



Sen. Don Harmon

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09700SB3724sam001

LRB097 20046 PJG 67912 a

1 AMENDMENT TO SENATE BILL 3724

2 AMENDMENT NO. _____. Amend Senate Bill 3724 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Energy Efficient Building Act is amended by
5 changing Sections 10, 20, and 25 as follows:

6 (20 ILCS 3125/10)

7 Sec. 10. Definitions.

8 "Board" means the Capital Development Board.

9 "Building" includes both residential buildings and
10 commercial buildings.

11 "Code" means the latest published edition of the
12 International Code Council's International Energy Conservation
13 Code as adopted by the Board, excluding published supplements
14 but including the amendments and adaptations to the Code that
15 are made by the Board.

16 "Commercial building" means any building except a building

1 that is a residential building, as defined in this Section.

2 "Department" means the Department of Commerce and Economic
3 Opportunity.

4 "Municipality" means any city, village, or incorporated
5 town.

6 "Residential building" means (i) a detached one-family or
7 2-family dwelling or (ii) any building that is 3 stories or
8 less in height above grade that contains multiple dwelling
9 units, in which the occupants reside on a primarily permanent
10 basis, such as a townhouse, a row house, an apartment house, a
11 convent, a monastery, a rectory, a fraternity or sorority
12 house, a dormitory, and a rooming house; provided, however,
13 that when applied to a building located within the boundaries
14 of a municipality having a population of 1,000,000 or more, the
15 term "residential building" means a building containing one or
16 more dwelling units, not exceeding 4 stories above grade, where
17 occupants are primarily permanent.

18 (Source: P.A. 96-778, eff. 8-28-09.)

19 (20 ILCS 3125/20)

20 Sec. 20. Applicability.

21 (a) Beginning January 1, 2012, the ~~The~~ Board shall review
22 and adopt the Code within one year ~~9 months~~ after its
23 publication. The Code shall take effect within 6 ~~3~~ months after
24 it is adopted by the Board, except that the Code adopted in
25 2012 shall take effect on January 1, 2013, and shall apply to

1 any new building or structure in this State for which a
2 building permit application is received by a municipality or
3 county, except as otherwise provided by this Act. In the case
4 of any addition, alteration, renovation, or repair to an
5 existing commercial structure, the Code adopted under this Act
6 applies only to the portions of that structure that are being
7 added, altered, renovated, or repaired. The changes made to
8 this Section by this amendatory Act of the 97th General
9 Assembly shall in no way invalidate or otherwise affect
10 contracts entered into on or before the effective date of this
11 amendatory Act of the 97th General Assembly.

12 (b) The following buildings shall be exempt from the Code:

13 (1) Buildings otherwise exempt from the provisions of a
14 locally adopted building code and buildings that do not
15 contain a conditioned space.

16 (2) Buildings that do not use either electricity or
17 fossil fuel for comfort conditioning. For purposes of
18 determining whether this exemption applies, a building
19 will be presumed to be heated by electricity, even in the
20 absence of equipment used for electric comfort heating,
21 whenever the building is provided with electrical service
22 in excess of 100 amps, unless the code enforcement official
23 determines that this electrical service is necessary for
24 purposes other than providing electric comfort heating.

25 (3) Historic buildings. This exemption shall apply to
26 those buildings that are listed on the National Register of

1 Historic Places or the Illinois Register of Historic
2 Places, and to those buildings that have been designated as
3 historically significant by a local governing body that is
4 authorized to make such designations.

5 (4) (Blank).

6 (5) Other buildings specified as exempt by the
7 International Energy Conservation Code.

8 (c) Additions, alterations, renovations, or repairs to an
9 existing building, building system, or portion thereof shall
10 conform to the provisions of the Code as they relate to new
11 construction without requiring the unaltered portion of the
12 existing building or building system to comply with the Code.
13 The following need not comply with the Code, provided that the
14 energy use of the building is not increased: (i) storm windows
15 installed over existing fenestration, (ii) glass-only
16 replacements in an existing sash and frame, (iii) existing
17 ceiling, wall, or floor cavities exposed during construction,
18 provided that these cavities are filled with insulation, and
19 (iv) construction where the existing roof, wall, or floor is
20 not exposed.

21 (d) A unit of local government that does not regulate
22 energy efficient building standards is not required to adopt,
23 enforce, or administer the Code; however, any energy efficient
24 building standards adopted by a unit of local government must
25 comply with this Act. If a unit of local government does not
26 regulate energy efficient building standards, any

1 construction, renovation, or addition to buildings or
2 structures is subject to the provisions contained in this Act.
3 (Source: P.A. 96-778, eff. 8-28-09.)

4 (20 ILCS 3125/25)

5 Sec. 25. Technical assistance.

6 (a) The Department shall make available to builders,
7 designers, engineers, and architects implementation materials
8 and training to ~~that~~ explain the requirements of the Code and
9 describe methods of compliance acceptable to Code Enforcement
10 Officials.

11 (b) The materials shall include software tools, simplified
12 prescriptive options, and other materials as appropriate. The
13 simplified materials shall be designed for projects in which a
14 design professional may not be involved.

15 (c) The Department shall provide local jurisdictions with
16 technical assistance concerning implementation and enforcement
17 of the Code.

18 (Source: P.A. 93-936, eff. 8-13-04.)

19 Section 99. Effective date. This Act takes effect upon
20 becoming law."