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

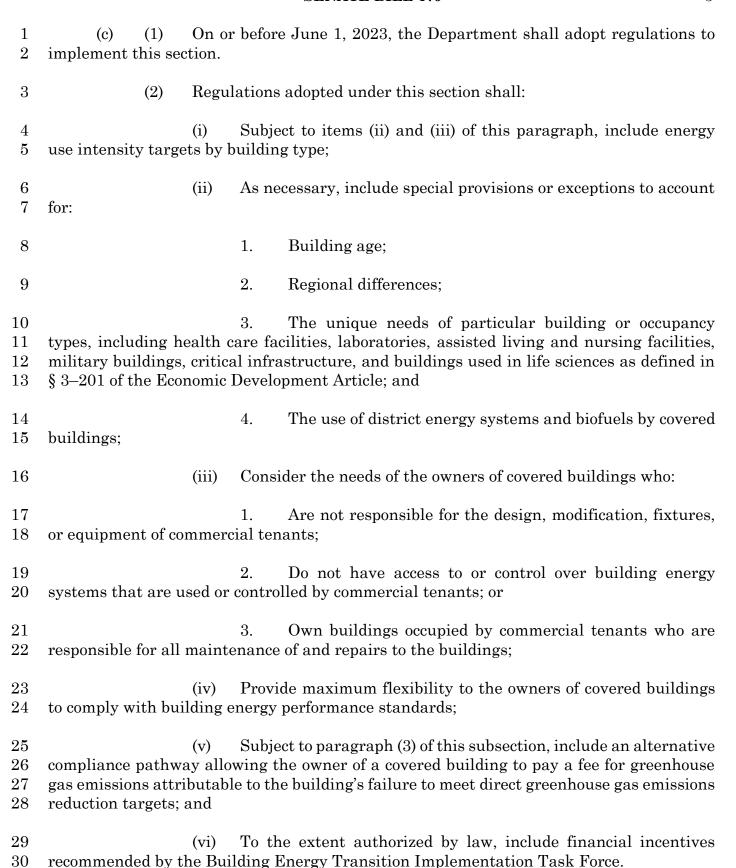
A BILL ENTITLED

1	AN ACT concerning					
2 3	Building Energy Performance Standards – Public Safety, Emergency, and Public Utility Buildings – Exclusion					
4	FOR the purpose of altering the definition of "covered building" for purposes of certain					
5	building energy performance standards to exclude certain public safety, emergency					
6	and public utility buildings; and generally relating to building energy performance					
7	standards and covered buildings.					
8	BY repealing and reenacting, without amendments,					
9	Article – Environment					
10	Section 2–1601(a) and (f) and 2–1602					
11	Annotated Code of Maryland					
12	(2013 Replacement Volume and 2024 Supplement)					
13	BY repealing and reenacting, with amendments,					
14	Article – Environment					
15	Section 2–1601(e)					
16	Annotated Code of Maryland					
17	(2013 Replacement Volume and 2024 Supplement)					
18	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,					
19	That the Laws of Maryland read as follows:					
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:					



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$\frac{1}{2}$	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) re area		a gross floor area of 35,000 square feet or more, excluding		
6	(2)	"Cov	vered building" does not include:			
7 8	or local law;	(i)	A building designated as a historic property under federal, State,			
9		(ii)	A pu	blic or nonpublic elementary or secondary school building;		
10		(iii)	A ma	anufacturing building; [or]		
11		(iv)	An a	gricultural building;		
12 13						
14			1.	PUBLIC SAFETY PURPOSES; OR		
15			2.	USE AS AN EMERGENCY STORM SHELTER; OR		
16		(VI)	A PU	JBLIC 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 di	irect greenhouse gas emissions on or before January 1, 2040.		
26 27 28	(b) To facilitate the development of building energy performance standards under this section, the Department shall require the owners of covered buildings to measure and report direct emissions data to the Department annually beginning in 2025.					



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- 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.
- 4 (d) Electric companies and gas companies shall provide energy data, including 5 whole-building and aggregate data, to the owners of covered buildings for benchmarking 6 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.