



# 2018 TRADE ALLY PARTICIPATION AGREEMENT

## NEW HOME CONSTRUCTION PROGRAM

HELPING MICHIGAN SAVE ENERGY.  
**THAT'S OUR PROMISE.**

[ConsumersNewHomeConstruction.com](http://ConsumersNewHomeConstruction.com)



### TOGETHER WE CAN HELP CUSTOMERS SAVE ENERGY AND MONEY!

Consumers Energy offers a portfolio of programs to promote energy efficiency, incorporating both rebates and energy education. The residential Consumers Energy New Home Construction Program offers financial incentives to participating Trade Allies for achieving ENERGY STAR® certification in eligible new homes.

Contractors interested in participating in the residential Consumers Energy New Home Construction Rebate Program must complete this Trade Ally Participation Agreement.

#### GETTING STARTED

To participate in this program, builders will need to follow these steps:

1. Submit this Trade Ally Participation Agreement. You will only need to do this once.
2. Submit the Rebate Application.
3. We recommend that you incorporate ENERGY STAR considerations in your build as early as possible—ideally in the planning and design phase. You will need to work with a Home Energy Rater and an ENERGY STAR accredited mechanical contractor. If this is your first ENERGY STAR certification, your Consumers Energy New Home Account Manager can help you get started.

**IMPORTANT:** The information completed in the “Builder Information” section of the Trade Ally Participation Agreement will be the information included in the Trade Ally Directory. By signing this Trade Ally Agreement, you are agreeing that you have been trained on the program and will offer it to your customers. Trade Allies will be removed from the program for non-compliance.

## TRADE ALLY PARTICIPATION TERMS & CONDITIONS:

This Trade Ally Participation Agreement is between the listed contractor and Consumers Energy. This agreement defines the terms under which the Trade Ally agrees to participate in the New Home Construction Program.

## CONSUMERS ENERGY AGREES TO OFFER THE FOLLOWING:

- Information sessions for participating Trade Allies on program procedures, requirements and qualifying equipment specifications.
- Rebates to eligible Trade Allies as filed with the Michigan Public Service Commission (and as funds are available).

Through a Consumers Energy sponsored website, ConsumersNewHomeConstruction.com, Trade Allies can have their company name and certain information linked to an approved website directory ("Web Directory") of residential builders. Subject to the terms and conditions herein, Consumers Energy is willing to publish Trade Allies' names and certain information in the Web Directory. Therefore, in consideration of the mutual promises contained herein and the mutual benefit to be obtained, the parties agree as follows:

- Trade Allies' contact information will be placed on the participating Trade Ally list on the Consumers Energy New Home Construction website for customers once the Trade Ally Participation Agreement is complete.
- All Trade Allies acknowledge and agree that Consumers Energy provides the list of ENERGY STAR providers solely for informational purposes. Consumers Energy makes no warranty of any kind whatsoever, including, without limitation, the warrant of merchantability or fitness for a particular purpose.
- Under no circumstance or legal theory, whether as a result of a breach of contract, warranty or tort (including negligence, strict liability or otherwise), will Consumers Energy be liable to any Trade Allies for any indirect, special, consequential, punitive or exemplary damages. License, insurance and bonding shall remain the sole responsibility of the Trade Allies.
- The relationship between Consumers Energy and all Trade Allies shall be that of owner and independent contractor, and all Trade Allies hereby further agree that nothing shall operate to change or alter such relationship. Trade Allies shall have no actual or apparent authority to bind, represent or work on behalf of Consumers Energy and may not represent or imply such authority through word or use of any Consumers Energy logo, trademark or service mark (including logos, trademarks or service marks of Consumers Energy's parent or affiliates).
- Trade Allies shall comply with all applicable laws and codes. Failure of any Trade Ally to comply with applicable laws, codes or Consumers Energy guidelines or any failure to resolve customer concerns may (in Consumers Energy's sole discretion) lead to such Trade Ally's removal from the program.

**Trade Ally** status does not imply a utility endorsement of the contractor in any way; rather, it simply provides a way to identify those contractors who have completed the required program training and are committed to offer high-efficiency homes to their customers as well as actively promote the program.

## TRADE ALLY AGREES TO PERFORM THE FOLLOWING:

- Follow all directives as outline in this Trade Ally Participation Agreement.
- For all installations, accurately record certification and document detail required on the Consumers Energy New Home Construction Rebate Application form (available at ConsumersNewHomeConstruction.com). Misrepresentation of home certification will not be tolerated. Trade Allies found in violation of this or any of the terms of the agreement and/or policies and procedures will be subject to removal or restricted program participation.
- Hold and maintain required licenses and insurance coverage while participating in the program.
- Provide permit numbers or a copy of the submitted permit application upon request.
- Install all qualifying equipment for which incentives are provided in a professional manner, consistent with industry standards, and in conformance with all applicable building codes, zoning laws, local, state and federal requirements and other relevant requirements.
- Maintain and retain accurate business records relating to the installation of qualifying equipment according to customary industry practice for at least one year following home completion.
- Submit all paperwork including Rebate Application, HERS report showing ENERGY STAR certification, fuel summary report and certificate of occupancy on all certified new homes.
- Rebate Application and required paperwork must be submitted within 30 days of final certificate of occupancy.
- Contractor may not use Consumers Energy New Home Construction Program promotional materials (including Consumers Energy logo) without the express written consent of Consumers Energy.

**Confidentiality Agreement:** All information, including invoicing data to Consumers Energy, will be kept confidential within the Consumers Energy utility rebate program and will only be used in aggregate form, as required, by the Michigan Public Service Commission and for associated evaluation, measurement and verification purposes.

## BUILDER INFORMATION

COMPANY NAME		
MICHIGAN BUILDER LICENSE #		FEDERAL TAX IDENTIFICATION # <input type="checkbox"/> Non-Profit <input type="checkbox"/> Self-build (Use SS#)
OFFICE ADDRESS		CITY
STATE	ZIP	PRIMARY CONTACT NAME
PHONE		FAX
EMAIL		WEBSITE

## MECHANICAL/HVAC PROVIDER INFORMATION

PLEASE SELECT ONE: <input type="checkbox"/> I use this mechanical contractor for all residential projects. <input type="checkbox"/> I use multiple mechanical contractors, and this is my primary. <input type="checkbox"/> I have not yet selected a mechanical contractor.		
COMPANY NAME OF PRIMARY HVAC PROVIDER		MICHIGAN MECHANICAL LICENSE #
ADDRESS		EMAIL
PHONE	FAX	DOES THIS COMPANY CARRY ENERGY STAR FOR NEW HOMES CREDENTIALS? <input type="checkbox"/> Yes <input type="checkbox"/> No* <input type="checkbox"/> Not sure* <i>*If you select No or Not Sure, we may reach out with resources on becoming accredited.</i>

## RATER INFORMATION

PLEASE SELECT ONE: <input type="checkbox"/> I use this rater for all residential projects. <input type="checkbox"/> I use multiple raters. <input type="checkbox"/> I have not yet selected a rater.		
NAME OF PRIMARY ENERGY RATER		RATER'S COMPANY
RESNET ID #		ADDRESS
PHONE	FAX	EMAIL
RESNET PROVIDER INFO (OPTIONAL)		
NAME	PROVIDER ID #	PHONE

## SALES AND MARKETING INFORMATION

IS SALES CONTACT FOR HOMEOWNER INQUIRIES THE SAME AS PRIMARY BUILDER CONTACT? <input type="checkbox"/> Yes (Skip to Home Characteristics section) <input type="checkbox"/> No (Continue below)		
NAME		
EMAIL		PHONE
<b>HOME CHARACTERISTICS</b> (Note: This section is optional. However, providing this information will help us understand your business better and improve our program offerings. If you provide this information, it may be included on the Web Directory.)		
How many homes do you expect to build next year?	What regions of Michigan do you build in?	What other green, sustainable or high-performance building features do you offer (in addition to ENERGY STAR certification)?

## TRADE ALLY SIGNATURE

Trade Ally has read, understood and agreed to all the definitions, terms and conditions that are a part of this Trade Ally Participation Agreement and the referenced New Home Construction Rebate Application form.

By signing below, Trade Ally agrees: (I) It has been trained on the program and will offer the program to its customers; (II) Consumers Energy reserves the right to end Trade Ally participation in this program at any time; (III) It does not have any unresolved or outstanding complaints before the Michigan State Department of Labor, Licensing and Regulation or a pattern of outstanding litigation that involves his or her work; and (IV) It shall indemnify and hold harmless Consumers Energy from and against losses, liabilities, expenses, attorney fees, damages and injury to persons (including death) arising out of or in any manner connected with its participation in this program.

## COMPANY REPRESENTATIVE

PRINTED NAME

TITLE

SIGNATURE

DATE (MM/DD/YYYY)

/ /



### MAIL YOUR SIGNED COMPLETED FORM TO:

Consumers Energy  
c/o CLEAResult  
3100 West Road, Bldg 3, Suite 100  
East Lansing, MI 48823

Tel: 877-448-9433  
Email: [cenewhomeconstruction@clearesult.com](mailto:cenewhomeconstruction@clearesult.com)



For more information on the Consumers Energy  
New Home Construction Program, visit  
[ConsumersNewHomeConstruction.com](http://ConsumersNewHomeConstruction.com)