



Office of the Governor of Guam

P.O. Box 2950 Hagåtña, Guam 96932
TEL: (671) 472-8931 • FAX: (671) 477-4826 • EMAIL: governor@mail.gov.gu

2009 MAR -9 PM 3: 51

Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

06 MAR 2009

Handwritten initials 'Da'

Honorable Judith Won Pat
Speaker
I Mina Trenta Na Liheslaturan Guahan
155 Hessler Street
Hagåtña, Guam 96932

30-09-0312
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date: 3/20/09
Time: 3:20
Received by: [Signature]

Dear Speaker Won Pat,

While Guam is eligible for a significant amount of funding under the recently passed American Recovery and Renewal Act of 2009, much of this money requires Guam to take certain actions. To receive our share of the \$3.1 billion available in State Energy Program funds, Guam must demonstrate that we will begin upgrading building energy codes and develop a plan for compliance.

Given this requirement, I would like to ask the 30th Guam Legislature to work with Guam's energy office at the Guam Environmental Protection Agency, the Consolidated Commission on Utilities, and other interested parties to develop plans for compliance. This activity will not only make us eligible for millions of dollars in grant funding, but will help our island reduce dependence on expensive fossil fuels and offer cost saving alternatives for residents, businesses and the government.

I look forward to working with you to accomplish these goals and offer the assistance of my Administration and staff to move our energy project forward.

Sinseru yan Magâhet,

[Handwritten signature of Felix P. Camacho]

FELIX P. CAMACHO
I Maga' lâhen Guåhan
Governor of Guam

Attachments: Section of American Recovery and Renewal Act of 2009

- cc: Senator Tom Ada, Chairman, Committee on Utilities, Transportation, Public Works and Veterans Affairs
Senator Rory Respicio, Chairman, Committee on Rules, Natural Resources, and Federal, Foreign and Micronesian Affairs
Simon Sanchez, Chairman, Consolidated Commission on Utilities
Administrator, Guam Environmental Protection Agency

18 SEC. 410. ADDITIONAL STATE ENERGY GRANTS. (a)

19 IN GENERAL.—Amounts appropriated in ~~paragraph (6)~~ *e*

20 under the heading "Department of Energy—Energy Pro-

21 grams—Energy Efficiency and Renewable Energy" in title *this*

*17* ~~22 V of division A of this Act~~ shall be available to the Sec-

23 retary of Energy for making additional grants under part

24 D of title III of the Energy Policy and Conservation Act

25 (42 U.S.C. 6321 et seq.). The Secretary shall make grants

1 under this section in excess of the base allocation estab-  
2 lished for a State under regulations issued pursuant to  
3 the authorization provided in section 365(f) of such Act  
4 only if the governor of the recipient State notifies the Sec-  
5 retary of Energy in writing that the governor has obtained  
6 necessary assurances that each of the following will occur:

7           (1) The applicable State regulatory authority  
8 will seek to implement, in appropriate proceedings  
9 for each electric and gas utility, with respect to  
10 which the State regulatory authority has ratemaking  
11 authority, a general policy that ensures that utility  
12 financial incentives are aligned with helping their  
13 customers use energy more efficiently and that pro-  
14 vide timely cost recovery and a timely earnings op-  
15 portunity for utilities associated with cost-effective  
16 measurable and verifiable efficiency savings, in a  
17 way that sustains or enhances utility customers' in-  
18 centives to use energy more efficiently.

19           (2) The State, or the applicable units of local  
20 government that have authority to adopt building  
21 codes, will implement the following:

22                   (A) A building energy code (or codes) for  
23 residential buildings that meets or exceeds the  
24 most recently published International Energy

1 Conservation Code, or achieves equivalent or  
2 greater energy savings.

3 (B) A building energy code (or codes) for  
4 commercial buildings throughout the State that  
5 meets or exceeds the ANSI/ASHRAE/IESNA  
6 Standard 90.1-2007, or achieves equivalent or  
7 greater energy savings.

8 (C) A plan for the jurisdiction achieving  
9 compliance with the building energy code or  
10 codes described in subparagraphs (A) and (B)  
11 within 8 years of the date of enactment of this  
12 Act in at least 90 percent of new and renovated  
13 residential and commercial building space. Such  
14 plan shall include active training and enforce-  
15 ment programs and measurement of the rate of  
16 compliance each year.

17 (3) The State will to the extent practicable  
18 prioritize the grants toward funding energy effi-  
19 ciency and renewable energy programs, including—

20 (A) the expansion of existing energy effi-  
21 ciency programs approved by the State or the  
22 appropriate regulatory authority, including en-  
23 ergy efficiency retrofits of buildings and indus-  
24 trial facilities, that are funded—

25 (i) by the State; or

1                   (ii) through rates under the oversight  
2                   of the applicable regulatory authority, to  
3                   the extent applicable;

4                   (B) the expansion of existing programs,  
5                   approved by the State or the appropriate regu-  
6                   latory authority, to support renewable energy  
7                   projects and deployment activities, including  
8                   programs operated by entities which have the  
9                   authority and capability to manage and dis-  
10                  tribute grants, loans, performance incentives,  
11                  and other forms of financial assistance; and

12                  (C) cooperation and joint activities between  
13                  States to advance more efficient and effective  
14                  use of this funding to support the priorities de-  
15                  scribed in this paragraph.