Executive Order

OFFICE OF
THE GOVERNOR

NO. 8 FY 04/05
DATE November 24, 2003

AN ORDER REGARDING THE USE OF "LEED" BUILDING STANDARDS FOR STATE BUILDINGS

WHEREAS, Maine is dedicated to the mutually compatible goals of energy efficiency, environmental protection, and economic growth; and

WHEREAS, Maine is dedicated to the environmental health and safety of its employees, and to efficient and effective work environments; and

WHEREAS, Maine has already established the "Clean Government Initiative" to ensure that all State agencies and State-supported institutions of higher learning incorporate environmentally sustainable practices into their planning and operations; and

WHEREAS, Maine seeks to advance the goals and policies of the Energy Conservation in Buildings Act, 5 M.R.S.A. §§ 1761 et seq. ("ECBA"), as applicable to State buildings, which promotes evaluation of life-cycle costs and energy efficiency in the design of public improvements; and

WHEREAS, State government should assume a leadership role in promoting the efficient use of energy and natural resources in the interests of the long-term protection and enhancement of our environment, our economy, and the health of our citizens and future generations of Mainers; and

WHEREAS, this State enjoys a unique and timely opportunity to design, construct, and renovate buildings for the 21st century that will be adequate to serve the needs of our citizens and employees for years to come and that will incorporate a building's life cycle and reduced operating costs; and

WHEREAS, it is in the best interests of the people of Maine that all State buildings constructed, expanded, or renovated shall be modern facilities of the 21st century, combining the most energy-efficient design, the most environmentally sustainable systems, and maximum access and benefit to employees and the public.

NOW, THEREFORE, I, John E. Baldacci, Governor of the State of Maine, do hereby order and direct as follows:

1. The design, construction, operation and maintenance of any new or expanded State building shall incorporate the standards developed by the United States Green Building Council's Leadership in Energy & Environmental Design ("LEED") Version 2.1, or the most recent version, to achieve maximum energy efficiency and environmental sustainability, provided this can be accomplished on a cost-effective basis, considering construction and operating costs over the life cycle of the building being constructed or expanded. For the purposes of this Order, a "State building" includes any building owned, constructed, or acquired by the State of Maine or any department, office, board, commission, or agency thereof, including State supported institutions of higher learning.

2. The design, construction, operation and maintenance of any existing State building to be renovated shall incorporate the standards developed by the United States Green Building Council's Leadership in Energy & Environmental Design ("LEED") Version LEED-EB, or the most recent version, to achieve maximum energy efficiency and environmental sustainability relevant to the scope of the renovation, provided this can be accomplished on a cost-effective basis, considering construction and operating costs over the life cycle of the improvement.

3. The Department of Administrative and Financial Services, through the Bureau of General Services, is authorized to call upon any department, office, board, commission or agency of State government to provide such information, resources or other assistance deemed necessary to discharge its responsibilities under this Order. Each department, office, board, commission, and agency of this State is required to cooperate with the Bureau of General Services and to furnish it with assistance necessary to accomplish the purposes of this Order. Such assistance may include sharing of information, the assignment of staff, and the provision of support services.

4. School administrative districts and municipalities are not subject to the requirements of this Order. A Memorandum of Agreement dated August 11, 2003 between relevant State agencies exists to address energy efficiency and environmental design of school buildings constructed by such entities.

Effective Date

The effective date of this Executive Order is November 24, 2003.

John E. Baldacci
Governor