

ENERGY SYSTEMS LABORATORY
Texas Engineering Experiment Station
Texas A&M University System

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College Station, Texas 77843-3581

February 3, 2009

Mr. Felix Lopez, P.E.
State Energy Conservation Office
Comptroller of Public Accounts
111 East 17th Street, Room 114
Austin, Texas 78701

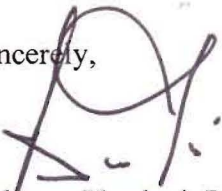
Dear Felix:

In accordance with the Health and Safety Code Section 388.003, as amended, the Laboratory reviewed and considered the comments received and performed a technical analysis that compared the stringency of the Texas Building Energy Performance Standards based on the 2000 International Energy Conservation Code with the 2001 Supplement (2000/2001 IECC) to the U. S. Department of Energy's REScheck code compliance software (Version 4.2.0, August 2008).

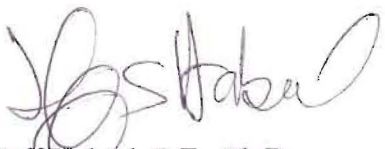
The analysis has determined that:

1. The REScheck code compliance software (Version 4.2.0, August 2008) is less stringent than the Texas Building Energy Performance Standards adopted under the Health and Safety Code Section 388.

Sincerely,


Bahman Yazdani, P.E.
Associate Director


Charles Culp, P.E., Ph.D.
Associate Director


Jeff Haberl, P.E., Ph.D.
Associate Director

cc: David Claridge, P.E., Ph.D.; Director, ESL