

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control No. \_\_\_\_\_ Department or Agency Alabama Department of Economic and Community Affairs

Rule No. 305-2-4-.08

Rule Title: Commercial Energy Code

\_\_\_\_\_ New XX Amend \_\_\_\_\_ Repeal \_\_\_\_\_ Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? NO

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? NO

Is there another, less restrictive method of regulation available that could adequately protect the public? NO

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? NO

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? NO

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? YES

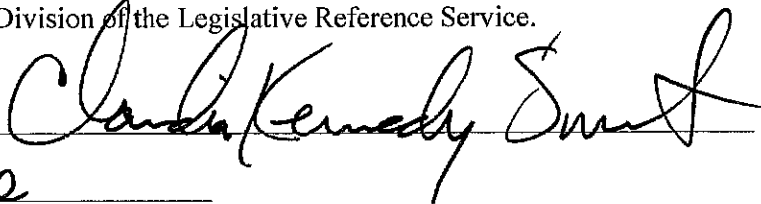
\*\*\*\*\*  
Does the proposed rule have an economic impact? NO

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

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Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer   
Date 5/20/16

(DATE FILED)  
(STAMP)

APA-2  
07/04

**ALABAMA DEPARTMENT OF ECONOMIC AND COMMUNITY AFFAIRS  
ALABAMA ENERGY AND RESIDENTIAL CODES BOARD**

**NOTICE OF INTENDED ACTION**

**RULE NO. & TITLE:**

305-2-4-.08 "Commercial Energy Code"

**INTENDED ACTION:** Amend Rule

**SUBSTANCE OF PROPOSED ACTION:** The Alabama Energy and Residential Codes Board, under the Alabama Department of Economic and Community Affairs, proposes to amend rule 305-2-4-.08, "Commercial Energy Code."

**TIME, PLACE, MANNER OF PRESENTING VIEWS:**

A session for oral comment will be held on Thursday, June 16, 2016 from 2:00 pm until 3:00 3m, at the Alabama Center for Commerce, 401 Adams Avenue, Room 342, 36104.

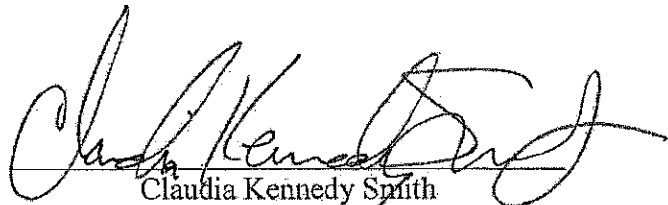
All interested parties may present their views in writing to Heather Goggin, ADECA Energy Division, P.O. Box 5690, Montgomery, AL 36103-5690. All comments must be received by the end of business on Tuesday, July 5, 2016.

**FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:**

July 5, 2016

**CONTACT PERSON AT AGENCY:**

Heather Goggin, ADECA Energy Division  
401 Adams Avenue, Suite 560  
Montgomery, AL 36104  
(334) 242-5330 - Codes.Board@adeca.alabama.gov



Claudia Kennedy Smith  
Alabama Department of Economic and  
Community Affairs, General Counsel

**305-2-4-.08      Commercial Energy Code.**

(1) Either the 2015 International Energy Conservation Code or the ANSI/ASHRAE/IES Standard 90.1-2013 shall be implemented and enforced for commercial buildings.

(2) For purposes of enforcement, this code shall become effective on January 1, 2016.

**Author:** Karen Clifton; Heather Goggin

**Statutory Authority:** Code of Ala. 1975, §§41-23-80 through 85, as amended.

**History:** New Rule: Filed April 5, 2012; effective May 10, 2012.

**Amended:** January 16, 2014; **Effective:** March 18, 2014. **Amended:** September 17, 2015 **Effective:** November 4, 2015. **Amended:**

\_\_\_\_\_ ; **Effective:** \_\_\_\_\_.