross floor area of 35,000 square feet or more, excluding .	
6	(2)	"Cov	ered building" does not include:	
7 8	or local law;	(i)	A building designated as a historic property under federal, State,	
9		(ii)	A public or nonpublic elementary or secondary school building;	
10		(iii)	A manufacturing building; [or]	
11		(iv)	An agricultural building;	
12 13	(V) A PUBLIC BUILDING DESIGNATED BY ANY UNIT OF FEDERAL, STATE, OR LOCAL GOVERNMENT FOR:			
14			1. Public safety purposes; or	
15			2. USE AS AN EMERGENCY STORM SHELTER; OR	
16		(VI)	A PUBLIC UTILITY BUILDING.	
17 18	(f) "Direct greenhouse gas emissions" means greenhouse gas emissions produced on–site by covered buildings.			
19	2–1602.			
20 21	(a) The Department shall develop building energy performance standards for covered buildings that achieve:			
22 23 24	(1) A 20% reduction in net direct greenhouse gas emissions on or before January 1, 2030, as compared with 2025 levels for average buildings of similar construction; and			
25	(2)	Net-	zero direct greenhouse gas emissions on or before January 1, 2040.	
26 27 28	this section, the D	epartr	e the development of building energy performance standards under ment shall require the owners of covered buildings to measure and data to the Department annually beginning in 2025.	



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## **SENATE BILL 479**

- 1 (3) The Department may not set an alternative compliance fee that is less 2 than the social cost of greenhouse gases adopted by the Department or the U.S. 3 Environmental Protection Agency.
  - (d) Electric companies and gas companies shall provide energy data, including whole—building and aggregate data, to the owners of covered buildings for benchmarking purposes.
- 7 (e) In calculating the statewide standards developed by the Department under 8 this section, an owner of a covered building may not consider greenhouse gas emissions or 9 energy use by a commercial tenant of the covered building that:
- 10 (1) Is a food service facility as defined in COMAR 10.15.03.02; and
- 11 (2) Engages in commercial cooking and water heating.
- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2025.