

By Mr. Jones of North Reading, petition of Bradley H. Jones, Jr., and other members of the House relative to energy conservation in public housing. Energy.

The Commonwealth of Massachusetts

In the Year Two Thousand and Three.

AN ACT PROMOTING ENERGY CONSERVATION IN THE COMMONWEALTH.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 40B, as appearing in the 2000 Official Edition, is
2 hereby amended by inserting after section 22 the following
3 section:—

4 Section 22A. The department of housing and community devel-
5 opment shall not approve the construction, upgrade, or expansion
6 of any affordable housing project in the commonwealth until the
7 department has found that the project has to the best of its capabil-
8 ities:

9 (1) Ensured that all consumers, regardless of retail electricity or
10 gas provider, will have an opportunity to participate in and benefit
11 from a comprehensive set of cost-effective energy efficiency pro-
12 grams and initiatives that have been offered in the state;

13 (2) Required that continued or improved efficiencies be made
14 in the production, delivery, and use of energy efficiency services
15 within the affordable housing;

16 (3) Built on the energy efficiency expertise and capabilities that
17 have developed or may develop in the state;

18 (4) Promoted coordinated program delivery, including coordi-
19 nation with low income weatherization programs, other efficiency
20 programs, and utility programs;

21 (5) Considered innovative approaches to delivering energy effi-
22 ciency, including strategies to encourage third party financing and
23 customer contributions to the cost of efficiency measures;

24 (6) Approved programs, measures, and delivery mechanism
25 that reasonably reflect current and projected market conditions,
26 technological options, and environmental benefits;

27 (7) Provided for delivery of these programs as rapidly as pos-
28 sible, taking into consideration the need for these services, and
29 cost-effective delivery mechanisms;

30 (8) Required that any entity approved by the local housing
31 authority deliver department approved programs in an effective,
32 efficient, timely, and competent manner and meet standards that
33 are consistent with the department's orders, or any relevant
34 department orders in subsequent energy efficiency proceedings;

35 (9) Required verification to the department, on or before Jan-
36 uary 1, 2004, and every three years thereafter, by an independent
37 auditor of the reported energy and capacity savings and cost-effec-
38 tiveness of programs delivered by any entity appointed by the
39 department to deliver energy efficiency programs;

40 (10) Ensured that any energy efficiency program used during
41 the construction of the housing will be reasonable and cost-effec-
42 tive;