

ENROLLED

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 76

(SENATOR UNGER, *original sponsor*)

[Passed March 10, 2012; in effect ninety days from passage.]

AN ACT 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 building construction projects of public agencies and projects receiving state funds to be designed and constructed complying with the ICC International Energy Conservation Code and the ANSI/ASHRAE/IESNA Standard 90.1-2007; setting forth findings; defining terms; and setting standards for construction projects with federal funding.

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.

1 This article is called the Green Buildings Act and is
2 effective July 1, 2012.

§22-29-2. Findings and purpose.

1 (a) The Legislature finds that:

2 (1) Encouraging the construction of energy-efficient
3 public buildings is in the public interest and promotes the
4 general 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
8 energy- efficient standards.

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

§22-29-3. Definitions.

1 As used in this article:

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

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

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

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

9 (e) “Public agency” means an agency of the state and
10 political subdivisions, public institutions of higher education
11 and boards of education.

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

1 All new building construction projects of public agencies
2 that have not entered the schematic design phase prior to
3 July 1, 2012, or any building construction project receiving
4 state grant funds and appropriations, including public

5 schools, that have not entered the schematic design phase
6 prior to July 1, 2012, shall be designed and constructed
7 complying with the ICC International Energy Conservation
8 Code, adopted by the State Fire Commission, and the ANSI/
9 ASHRAE/IESNA Standard 90.1-2007: *Provided*, That if any
10 construction project has a commitment of federal funds to
11 pay for a portion of such project, this section shall only apply
12 to the extent such standards are consistent with the federal
13 standards.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

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Chairman Senate Committee

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Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

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Clerk of the Senate

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Clerk of the House of Delegates

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President of the Senate

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Speaker of the House of Delegates

The within this the
Day of, 2012.

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Governor