



DRAFT California Program Requirements

ENERGY STAR Multifamily New Construction, Version 1.3 (Rev. 02)

Eligibility Requirements

The following multifamily building types are eligible to participate in the ENERGY STAR Multifamily New Construction program:

- Any multifamily building with dwelling or sleeping units that is NOT a two-family dwelling ¹; OR
- Mixed-use buildings, where dwelling units and common space exceed 50% of the building square footage. Parking garage square footage is excluded from this calculation ²; OR
- Townhouses. ³

Townhouses are also eligible to earn the ENERGY STAR through the ENERGY STAR Single-Family New Homes program, which is a certification program for single-family detached homes and two-family dwellings.¹ For more information, visit: www.energystar.gov/newhomesrequirements.

Note that compliance with these requirements is not intended to imply compliance with all local code requirements that may be applicable to the building to be built. ⁴

Partnership, Training, and Credentialing Requirements

The following requirements must be met prior to certifying multifamily buildings:

- The Builder or Developer for the project is required to sign an ENERGY STAR Partnership Agreement and complete the online “Builder / Developer Orientation”, which can be found at www.energystar.gov/homesPA.
- FT Agents must meet one of the following:
 - The HVAC installing contractor AND credentialed by an EPA-recognized HVAC Quality Installation Training and Oversight Organization (H-QUITO). An explanation of this process can be found at www.energystar.gov/eshvac; OR
 - Not the HVAC installing contractor, AND
 - Signed up online in EPA’s online database as an FT Agent and watched the online FT Agent orientation, which can be found at www.energystar.gov/mftraining; AND
 - Holds one of the credentials listed online here: www.energystar.gov/ftas or is a representative of the Original Equipment Manufacturer (OEM).
- Energy Rating Companies (e.g., rater companies and Providers ⁵) are required to sign an ENERGY STAR Partnership Agreement, which can be found at www.energystar.gov/homesPA, and operate under either a Home Certification Organization (HCO) or a Multifamily Review Organization (MRO). Learn more and find a current list of HCOs at www.energystar.gov/hco and MROs at www.energystar.gov/mro.
- Raters ⁶ are required to complete EPA-recognized training, which can be found at www.energystar.gov/mftraining.

ENERGY STAR Certification Process ⁷

1. The certification process provides flexibility to select a custom combination of measures for each building that meets one of two performance targets, as assessed through energy modeling. Select one of the two following performance targets:
 - a. For multifamily buildings that are less than 4 stories, where dwelling units are individually modeled, the performance target for each unit is defined as either a Compliance Margin $\geq 10\%$ compared to the Compliance Total of the Standard Design corresponding to the unit, or an Efficiency Energy Design Rating (EDR) that is ≥ 3 points better than that of the Standard Design corresponding to the unit, as defined by the 2019 Building Energy Efficiency Standards and determined by a CEC-approved software program. ⁸ Projects following 1a must be certified through an HCO.
 - b. For all other multifamily buildings, where the whole building is modeled, the performance target is defined as a Compliance Margin $\geq 10\%$ compared to the Compliance Total of the Standard Design corresponding to the building, as defined by the 2019 Building Energy Efficiency Standards and determined by a CEC-approved software program. ⁸ Projects following 1b must be certified through an MRO.
2. Based on the path chosen, select the efficiency measures for the building:
 - a. Dwelling Unit modeling (Step 1a): Configure the preferred set of efficiency measures for the unit to be certified and verify that the resulting performance meets or exceeds the applicable performance target, as determined in Step 1a. For common spaces, meet the prescriptive requirements specified in the National Rater Design Review and Field Checklists, which align with the minimum requirements set in Exhibit 1. Where the requirements are different among versions, select the requirements associated with “National v1.2”. Where the Checklists list different common space requirements for “ERI”, “ASHRAE”, or “Prescriptive”, select the requirements associated with “ERI”. Alternatively, when the common spaces are modeled in addition to the dwelling units and meet the performance targets in Step 1, the building qualifies for Step 2b, and the common spaces can instead meet the prescriptive requirements specified in the National Rater Design Review and Field Checklists associated with “ASHRAE”.



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- b. Whole-building modeling (Step 1b): Configure the preferred set of efficiency measures for the building to be certified and verify that the resulting performance meets or exceeds the applicable performance target, as determined in Step 1b. For common spaces, meet the prescriptive requirements specified in the National Rater Design Review and Field Checklists for common spaces. Where the requirements are different among versions, select the requirements associated with "National v1.2". Where the Checklists list different common space requirements for "ERI", "ASHRAE", or "Prescriptive", select the requirements associated with "ASHRAE". Whole-building modeling includes multifamily buildings that are less than 4 stories, when the common spaces are modeled in addition to the dwelling units and meet the performance targets in Step 1.

Note that, regardless of the path chosen or the measures selected, the Mandatory Requirements for All Certified Multifamily Projects in Exhibit 2 are also required and impose certain constraints on the efficiency measures selected (e.g., insulation levels, insulation installation quality, window performance, duct leakage).

3. Upon completion of design, for whole-building modeling projects, specific documentation is submitted to an MRO for their review and approval. These documents include the California Compliance Report; the Multifamily Workbook, with applicable portions completed; the Rater Design Review Checklist, unless included in the Multifamily Workbook; the HVAC Design Report; construction documents, and either the modeling file or input and output files. For multifamily projects with multiple buildings, each building must demonstrate compliance with the program requirements, but can be documented using one Multifamily Workbook and one HVAC Design Report per project. MROs may choose to implement alternative design review requirements. EPA strongly recommends submitting documentation before construction; however, project teams may choose to submit the design documentation with the As-Built Submittal. For the Excel-based Multifamily Workbook, while Partners are encouraged to always use the newest version available online, unless otherwise specified, file updates between Program revisions will not be required. After a Program revision, project teams will be required to use the updated Workbook based on the enforcement timeline set for the revision.
4. Upon completion of design, multifamily buildings may be eligible for the Designed to Earn the ENERGY STAR designation. To earn this optional additional designation, follow the guidance available at www.energystar.gov/mfdees.
5. Construct the building using the measures selected in Step 2 and the Mandatory Requirements for All Certified Multifamily Projects, Exhibit 2.
6. Using a Rater, verify that all requirements have been met in accordance with the Mandatory Requirements for All Certified Multifamily Buildings and with Data Input requirements and with On-Site Inspection Procedures for California HERS Ratings.⁶ For modular homes, a Rater must verify any requirement in the plant not able to be verified on-site because a feature will be concealed prior to shipment.

The Rater must review all items on the National Rater checklists. Raters are expected to use their experience and discretion to verify that the overall intent of each inspection checklist item has been met (i.e., identifying major defects that undermine the intent of the checklist item versus identifying minor defects that the Rater may deem acceptable).

In the event that a Rater finds an item that is inconsistent with the intent of the checklists, the building cannot earn the ENERGY STAR until the item is corrected. If correction of the item is not possible, the building cannot earn the ENERGY STAR and individual units in the multifamily building also cannot be certified. In the event that an item on a National Rater checklist cannot be inspected by the Rater, the building also cannot earn the ENERGY STAR. The only exceptions to this rule are in the Thermal Enclosure System Section of the National Rater Field Checklist, where the builder may assume responsibility for verifying a maximum of eight items and the sections of the National Rater Field Checklist where a Licensed Professional may assume responsibility for verifying the specified items. A Licensed Professional must be a Professional Engineer or Registered Architect in good standing and possess a current license. This option shall only be used at the discretion of the Rater. When exercised, the builder's and/or Licensed Professionals' responsibility will be formally acknowledged by the builder and/or Licensed Professional signing the checklist for the item(s) that they verified.

In the event that a Rater is not able to determine whether an item is consistent with the intent (e.g., an alternative method of meeting a checklist requirement has been proposed), then the Rater shall consult their Provider or MRO. If the Provider or MRO also cannot make this determination, then the Rater, Provider, or MRO shall report the issue to EPA prior to project completion at: energystarhomes@energystar.gov and will receive an initial response within 5 business days. If EPA believes the current program requirements are sufficiently clear to determine whether the intent has been met, then this guidance will be provided to the partner and enforced beginning with the building in question. In contrast, if EPA believes the program requirements require revisions to make the intent clear, then this guidance will be provided to the partner but only enforced for buildings permitted after a specified transition period after the release of the revised program requirements, typically 60 days in length.

This will allow EPA to make formal policy decisions as partner questions arise and to disseminate these policy decisions through the [Policy Record](#) and the periodic release of revised program documents to ensure consistent application of the program requirements.

7. Upon completion of construction, the Rater is required to keep electronic or hard copies of the completed and signed National Rater checklists, the National HVAC Design Report and, when the FT Agent is not a HVAC Credentialed Contractor, the National HVAC Functional Testing Checklist. Additionally, the following steps are required:
 - a. Dwelling Unit modeling: submit the building / project to the HCO for final certification and follow the HCO's certification and oversight procedures (e.g. quality assurance, recordkeeping, and reporting).
 - b. Whole-building modeling: specific documentation must be submitted based on as-built conditions to an MRO for their review and approval. These documents include the California Compliance Report, the Multifamily Workbook, construction documents, photo documentation, and either the modeling file or input and output files. For multifamily projects with multiple buildings, each building must demonstrate compliance with the program requirements, but can be documented using one Multifamily Workbook per project.



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Exhibit 1: ENERGY STAR Multifamily Reference Design for Common Spaces ⁹

When common spaces are not modeled, some of the following features may be required, as specified in the National Rater Design Review and Field Checklists. Note: Where requirements are differentiated by Version in the Rater checklists, the requirements for National v1.2 must be followed.

ENERGY STAR Multifamily Reference Design for Common Spaces, California Version 1.3

Hot Climates (2021 IECC Zones 1,2,3,4B) ¹⁰		Mixed and Cold Climates (2021 IECC Zones 4C, 5,6,7,8) ¹⁰	
Cooling Equipment: If not listed here, see Rater Field Checklist Exhibit X.			
<ul style="list-style-type: none"> Cooling equipment meets the applicable efficiency levels below: 			
<ul style="list-style-type: none"> Residential AC: 16 SEER Non-residential AC: see Rater Field Checklist Exhibit X Heat pump (See Heating Equipment) 		<ul style="list-style-type: none"> Residential AC: 14 SEER Non-residential AC: see Rater Field Checklist Exhibit X Heat pump (See Heating Equipment) 	
Heating Equipment: If not listed here, see Rater Field Checklist Exhibit X.			
<ul style="list-style-type: none"> Heating equipment meets the applicable efficiency levels below, dependent on fuel and system type: ¹¹ 			
		Residential	Commercial
<ul style="list-style-type: none"> Gas Boiler 	CZ 1-3:	80 AFUE	80% E _t
	CZ 4B:	90 AFUE	81% E _t
<ul style="list-style-type: none"> Gas Furnace 	CZ 1-3:	80 AFUE	80% E _t
	CZ 4B:	86 AFUE	86% E _t
<ul style="list-style-type: none"> Residential air-source heat pump: 9.2 HSPF / 16 SEER Non-residential HP: see Rater Field Checklist Exhibit X 		<ul style="list-style-type: none"> Gas furnace: 90 AFUE / 81% E_t Gas boiler: 86 AFUE / 86 E_t Residential air-source heat pump: 9.2 HSPF / 16 SEER Non-residential HP: see Rater Field Checklist Exhibit X 	
Water Heater			
<ul style="list-style-type: none"> SHW equipment meets the following efficiency levels as applicable: ¹¹ 			
Gas:	0.90 UEF, 90 E _t		
Electric:	0.93 UEF (0.95 EF), 95 E _t		
Lighting, Appliances, & Fixtures			
<ul style="list-style-type: none"> ENERGY STAR refrigerators and dishwashers. 90% of all exterior and common space light fixtures are integrated LED fixtures or contain LED lamps. This requirement applies to exterior lighting fixtures that are attached to the building, but does not apply to landscape or parking lot lighting fixtures. WaterSense showerheads. 			



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Two tracks are provided for satisfying the mandatory requirements for all certified buildings, Exhibit 2. Track A – HVAC Grading by Rater allows a Rater to utilize ANSI / RESNET / ACCA . 310 ¹², a standard for grading the installation of residential HVAC systems serving individual spaces and a Functional Testing Agent to verify commercial and central systems. Track B – HVAC Testing by FT Agent utilizes a Functional Testing Agent for all systems. Either track may be selected, but all requirements within that track must be satisfied for the building to be certified.

Exhibit 2: Mandatory Requirements for All Certified Multifamily Buildings

Party Responsible	Mandatory Requirements
Requirements Applicable to Track A & B	
Rater	<ul style="list-style-type: none"> • Completion of National Rater Design Review Checklist, Version 1 / 1.1 ¹³ • Completion of National Rater Field Checklist, Version 1 / 1.1 (Where requirements are differentiated by Version, the requirements for National v1.2 must be followed)
Builder or Developer	<ul style="list-style-type: none"> • Completion of National Water Management System Requirements, Version 1 / 1.1
Requirements Only Applicable to Track A - HVAC Grading by Rater ¹²	
HVAC System Designer	<ul style="list-style-type: none"> • Completion of an HVAC design report compliant with ANSI / ACCA / RESNET 310, plus the ENERGY STAR National HVAC Design Supplement for Dwellings & Units and, if applicable, Supplement for Common Spaces & Central Systems
Functional Testing Agent	<ul style="list-style-type: none"> • Completion of applicable sections of the National HVAC Functional Testing Checklist. Exempt from Sections 2 and 3 for Dwelling Unit HVAC as the Rater is the party responsible for assessing these systems installation quality in accordance with ANSI / RESNET / ACCA 310
Requirements Only Applicable to Track B –HVAC Testing by FT Agent	
HVAC System Designer	<ul style="list-style-type: none"> • Completion of National HVAC Design Report, Version 1 / 1.1
Functional Testing Agent	<ul style="list-style-type: none"> • Completion of National HVAC Functional Testing Checklist, Version 1 / 1.1

Effective Date

To determine the program Version that a multifamily building is required to be certified under, look up the plan approval date and permit issue date of the building in Exhibit 3. Program requirements for other locations can be found at www.energystar.gov/mfncrequirements.

Multifamily buildings permitted prior to July 1, 2021 are permitted to participate in any of the following programs, as long as the project meets the Eligibility Requirements defined within that program: the ENERGY STAR Certified Homes program, the ENERGY STAR Multifamily High Rise program, or this ENERGY STAR Multifamily New Construction Program.

Exhibit 3: ENERGY STAR Multifamily New Construction Implementation Timeline for California

State / Territory	Buildings With Plan Approval date and Permit Date ¹⁴ On or After This Date Must Meet the Adjacent Version (See Footnote 14 for Definition & Exception ¹⁴)	Multifamily New Construction Program Version	Revision ¹⁴
CA	07-01-2020	California v1.2	Rev. 01
	07-01-2021	California v1.2	Rev. 02
	01-01-2023	California v1.3	Rev. 02



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Footnotes:

1. The term 'building' refers to a structure utilized or intended for supporting or sheltering any occupancy for a residential purpose; a structure with no dwelling or sleeping units connected to a structure with dwelling or sleeping units by less than 10% of its exterior wall area is not to be included in the 'building'. A dwelling unit, as defined by the 2012 IECC, is a single unit that provides complete independent living facilities for one or more persons, including permanent provisions for living, sleeping, eating, cooking, and sanitation. The term 'sleeping unit' refers to a room or space in which people sleep, which can also include permanent provisions for living, eating, and either sanitation or kitchen facilities but not both. The term 'two-family' dwelling refers to a detached building with 2 dwelling units. For the purposes of eligibility, hotels, motels, and [senior care facilities](#) are not considered multifamily buildings. For more information visit: https://www.energystar.gov/partner_resources/residential_new/program_reqs/mfnc_building_eligibility.
2. The term 'common space' refers to any spaces in the building being certified that serve a function in support of the residential part of the building that is not part of a dwelling or sleeping unit. This includes spaces used by residents, such as corridors, stairs, lobbies, laundry rooms, exercise rooms, residential recreation rooms, and dining halls, as well as offices and other spaces used by building management, administration or maintenance in support of the residents.
3. The term 'townhouse' refers to a single-family dwelling unit constructed in a group of three or more attached units in which each unit extends from the foundation to roof and with open space on at least two sides.
4. While certification will result in compliance with many code requirements, a Rater is not responsible for ensuring that all code requirements have been met prior to certification. In the event that a code requirement, a manufacturer's installation instructions, or an engineering document conflicts with a requirement of the ENERGY STAR program (e.g., slab insulation is prohibited to allow visual access for termite inspections), then the conflicting requirement within these program requirements shall not be met. Certification shall only be allowed if the Rater has determined that no equivalent option is available that could meet the intent of the conflicting requirement (e.g., switching from exterior to interior slab edge insulation). Note that a home must still meet its performance target. Therefore, other efficiency measures may be needed to compensate for the omission of the conflicting requirement.
5. The term 'Provider' refers to an Approved Rating Provider defined as an Approved entity responsible for the certification of raters working under its auspices and who is responsible for the Quality Assurance of such Certified Raters and for the Quality Assurance of Energy Ratings produced by such Certified Raters.

Approved shall mean approved by an HCO recognized by EPA to implement an ENERGY STAR certification program in California.

Quality Assurance is defined as the systematic processes intended to ensure reliable compliance with applicable standards.

A Certified Rater is defined as an individual who has become qualified to conduct California HERS Ratings through certification under an HCO recognized by EPA to implement an ENERGY STAR certification program in California or an equivalent designation as determined by an EPA-recognized MRO.

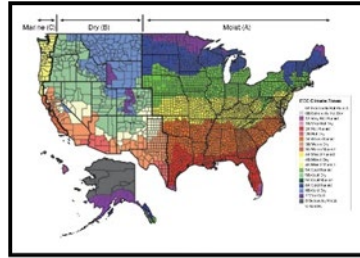
An Energy Rating is defined as an unbiased indication of a Dwelling Unit's relative energy performance based on consistent inspection procedures, operating assumptions, climate data and calculation methods in accordance with the Data Input requirements and On-Site Inspection Procedures for California HERS Ratings.
6. The term 'Rater' refers to the person(s) completing the third-party verification required for certification. The person(s) shall: a) be a Certified Rater as defined by Footnote 5; and, b) have attended and successfully completed an EPA-recognized training class. See www.energystar.gov/mftraining.

Raters who operate under an MRO or an HCO with a Sampling Protocol are permitted to verify the minimum rated features of the building and to verify any Checklist Item designated "Rater Verified" using the HCO-approved Sampling Protocol. No parties other than Raters are permitted to use sampling, with the exception of the Functional Testing Checklist. Functional Testing Agents, except the installing contractor, may follow the Sampling Protocol described in the [MFNC Functional Testing Checklist Sampling Protocols](#). All other items shall be verified for each certified building. For example, no builder verified items are permitted to be verified using a Sampling Protocol.
7. These requirements apply to all dwelling units, sleeping units, common spaces², and garages (open or enclosed) in the building being certified, and where specified, parking lots. These requirements do not apply to commercial or retail spaces. These requirements do not apply to common spaces that are located in buildings on the property without any dwelling or sleeping units. These requirements do not apply to parking garages or lots where the cost of the energy use of the parking garage or lot is not the responsibility of the Builder/Developer, Building Owner or Property Manager.
8. CEC-approved computer programs can be found at: <https://www.energy.ca.gov/programs-and-topics/programs/building-energy-efficiency-standards/2019-building-energy-efficiency-2>. Any measure that contributes to the Efficiency EDR or Compliance Margin, as recognized by CEC-approved computer programs, is permitted to be used to meet these performance targets.
9. Note that the efficiency levels of ENERGY STAR certified products aligned with these product specifications when this Version was first released. These efficiency features form the basis of the ENERGY STAR Multifamily Reference Design, regardless of any subsequent revisions to ENERGY STAR certified product specifications. EPA recommends, but does not require, that current ENERGY STAR products be included in ENERGY STAR buildings. For current ENERGY STAR products, visit www.energystar.gov/products.
10. The Climate Zone boundaries are illustrated by the 2021 IECC Figure R301.1.



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11. For buildings with oil-fired equipment, use the efficiency listed for gas-fired equipment.
12. Track A –HVAC Grading by Rater shall not be used until an implementation schedule has been defined for ANSI / RESNET / ACCA 310 by the HCO or MRO the building is certified under. Track A –HVAC Grading by Rater shall then use ANSI / RESNET / ACCA 310 including all Addenda and Normative Appendices, with new versions and Addenda implemented according to the schedule defined by the HCO or MRO that the building is being certified under.
13. Buildings certified using this version of the program requirements are automatically deemed compliant with Items 2.1, 2.2, and 3.1 and 3.2 of the National Rater Design Review Checklist, Version 1 / 1.1 / OR-WA 1.2 (Rev. 02) due to the inability of CEC-approved software to calculate the total thermal envelope UA and in consideration of the rigor of the 2019 Building Energy Efficiency Standards.
14. The Rater may define the 'permit date' as either the date that the permit was issued or the application date of the permit. In cases where permit or application dates are not available, Providers or Multifamily Oversight Organizations have discretion to estimate permit dates based on other construction schedule factors. These assumptions should be both defensible and documented. The 'plan approval date' is the date that a jurisdiction approves a building plan and its efficiency features for use on a specific lot or tract. As an exception, if a new plan is added to a specific tract's existing plan set and the new plan is subject to the same version of the energy code as the existing plan set, then the 'plan approval date' is considered to be the existing plan set's original plan approval date.
15. Buildings certified under Rev. 01 and Rev. 02 of the program requirements are permitted to use any version of the MFNC National HVAC Design Report.