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PERMANENT ADMINISTRATIVE ORDER

DOE 8-2024

CHAPTER 330
DEPARTMENT OF ENERGY

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ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: Establishment of Oregon Building Energy Performance Standards program

EFFECTIVE DATE: 01/01/2025

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RULES:

330-300-0000, 330-300-0010

ADOPT: 330-300-0000

NOTICE FILED DATE: 09/26/2024

RULE SUMMARY: OAR 330-300-0000 is a statement of the purpose and applicability of the rules in Division 330-300.

CHANGES TO RULE:

330-300-0000

Purpose and applicability

(1) The purpose of the rules in Division 330-300 is to implement the Building Energy Performance Standard adopted under House Bill 3409 (2023), Sections 8 through 17, and codified as Oregon Revised Statutes 469.275-469.291.¶

(2) The rules in Division 330-300 apply to the owners of covered commercial buildings as defined in Oregon Revised Statutes 469.275.

Statutory/Other Authority: ORS 469.275-.291, ORS 469.040

Statutes/Other Implemented: ORS 469.275-.291

ADOPT: 330-300-0010

NOTICE FILED DATE: 09/26/2024

RULE SUMMARY: OAR 330-300-0010 adopts the ASHRAE 100 2024 national standards for energy efficiency in existing buildings for the state of Oregon, with Oregon-specific amendments as posted on the Oregon Department of Energy's website.

ODOE published draft amendments to the ASHRAE 100 2024 national standard as part of the rulemaking materials and received 34 public comments. After thorough review, ODOE staff have made several changes to the Oregon-specific amendments to the national standard. Many changes will improve ease of use, such as improving clarity of language, adding a definition for "historic building," and including a note that a table listing the expected useful life of certain equipment will be available for download on the ODOE Building Performance Standards webpage.

The two most substantive changes include: (1) adding a requirement that a "qualified utility," in addition to having at least three percent of electricity or gas sales in Oregon, must also serve at least 50,000 customers (a "qualified utility" is a utility required under the rules in Division 330-300 to combine usage data from multiple utility accounts at the same building and provide the data to the qualified data recipient) and (2) adjusting the Energy Use Intensity targets for the restaurant sector to stay level over time rather than to become more stringent (the EUI targets for all other building types include a reduction of 1.7 percent per year).

When the publisher of the national standard has compiled the Oregon version of the ASHRAE 100 2024 standard, including the additional Oregon-specific amendments noted above, ODOE will publish the Oregon version on its website and notify stakeholders on its distribution lists that the document is available.

CHANGES TO RULE:

330-300-0010

Oregon Energy Efficiency Standards for Existing Buildings

Effective January 1, 2025, the 2024 version of the Energy and Emissions Building Performance Standard for Existing Buildings published by the American Society of Heating, Refrigerating, and Air-Conditioning Engineers, also referred to as ASHRAE Standard 100 or ANSI/ASHRAE/IES Standard 100 2024, with additional Oregon amendments as published by the Oregon Department of Energy and available on the Department's website, applies in the State of Oregon.

Statutory/Other Authority: ORS 469.275-.291, ORS 469.040

Statutes/Other Implemented: ORS 469.275-.291