

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

H

2

HOUSE BILL 1199
Committee Substitute Reported Without Prejudice 5/7/09

Short Title: Energy Efficiency in Bldgs. if State Funded.

(Public)

Sponsors:

Referred to:

April 8, 2009

1 A BILL TO BE ENTITLED
2 AN ACT TO EXTEND THE STANDARDS GOVERNING ENERGY EFFICIENCY AND
3 WATER USE FOR MAJOR FACILITY CONSTRUCTION AND RENOVATION
4 PROJECTS INVOLVING STATE, UNIVERSITY, AND COMMUNITY COLLEGE
5 BUILDINGS TO MAJOR FACILITY CONSTRUCTION AND RENOVATION
6 PROJECTS INVOLVING BUILDINGS OF ENTITIES THAT RECEIVE FUNDING IN
7 EXCESS OF A TOTAL OF TWENTY THOUSAND DOLLARS IN STATE
8 APPROPRIATIONS FOR FACILITY CONSTRUCTION AND RENOVATION
9 PROJECTS.

10 The General Assembly of North Carolina enacts:

11 **SECTION 1.** G.S. 143-135.35 reads as rewritten:

12 "**§ 143-135.35. Findings; legislative intent.**

13 The General Assembly finds that public buildings can be built and renovated using
14 sustainable, energy-efficient methods that save money, reduce negative environmental impacts,
15 improve employee and student performance, and make employees and students more
16 productive. The main objectives of sustainable, energy-efficient design are to avoid resource
17 depletion of energy, water, and raw materials; prevent environmental degradation caused by
18 facilities and infrastructure throughout their life cycle; and create buildings that are livable,
19 comfortable, safe, and productive. It is the intent of the General Assembly that State-owned
20 buildings and buildings of The University of North Carolina and Carolina, the North Carolina
21 Community College System System, and State-funded entities be improved by establishing
22 specific performance standards for sustainable, energy-efficient public buildings. These
23 performance standards should be based upon recognized, consensus standards that are
24 supported by science and have a demonstrated performance record. The General Assembly also
25 intends, in order to ensure that the economic and environmental objectives of this Article are
26 achieved, that State agencies, The University of North Carolina, and the North Carolina
27 Community College System System, and State-funded entities determine whether the
28 performance standards are met for major facility construction and renovation projects, measure
29 utility and maintenance costs, and verify whether these standards result in savings. Also, it is
30 the intent of the General Assembly to establish a priority to use North Carolina-based
31 resources, building materials, products, industries, manufacturers, and businesses to provide
32 economic development to North Carolina and to meet the objectives of this Article."

33 **SECTION 2.** G.S. 143-135.36(7) reads as rewritten:

34 "(7) "Public agency" means every State office, officer, board, department, and
35 commission and institutions of higher education education, and State-funded
36 entity."



1 **SECTION 3.** G.S. 143-135.36 is amended by adding a new subdivision to read:

2 "(8) "State-funded entity" means an entity that receives in excess of twenty
3 thousand dollars (\$20,000) in State appropriations for a major facility
4 construction project or a major facility renovation project."

5 **SECTION 4.** This act is effective when it becomes law. Section 1 and Section 2 of
6 this act apply to every major facility construction project, as defined in G.S. 143-135.36, and
7 every major facility renovation project, as defined in G.S. 143-135.36, of an entity that receives
8 in excess of twenty thousand dollars (\$20,000) in State appropriations for the construction or
9 renovation project when the project has not entered the schematic design phase prior to the
10 effective date of this act.