

## DOE Final Rule Update

As previously announced, the U.S. Department of Energy (DOE) issued a final rule on April 16 that will cause serious hardship for the entire gas hearth product industry. The final rule sets efficiency minimums on gas products that must be in place in new products sold as of April 2013. The team of HPBA staff, legal counsel and HPBA members are working together to reverse the negative impact of this regulation. We are pursuing two available options: negotiating with DOE, and suing DOE. The same governance and funding structure currently being used for the NSPS Initiative has been recommended to the Board of Directors for this DOE challenge, and is ready to be put in place. A technical task group is meeting to discuss the many technical interpretations and possibilities involved in our negotiations with DOE. The legal team hired by HPBA filed a challenge to the rule in May 2010. We expect that a long, expensive, but ultimately successful battle lies ahead, and will keep you updated in this and other publications.

## NSPS Review Shifts Into High Gear

During HPBExpo, U.S. EPA representatives indicated that this summer will be the final opportunity for input into their New Source Performance Standard (NSPS) decision making process which begins this fall. HPBA is working to help organize a panel of small business owners (both retailers and manufacturers) who will participate in the small business review of the rule. HPBA is also working with various caucuses of manufacturers on data gathering and research. For more information, contact John Crouch at [crouch@hpba.org](mailto:crouch@hpba.org).

## Eastern Arizona Changeout Kick-off

The HPBA, Arizona HPBA and the Arizona Chapter of the American Lung Association will kick-off the Eastern Arizona Woodstove Changeout on June 12, 2010. Funded with \$750,000 from a major settlement organized by U.S. EPA, this changeout will offer cash incentives for low and middle income families in a region with a large number of old woodstoves. Several manufacturers announced their own programs to support this effort. For more information on the Arizona Changeout, contact Larry Grogan at [Lgrogan@cox.net](mailto:Lgrogan@cox.net). For information on HPBA efforts to foster more changeouts, contact John Crouch at [crouch@hpba.org](mailto:crouch@hpba.org).

## "Cash-for-Caulkers"

On May 6, 2010, the U.S. House of Representatives passed the Home Star Energy Retrofit Act (H.R. 5019), which authorizes the creation of a national energy retrofit program for all American homeowners. Also known as the

"Cash for Caulkers" bill, this legislation, which has been sent to the U.S. Senate for its consideration, authorizes a \$1,000 point-of-sale rebate for biomass stoves and boilers that serve as a home's primary heat source. To qualify, stoves must be rated at least 75% efficient and boilers must be at least 80% efficient. A smaller \$500 rebate will be given for stoves that only provide zone heating. Unfortunately, a requirement stating that stoves may only emit less than 3 grams per hour to qualify was added at the last minute. HPBA is working to change it to the WA State standard of 4.5 grams per hour. The Home Star/Cash-for-Caulkers measure has a long legislative road ahead; passage this year is not guaranteed. HPBA will update members on the bill.

## Stop Form 1099

HPBA encourages you to ask your Senators and Representative to support H.R. 5141, The Small Business Paperwork Mandate Elimination Act introduced by Rep. Daniel Lungren to stop expanded 1099 requirements. Without its passage, businesses will be required to send Form 1099 to vendors (individuals or corporations of any size) providing more than \$600 (by check or credit card) in services or property a year starting in 2012. Sellers and distributors of goods must also issue 1099s to their suppliers. Go to [www.stopform1099.org](http://www.stopform1099.org) for more information.

## Codes & Standards

The International Green Construction Code (IgCC) Public Comment Review will take place in Rosemont, IL, from August 14 - 27. The IgCC generally applies to commercial buildings including mixed-use buildings. ANSI/ICC 700, the code created by the National Association of Home Builders, originally referred to as the Green Building Standard, may be added to the standard to cover residential properties. Contact Tom Stroud at [stroud@hpba.org](mailto:stroud@hpba.org) to comment or if you plan to attend the IgCC Meeting.

The International Fuel Gas Code met in Dallas, TX, on May 15. A proposal was submitted that would have eliminated vent-free products in tight homes. That proposal was defeated, meaning vent-free products will not be banned by the 2012 IFGC Code.

The International Energy Conservation Code (IECC) Final Action (a proposal to ban standing pilot lights) is open for comments until July 1, 2010. If manufacturers want to continue producing products that utilize standing pilot lights, it is essential that they become involved in commenting on this proposal. HPBA will be submitting comments and highly recommends that companies also submit comments by July 1, and attend the Charlotte, NC, October 28-November 1, 2010, meeting. For links, go to [www.iccsafe.org](http://www.iccsafe.org). For more information, contact Tom Stroud at [stroud@hpba.org](mailto:stroud@hpba.org).

## Congratulations!

Clear Skies Unlimited received the 2009 EPA Clean Air Excellence Award for its HearthCAT Fireplace Technology and innovative efforts to help make progress in achieving cleaner air.

## HPBA Committee Activities

### Communications

Early media reports on National Barbecue Month are strong with coverage in *The Atlanta Journal Constitution*, *Los Angeles Times Food Blog*, *St. Louis Examiner* and *About.com*. The media campaign included a press release, audio news release and new website material.

### HPB Education Foundation/NFI

- HE@RTH Online Training offers NFI study courses for gas, wood and pellet hearth systems. The NFI Study Course contains three courses: Installation Considerations, Theory & Product Choices, and Troubleshooting. For detailed information on the NFI Study courses and scheduling, please go to: [http://nficertified.org/hpbef/online\\_coursesV2.cfm](http://nficertified.org/hpbef/online_coursesV2.cfm)
- MP3 Versions of Expo Education seminars are now available! Download your favorite Expo Education sessions onto your i-pod, and listen at your convenience. However, sessions must be taken through HE@RTH Online Training to receive CEU credit.

### Membership

Take advantage of the HPBA directory and online member search engine by insuring your information is complete and accurate. To view and update your listing go to [www.hpbamemberdirectory.org](http://www.hpbamemberdirectory.org). Changes must be made by June 11 to appear in the printed HPBA Directory. For more information, contact Ian Glowacki at [iglowacki@hpba.org](mailto:iglowacki@hpba.org). For advertising and logo placement, contact Betteanne Leahy at (800)404-5461 or [leahy@hpba.org](mailto:leahy@hpba.org).

### Industry Statistics

- The Quarterly Industry Survey data was distributed electronically to participating firms for the first time on May 24. HPBA is also sending a computer link to a password protected site where participants will be able to get historical data associated with the program.
- The Manufacturers Rep Survey results have been distributed. The response rate was at its lowest level and if it does not improve, future surveys may be revised or discontinued.
- The 'top-of-the-line' hearth shipment estimates released at HPBExpo have been revised with newly updated electric hearth shipment estimates for all market channels of distribution. The new statistics are posted on [www.hpba.org](http://www.hpba.org).



# HPBExpo Report

Salt Lake City, UT • March 2 - 5, 2011 • [www.hpbexpo.com](http://www.hpbexpo.com)  
Innovations & Ideas for Indoor-Outdoor Living

**The HPBExpo 2011 website is live!** Bookmark the Expo's website, [www.hpbexpo.com](http://www.hpbexpo.com), for information on HPBExpo 2011, March 2 - 5, in Salt Lake City, Utah. Don't miss the HPBExpo 2010 Photo Gallery, as well as the information from the Green Pavilion.

**Reserve your HPBExpo 2011 exhibit space now.** If you missed your priority booth assignment appointment for 2011 exhibit space, please contact Amy Jackson at (703) 522-0086 ext. 125 or [amyjackson@hpba.org](mailto:amyjackson@hpba.org). The complete Expo 2011 Exhibitor Portfolio, including floor plans, booth contracts, as well as rules and regulations and payment information (50% is due with contracts), can also be found at [www.hpbexpo.com](http://www.hpbexpo.com) under "Apply to Exhibit." Registration and housing for the Salt Lake City trade show will open September 1, 2010, on [www.hpbexpo.com](http://www.hpbexpo.com).

**Expo Committee Meeting.** The HPBA Expo Committee will meet June 2-4, in New Orleans. The members will tour the convention center and proposed outdoor burn area to determine if the city can be added as a potential location for a future Expo. The meeting will also include discussions on long range planning issues, a review of the 2010 Expo survey tabulations and plans for HPBExpo 2011 in Salt Lake City.

**HPBExpo on Twitter & Facebook.** Don't forget to follow us on Twitter @HPBExpo <http://twitter.com/HPBExpo> and become a fan of HPBExpo on Facebook <http://www.facebook.com/pages/HPBExpo/182719555415>.

## HPBExpo Future Dates

HPBExpo 2012: February 29 - March 3, 2012 in Atlanta

HPBExpo 2013: March 20 - 23, 2013 in Nashville

## Upcoming Affiliate Meetings

### NORTHEAST

Sunday, June 6 to Tuesday, June 8  
Holiday Inn on Wolf Road, Albany, NY

### SOUTH CENTRAL

Sunday, June 6 to Monday, June 7  
Diamond Jacks Casino/Hotel, Shreveport, LA

### MID-ATLANTIC

Sunday, June 13 to Monday, June 14  
The Lancaster Host, Lancaster, PA

### PACIFIC

Monday, July 19 to Tuesday, July 20  
Ontario Convention Center, Ontario, CA

### ARIZONA

Saturday, July 31 to Sunday, August 1  
Amare Resort and Spa, Sedona, AZ

### MIDWEST

Sunday, August 1 to Monday, August 2  
Westport Sheraton, St. Louis, MO



1901 North Moore Street, Suite 600,  
Arlington, VA 22209

## HOTNEWS

Published monthly to provide Hearth, Patio & Barbecue Association members with timely news and information