

HOUSE BILL No. 2644

By Committee on Environment
(By request of Select Joint Committee on Energy)

1-18

10 AN ACT concerning the disclosure of thermal efficiency; when; amend-
11 ing K.S.A. 2005 Supp. 66-1228 and repealing the existing section.
12

13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. K.S.A. 2005 Supp. 66-1228 is hereby amended to read as
15 follows: 66-1228. (a) Except as provided by subsection (b), the person
16 building or selling a previously unoccupied new residential structure shall
17 disclose to the buyer or a prospective buyer, ~~upon request or prior to~~
18 ~~closing~~, information regarding the thermal efficiency of the structure on
19 a form prepared and disseminated by the state corporation commission;
20 ~~which. Such disclosure shall be made available to the buyer or prospective~~
21 ~~buyer at the time residential structure is offered for sale or at anytime~~
22 ~~upon request of the buyer or prospective buyer. The disclosure form shall~~
23 be substantially as follows:

24 "ENERGY EFFICIENCY DISCLOSURE

25 This residence (mark one of the following):

26 _____ 1. Has been built to meet the energy efficiency standards of the International
27 Energy Conservation Code 2003.

28 _____ 2. Has received a Home Energy Rating score of 80 or greater when performed
29 in accordance with the Mortgage Industry National Home Energy Rating System Accred-
30 itation Standard (June 15, 2002) by a rater certified and listed by the Residential Energy
31 Services Network (RESNET).

32 _____ 3. Has been built to include the following energy efficiency elements:

33 (1) Insulation values (R-value of insulation installed) for each of the following:

34 Ceiling with attic above R-value _____

35 Cathedral ceiling R-value _____

36 Opaque walls R-value _____

37 Floors over unheated spaces R-value _____

38 Floors over outside air R-value _____

39 Foundation type:

40 Slab-on-grade _____

41 Crawlspace _____

42 Basement and percent of basement walls underground _____

43 (2) Thermal properties of windows and doors for each of the following:

- 1 Entry door(s) R-value _____
- 2 Sliding door(s) R-value _____
- 3 Other exterior doors R-value _____
- 4 Garage to house door R-value _____
- 5 Window U-value (determined from NFRC rating label or default table) _____
- 6 (3) HVAC equipment efficiency levels:
- 7 Heating systems:
- 8 Gas fired forced air furnace AFUE rating _____
- 9 Electric heat pump HSPF rating _____
- 10 Air conditioning systems:
- 11 Electric unit SEER rating _____
- 12 Electric heat pump EER rating _____
- 13 Ground source heat pump EER rating _____
- 14 Duct insulation levels: Insulation R-value of ducts outside envelope _____
- 15 Thermostat:
- 16 Manual control type _____
- 17 Automatic set-back type _____
- 18 (4) Water heating efficiency levels:
- 19 Water heater fuel type _____
- 20 Water heater capacity _____
- 21 NAECA energy factor _____”

22 (b) If a structure is subject to both the national manufactured housing
 23 construction and safety standards act (42 U.S.C. 5403) and the federal
 24 trade commission regulation on labeling and advertising of home insula-
 25 tion, 16 CFR section 460.16, both as in effect on the effective date of this
 26 act, the builder or seller may disclose, instead of the information required
 27 by subsection (a), the information regarding such structure that is re-
 28 quired to be disclosed pursuant to such federal act and regulation.
 29 Sec. 2. K.S.A. 2005 Supp. 66-1228 is hereby repealed.
 30 Sec. 3. This act shall take effect and be in force from and after its
 31 publication in the statute book.