

STATE OF CALIFORNIA

**Energy Resources Conservation
And Development Commission**

**2013 Building Energy Efficiency Standards,
California Code of Regulations, Title 24,
Parts 1 and 6**

**[PROPOSED] RESOLUTION OF THE ENERGY COMMISSION
CONDITIONALLY APPROVING ENERGYSOFT VERSION 6.2 NONRESIDENTIAL
COMPLIANCE SOFTWARE**

PROPOSED RESOLUTION: The State Energy Resources Conservation and Development Commission (California Energy Commission):

1. Approves the alternate procedure or protocol in the Executive Director's Recommendation, attached hereto as "Exhibit A;" and
2. Approves the Executive Director's Recommendation, attached hereto as Exhibit A, and, pursuant to the alternative procedure requirements, conditionally approves EnergyPro nonresidential version 6.2, as an Alternative Calculation Method that building permit applicants may use conditionally until December 31, 2014 to demonstrate compliance with the performance standards (energy budgets) and the nonresidential provisions of the 2013 Building Energy Efficiency Standards, California Code of Regulations, Title 24, Part 6, and associated administrative regulations in Part 1, Chapter 10 (Standards).

WHEREAS, the Executive Director has reviewed EnergySoft's application for EnergyPro version 6.2 to be an Alternative Calculation Method and has tested EnergyPro Version 6.2 to ensure it meets the alternate procedure or protocol attached in Exhibit A, and recommends EnergyPro version 6.2 be conditionally approved until 5:00 pm PST December 31, 2014 as an Alternative Calculation Method to demonstrate compliance with the nonresidential provisions of the Standards;

WHEREAS, the Executive Director has reviewed EnergySoft's application for EnergyPro version 6.2 to be an Alternative Calculation Method and tested EnergyPro Version 6.2 to ensure it meets all other requirements, specifications, and criteria set forth in the Nonresidential Alternative Calculation Method Approval Manual, as required by Section 10-109 of the Standards;

WHEREAS, pursuant to section 10-109 (h) of the Standards, in addition to the procedures and protocols identified in the Alternative Calculation Method Approval Manuals and the

Reference Appendices, the Commission may authorize alternative procedures and protocols that demonstrate compliance with Part 6;

WHEREAS, the EnergyPro version 6.2 must be approved for use pursuant to section 10-109(h) to provide a transitional software tool that will facilitate compliance with the 2013 Standards;

WHEREAS, pursuant to section 25218.5 of the Public Resources Code, the provisions specifying any power or duty of the commission shall be liberally construed, in order to carry out the objectives of Public Resources Code section 25000 et seq. (Warren-Alquist Act);

WHEREAS, pursuant to section 25218 (e) of the Public Resources Code, in addition to the powers specified in Warren-Alquist Act, the commission may take any action necessary to carry out the Warren-Alquist Act;

THEREFORE, the Commission approves the Executive Director's findings and adopts his Recommendation to (1) approve the alternate procedure and (2) to conditionally approve EnergyPro Nonresidential version 6.2 software, pursuant to the alternate procedure or protocol, as an Alternative Calculation Method that building permit applicants may conditionally use until 5:00 PM PST December 31, 2014 to demonstrate compliance with the nonresidential provisions of the Standards. After this date, when approval expires, EnergyPro version 6.2 shall not longer be used to comply with the 2013 Standards.

IT IS SO ORDERED.

CERTIFICATION

The undersigned Secretary to the Commission does hereby certify that the foregoing is a full, true and correct copy of a Resolution duly and regularly adopted at a meeting of the California Energy Commission held on July 22, 2014.

AYE:

NAY:

ABSENT:

ABSTAIN:

HARRIET KALLEMEYN
Secretariat

RESOLUTION NO.

Exhibit A