

HB 15A

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1                   A bill to be entitled  
2           An act relating to energy efficiency rebate programs;  
3           authorizing the Florida Energy and Climate Commission to  
4           pay certain rebates pursuant to the Florida ENERGY STAR  
5           Residential HVAC Rebate Program; authorizing the Florida  
6           Energy and Climate Commission to pay certain rebates  
7           pursuant to the Solar Energy System Incentives Program;  
8           providing appropriations; providing a penalty; providing  
9           an effective date.

10  
11 Be It Enacted by the Legislature of the State of Florida:

12  
13           Section 1. (1) As provided in this section and section 2,  
14 a portion of the total amount appropriated in this act shall be  
15 utilized by the Florida Energy and Climate Commission to pay  
16 rebates to eligible applicants who submit an application  
17 pursuant to the Florida ENERGY STAR Residential HVAC Rebate  
18 Program administered by the commission, as approved by the  
19 United States Department of Energy. An applicant is eligible for  
20 a rebate under this section if:

21           (a) A complete application is submitted to the commission  
22 on or before November 30, 2010.

23           (b) The central air conditioner, air source heat pump, or  
24 geothermal heat pump system replacement for which the applicant  
25 is seeking a rebate was purchased from or contracted for  
26 purchase with a Florida-licensed contractor after August 29,  
27 2010, but before September 15, 2010, and fully installed prior  
28 to submission of the application for a rebate.

29 (c) The commission determines that the application  
 30 complies with this section and any existing agreement with the  
 31 United States Department of Energy governing the Florida ENERGY  
 32 STAR Residential HVAC Rebate Program.

33 (d) The applicant provides the following information to  
 34 the commission on or before November 30, 2010:

35 1.a. A copy of the sales receipt indicating a date of  
 36 purchase after August 29, 2010, but before September 15, 2010,  
 37 with the make and model number identified and circled along with  
 38 the name and address of the Florida-licensed contractor who  
 39 installed the system; or

40 b. A copy of the contract for the purchase and  
 41 installation of the system indicating a contract date after  
 42 August 29, 2010, but before September 15, 2010, and a copy of  
 43 the sales receipt indicating a date of purchase after August 29,  
 44 2010, but on or before November 30, 2010, with the make and  
 45 model number identified and circled along with the name and  
 46 address of the Florida-licensed contractor who installed the  
 47 system.

48 2. A copy of the mechanical building permit issued by the  
 49 county or municipality and pulled by the Florida-licensed  
 50 contractor who installed the system for the residence.

51 3. A copy of the Air Distribution System Test Report  
 52 results from a Florida-certified Class 1 energy gauge rater, a  
 53 Florida-licensed mechanical contractor, or a recognized test and  
 54 balance agent. The results from the test must indicate the home  
 55 has no more than 15 percent leakage to the outside as measured  
 56 by 0.10 Qn.out or less.

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57 4. A copy of the summary of the Manual J program completed  
58 for the residence to indicate that the proper methodology for  
59 sizing the new system was completed.

60 (2) The Florida Energy and Climate Commission shall pay a  
61 \$1,500 rebate to each consumer who submits an application  
62 pursuant to the Florida ENERGY STAR Residential HVAC Rebate  
63 Program if the application is approved by the commission in  
64 accordance with this act. The commission shall pay all rebates  
65 authorized in this section prior to paying any rebates  
66 authorized in section 2.

67 Section 2. Notwithstanding s. 377.806(6), Florida  
68 Statutes, the Florida Energy and Climate Commission shall  
69 utilize up to \$28,902,623, less any amount in excess of  
70 \$2,467,244 used to pay rebates pursuant to section 1, to pay a  
71 percentage of each unpaid and approved rebate application  
72 submitted pursuant to the Solar Energy System Incentives Program  
73 established in s. 377.806, Florida Statutes. An applicant is  
74 eligible for a rebate under this section if the application  
75 submitted complies with s. 377.806, Florida Statutes. The  
76 percentage of each approved rebate to be paid shall be derived  
77 by dividing the remaining appropriation by the total dollar  
78 value of the backlog of final approved solar rebates, pursuant  
79 to the authorized limits provided in s. 377.806, Florida  
80 Statutes.

81 Section 3. For the 2010-2011 fiscal year, and to  
82 exclusively implement section 1, the sum of \$2,467,244 in  
83 nonrecurring funds is appropriated from the Grants and Donations  
84 Trust Fund to the Florida Energy and Climate Commission. In

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85 addition, the sum of \$28,902,623 from the Grants and Donations  
86 Trust Fund, from Specific Appropriation 2561A, chapter 2009-81,  
87 Laws of Florida, is immediately reverted and reappropriated to  
88 the Florida Energy and Climate Commission for the 2010-2011  
89 fiscal year to implement section 1, if actual rebates paid  
90 exceed \$2,467,244, and section 2.

91 Section 4. Any applicant who obtains a rebate pursuant to  
92 this act based on the submission of information that the  
93 applicant knows to be false commits a theft, punishable as  
94 provided in s. 812.014, Florida Statutes.

95 Section 5. This act shall take effect upon becoming a law.