

**Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 10-0636.01 Richard Sweetman

HOUSE BILL 10-1406

HOUSE SPONSORSHIP

Kerr A., Summers, Merrifield, Middleton, Scanlan, Solano, Todd

SENATE SPONSORSHIP

(None),

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING A REQUIREMENT THAT PUBLIC SCHOOL STRUCTURES**
102 **SATISFY MINIMUM ENERGY-EFFICIENCY DESIGN STANDARDS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

The bill requires newly constructed or redesigned school buildings and structures to satisfy minimum energy-efficiency design standards. The state fire suppression administrator, in consultation with the governor's energy office, shall establish and adopt rules concerning energy-efficient design and construction of school buildings and

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

structures, which rules, at a minimum, shall ensure that a school building or structure achieves a satisfactory certification rating based on an energy and environmental design rating system developed by a nonprofit trade organization.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** Article 32 of title 22, Colorado Revised Statutes, is
3 amended BY THE ADDITION OF A NEW SECTION to read:

4 **22-32-124.3. Energy-efficient design of school buildings**
5 **required.** ON AND AFTER JANUARY 1, 2011, EACH SCHOOL DISTRICT AND
6 EACH CHARTER SCHOOL SHALL ENSURE THAT A PROJECT TO CONSTRUCT OR
7 REDESIGN A BUILDING OR STRUCTURE, AT A MINIMUM, SATISFIES THE
8 RULES ESTABLISHED AND ADOPTED BY THE STATE FIRE SUPPRESSION
9 ADMINISTRATOR IN CONSULTATION WITH THE GOVERNOR'S ENERGY OFFICE
10 PURSUANT TO SECTION 24-33.5-1204.5 (1) (f.5), C.R.S., CONCERNING
11 ENERGY-EFFICIENT DESIGN AND CONSTRUCTION OF SCHOOL BUILDINGS
12 AND STRUCTURES.

13 **SECTION 2.** 24-33.5-1204.5 (1), Colorado Revised Statutes, is
14 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

15 **24-33.5-1204.5. Powers of administrator - rules.** (1) In
16 addition to any other duties and powers granted by this section or sections
17 24-33.5-1206.2 and 24-33.5-1206.4, the administrator has the following
18 duties and powers:

19 (f.5) TO ESTABLISH AND ADOPT RULES CONCERNING
20 ENERGY-EFFICIENT DESIGN AND CONSTRUCTION OF SCHOOL BUILDINGS
21 AND STRUCTURES, WHICH RULES, AT A MINIMUM, SHALL ENSURE THAT A
22 SCHOOL BUILDING OR STRUCTURE ACHIEVES A SATISFACTORY
23 CERTIFICATION RATING BASED ON AN ENERGY AND ENVIRONMENTAL

1 DESIGN RATING SYSTEM DEVELOPED BY A NONPROFIT TRADE
2 ORGANIZATION. THE ADMINISTRATOR SHALL CONSULT WITH THE
3 GOVERNOR'S ENERGY OFFICE CREATED IN SECTION 24-38.5-101 IN
4 ESTABLISHING AND ADOPTING THE RULES DESCRIBED IN THIS PARAGRAPH
5 (f.5).

6 **SECTION 3.** 24-38.5-102 (1) (s), Colorado Revised Statutes, is
7 amended, and the said 24-38.5-102 (1) is further amended BY THE
8 ADDITION OF A NEW PARAGRAPH, to read:

9 **24-38.5-102. Governor's energy office - duties and powers.**

10 (1) The governor's energy office shall:

11 (s) Administer the green truck grant program pursuant to part 3 of
12 article 1 of title 42, C.R.S.; AND

13 (t) ADVISE THE STATE FIRE SUPPRESSION ADMINISTRATOR
14 CONCERNING THE ADOPTION AND ESTABLISHMENT OF RULES FOR THE
15 ENERGY-EFFICIENT DESIGN AND CONSTRUCTION OF SCHOOL BUILDINGS
16 AND STRUCTURES PURSUANT TO SECTION 24-33.5-1204.5 (1) (f.5).

17 **SECTION 4. Act subject to petition - effective date.** This act
18 shall take effect at 12:01 a.m. on the day following the expiration of the
19 ninety-day period after final adjournment of the general assembly (August
20 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a
21 referendum petition is filed pursuant to section 1 (3) of article V of the
22 state constitution against this act or an item, section, or part of this act
23 within such period, then the act, item, section, or part shall not take effect
24 unless approved by the people at the general election to be held in
25 November 2010 and shall take effect on the date of the official
26 declaration of the vote thereon by the governor.