

GOVERNMENT OF THE DISTRICT OF COLUMBIA

Department of Energy and Environment



BEPS Task Force Meeting Notes

December 10, 2019, 3-5pm

1200 First St NE, 5th Floor, Washington, DC 20002

Task Force Member Attendees: Dave Good, Jessica Jones, Patti Boyd, David Epley, Anica Landreneau, Adrian Gross, Maxwell Greninger, Jay Wilson, Jen Croft, Joe Reilly, Matt Praske, Marshall Duer-Balkind, Wendell Felder, Reshma Holla, Cliff Majersik, Todd Nedwick, Katie Bergfeld

Opening Remarks

Administrative Items (Kate)

- Coordinate with MOTA swearing-in of Matt, Reshma, Wendell and Anica before next meeting
- Check on email link for signing of documents for Jay, Wendell, Reshma, Dave, Marshall, Jessica, Matt, Adrian, Cliff
- Slides will have [BEGA training link](#) for ethics training
- Slides will have [open meetings act](#) training link
- Chair/Co-chairs? Legislation leaves it up to the task force to determine officers. Continuity preferred in the position. Two co-chairs is preferred idea with at least one position non-government representation. Members should send email to Kate/Katie if interested in volunteering for position.
- Members will receive a dc.gov email address for TF business - no one had received it yet
- Meeting timing – Tuesday from 2:30-4:30pm every two weeks. All agreed timing is good.

Rulemaking Process (Nicole/Katie)

- Reviewed general outline of rulemaking process; pre-clearance, OGC legal sufficiency, stakeholder engagement with draft language, final draft approved by OPLA for publish, comment period, publish final version
- Reviewed overall 2020 timeline to have BEPS rules finalized by January 1, 2021 (see slides)
- TF would like to publish standards as soon as possible after the rules are finalized in Fall 2020

Proposed Topic Schedule (Kate)

- Dec 10 – setting the stage
- Jan 7 – property types, equivalent metric
- Jan 21 – prescriptive path, other pathways
- Feb 4 – exemption criteria and process, fines and enforcement
- Feb 18 – campus standard, other

- After rule-specific topics are discussed, TF will work on other items such as incentives and education and move to a less frequent meeting schedule
- Other items? Affordable housing specifics? Third party data verification discussion for Jan 7 meeting? Documentation, submittal and review during compliance? What is DC's process on enforcement before the fines meeting? More on performance pathway and current legislative language? Financial assistance and resources?

Working Group Key Takeaways (Sharon)

- See slides for specific takeaways shared with the TF
- [Full list of takeaways](#) from the working groups posted online
- Comments from TF
 - Enforcement - other monetary penalties than fines, non-monetary penalties, fines cannot be passed on to tenants, other alternative compliance payments, taxes; key takeaway that penalties should encourage compliance rather than generate revenue
 - CEDC Act - consider interaction with other elements of the CEDC Act, e.g. 100% renewable energy procurement
 - Early Compliance – think about possible early compliance options for buildings that are refinancing in 2021 or 2022

Stakeholder Engagement (Sharon)

- DOEE asking TF's help in stakeholder engagement (speaking engagements, getting the word out)
- Collateral – TF would like a BEPS power point slide to be able to add to other presentations; Newsletter articles
- Avenues – NPR? (Lottie from IMT talking about the Hub – send link story to TF); private news like BisNow; explore how to use OTR or other data to reach building owners
- Additional Stakeholders – Utilities (bill insert in larger business customers?); reach out to BID, housing agencies
- How will assistance be accessed? Benchmarking helpline will become broader with BEPS
- How to reach smaller owners? For outreach to smaller owners/developers/managers, need a one pager to distribute to every association to tack on to their newsletters, events.
- DOEE should ensure coordination among all District agencies that interact with building owners, developers, designers, etc.

Technical Advisory Group (Andrew)

- Voluntary TAG for data analysis and to validate statistical methods used
- Members - Alex Fisher, Paul Matthew, Matt Burgess, Kudret Utebay, James Perakis, Erin Beddingfield, Harry Bergman
- Suggestion to add an EIA CBECs representative?
- Patti (DCSEU) volunteered for TAG

Cost/Benefit Study (Katie)

- Study needs to be performed in 2020. Heads up that DOEE will solicit advice from TF on the BEPS cost-benefit study. Idea behind the need for a study mirrors NRDC's study of the intent of NYC building standards.

Announcements

- DHCD, DCHFA, OP is working on a study of cost drivers of building housing (new regulations, green building requirements, BEPS, etc.) – Jen from DGS would like to connect to that study
- Job Opportunities:
 - IMT: [Director, High-Performance Building Hub](#) – closes soon!
 - DOEE: [Program Analyst](#), Affordable Housing focus on BEPS and other green initiatives, Job ID 9292 – closes Dec. 22, 2019
 - DC Green Bank: [Executive director](#) – closes Jan. 10, 2020
- Links for:
 - [NHT Affordable Housing BEPS recommendations report](#)
 - NRDC NYC study
- For each TF agenda pre-posting, DOEE will provide links for any topic that might need some education ahead of time