



NEWS RELEASE

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DOE releases ASHRAE 90.1–2004 Determination, Public meetings convene soon to analyze ASHRAE 90.1–2007, Paves way for “Safe Harbor” under 2006 & 2009 IECC Editions.

Under a [ruling](#) issued by the U.S. Department of Energy (DOE) and published in The Federal Register Dec. 30, 2008, the DOE has determined that the 2004 edition of ANSI/ASHRAE/IESNA Standard 90.1 would achieve greater energy efficiency in commercial buildings, than the 1999 edition of the Standard.

Such a determination clears the way for establishing the 2006 *International Energy Conservation Code*® (*IECC*®) a *safe harbor* for 90.1-2004 equivalence under the Energy Conservation and Production Act, (ECPA, Pub. L. 94-385), as amended under the federal Energy Policy Act. The Act requires all states to certify that their commercial building energy code meets the requirements in Standard 90.1-2004 or on the basis of equivalence. States, counties and jurisdictions enforcing the 2006 IECC, already recognize the 90.1-2004 Standard as a "deemed to comply" extension of the commercial provisions of the IECC by reference.

“The residential and commercial procedures of the *IECC* have developed a strong following and a well developed format that is simple to use and with which building officials have become familiar in code enforcement since the first edition of the Code Council’s energy code was issued in 1998,” said Code Council CEO Rick Weiland. Weiland went on to say, “In the foreseeable future and for those seeking sophistication in systems design, the IECC continues to refer to the provisions of Standard 90.1 as an equivalent extension of the IECC commercial provisions by reference.”

The DOE has also announced the Agency’s process toward making a determination as to whether Standard 90.1–2007 would save energy in commercial buildings than the 2004 edition of the Standard. In doing so, the DOE is seeking input on the considered approach to carrying out that analysis.

The Department will also hold a public meeting on Wednesday, February 18, 2009, in Washington, DC. Requests to speak at the meeting must be received by DOE by 4 p.m., Wednesday, February 11,

2009. Please see the [announcement](#) issued by the DOE and published in The Federal Register Jan. 23, 2008 for more information.

The 2009 edition of the *International Energy Conservation Code* (IECC), the national model energy code of choice for states and cities that adopt codes, is available now from the International Code Council. The IECC is the only *I-Code* tied to federal law as determined by Congress and the U.S. Department of Energy (DOE) through the Energy Policy Act of 1992 (PL 102-486) as amended, and the only energy code that also serves as the basis for federal tax credits for energy efficient homes^a, energy efficiency standards for federal residential buildings^b and manufactured housing^c, and state energy code determinations.

Adopted at the state and local level in 39 states and Washington, D.C. for commercial buildings, and in 30 states and Washington, D.C. for residential buildings, an *IECC* adoption reflects the national renown of the *IECC* as extension of the codes chosen by most U.S. cities, counties, and states that adopt codes.

To purchase your copy of the 2006 *IECC* or 2009 *IECC* and other International Codes, please visit www.iccsafe.org/2009icodes.

The International Code Council, a membership association dedicated to building safety and fire prevention, develops the codes used to construct residential and commercial buildings, including homes and schools. Most U.S. cities, counties and states choose the International Codes, building safety codes developed by the International Code Council.

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^a §1333, Energy Policy Act of 2005, Pub. L. 109-58 (2005)

^b §305(a), Energy Conservation & Production Act, Pub. L. 94-385 (1976)

^c §413 Energy Independence and Security Act of 2007 (EISA) Pub. L. 110-140 and HUD's Manufactured Home Construction & Safety Standards (24 CFR 3280)