

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 510

(By Senator Unger)

[Originating in the Committee on Finance;
reported February 23, 2011.]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §22-29-1, §22-29-2, §22-29-3 and §22-29-4, all relating to requiring new facility projects of public agencies and projects receiving state funds to be designed and constructed complying with the International Code Council 2009, International Energy Conservation Code and the ANSI/ASHRAE/IESNA Standard 90.1-2007.

Be it enacted by the Legislature of West Virginia:

That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new article, designated §22-29-1, §22-29-2, §22-29-3 and §22-29-4, all to read as follows:

ARTICLE 29. GREEN BUILDINGS MINIMUM ENERGY STANDARDS.

§22-29-1. Short title and effective date.

This article is called the “Green Buildings Act” and is effective July 1, 2011.

§22-29-2. Findings and purpose.

1 (a) The Legislature finds that:

2 (1) Encouraging the construction of energy efficient public
3 buildings is in the public interest and promotes the general
4 welfare of the people of the state.

5 (2) Efficient energy use by public buildings contributes
6 substantially to improving the environment.

7 (3) Public buildings can be built in accordance with energy
8 efficient standards.

9 (b) This article is enacted to more efficiently spend public
10 funds and protect the health and welfare of West Virginia
11 residents.

§22-29-3. Definitions.

1 As used in this article:

2 (1) “ANSI” means the American National Standards
3 Institute;

4 (2) “ASHRAE” means the American Society of Heating,
5 Refrigerating and Air-Conditioning Engineers;

6 (3) “IESNA” means the Illuminating Engineering Society
7 of North America;

8 (4) “ICC” the means the International Code Council; and

9 (5) “Public agency” means every state office, board,
10 commission, committee, bureau, department or public
11 institution of higher education; and counties, school boards
12 and municipalities.

**§22-29-4. Minimum energy standards for new building construc-
tion projects of public agencies.**

1 All new building construction projects of public agencies
2 or any building construction project receiving state grant
3 funds and appropriations, including public schools, shall be
4 designed and constructed complying with the ICC 2009
5 International Energy Conservation Code and the
6 ANSI/ASHRAE/IESNA Standard 90.1-2007: *Provided, that*
7 if any construction project has a commitment of federal
8 funds to pay for a portion of such project, this section shall
9 only apply to the extent such standards are consistent with
10 the federal standards. This provision applies to building
11 construction projects that have not entered the schematic
12 design phase prior to July 1, 2011.

(NOTE: The purpose of this bill is to require new facility projects of public agencies and projects receiving state funds, to be designed and constructed complying with the *International Code Council 2009 International Energy Conservation Code* and the *ANSI/ASHRAE/IESNA Standard 90.1-2007*.

This article is new; therefore, strike-throughs and underscoring have been omitted.)