**Section 600.440 Application to Home Rule Units**

a) *No unit of local government, including any home rule unit, may regulate energy efficient building standards* *for residential buildings in a manner that is either less or more stringent than the* standards established in this Subpart D.

b) *The following entities may regulate energy efficient building standards for residential buildings in a manner that is more stringent than the provisions contained in this* Subpart D:

1) *a unit of local government, including a home rule unit, that has, on or before May 15, 2009, adopted or incorporated by reference energy efficient building standards for residential buildings that are equivalent to or more stringent than the 2006 IECC;*

2) *a unit of local government, including a home rule unit, that has, on or before May 15, 2009, provided to the Capital Development Board, as required by Section 10.18 of the Capital Development Board Act* [20 ILCS 3105], *an identification of an energy efficient building code or amendment that is equivalent to or more stringent than the 2006 IECC; and*

3) *a municipality with a population of 1,000,000 or more.* [20 ILCS 3125/45(b)]

c) *No unit of local government, including any home rule unit or unit of local government that is subject to State regulation under the Code as provided in Section 15 of the EEB may enact any annexation ordinance or resolution, or require or enter into any annexation agreement, that imposes energy efficient building standards for residential buildings that are either less or more stringent than the energy efficiency standards in effect, at the time of construction, throughout the unit of local government.* [20 ILCS 3125/45(c)]

(Source: Amended at 43 Ill. Reg. 8707, effective August 5, 2019)