

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

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

18 "Department" means the Department of Commerce and Economic
19 Opportunity.

20 "Municipality" means any city, village, or incorporated
21 town.

22 "Residential building" means (i) a detached one-family or
23 2-family dwelling or (ii) any building that is 3 stories or

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

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

12 (20 ILCS 3125/20)

13 Sec. 20. Applicability.

14 (a) The Board shall review and adopt the Code within one
15 year ~~9 months~~ after its publication. The Code shall take effect
16 within 6 ~~3~~ months after it is adopted by the Board, except
17 that, beginning January 1, 2012, the Code adopted in 2012 shall
18 take effect on January 1, 2013, and shall apply to any new
19 building or structure in this State for which a building permit
20 application is received by a municipality or county, except as
21 otherwise provided by this Act. In the case of any addition,
22 alteration, renovation, or repair to an existing commercial
23 structure, the Code adopted under this Act applies only to the
24 portions of that structure that are being added, altered,
25 renovated, or repaired. The changes made to this Section by

1 this amendatory Act of the 97th General Assembly shall in no
2 way invalidate or otherwise affect contracts entered into on or
3 before the effective date of this amendatory Act of the 97th
4 General Assembly.

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

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

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

18 (3) Historic buildings. This exemption shall apply to
19 those buildings that are listed on the National Register of
20 Historic Places or the Illinois Register of Historic
21 Places, and to those buildings that have been designated as
22 historically significant by a local governing body that is
23 authorized to make such designations.

24 (4) (Blank).

25 (5) Other buildings specified as exempt by the
26 International Energy Conservation Code.

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

14 (d) A unit of local government that does not regulate
15 energy efficient building standards is not required to adopt,
16 enforce, or administer the Code; however, any energy efficient
17 building standards adopted by a unit of local government must
18 comply with this Act. If a unit of local government does not
19 regulate energy efficient building standards, any
20 construction, renovation, or addition to buildings or
21 structures is subject to the provisions contained in this Act.

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

23 (20 ILCS 3125/25)

24 Sec. 25. Technical assistance.

25 (a) The Department shall make available to builders,

1 designers, engineers, and architects implementation materials
2 and training to ~~that~~ explain the requirements of the Code and
3 describe methods of compliance acceptable to Code Enforcement
4 Officials.

5 (b) The materials shall include software tools, simplified
6 prescriptive options, and other materials as appropriate. The
7 simplified materials shall be designed for projects in which a
8 design professional may not be involved.

9 (c) The Department shall provide local jurisdictions with
10 technical assistance concerning implementation and enforcement
11 of the Code.

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

13 Section 99. Effective date. This Act takes effect upon
14 becoming law.