

**SENATE
STATE OF MINNESOTA
NINETY-THIRD SESSION**

S.F. No. 3006

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DATE
03/20/2023

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Introduction and first reading
Referred to State and Local Government and Veterans

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to state government; repealing sustainable building design guidelines;
1.3 making a conforming change; amending Minnesota Statutes 2022, section
1.4 216B.241, subdivision 1f; repealing Minnesota Statutes 2022, section 16B.325.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 **ARTICLE 1**

1.7 Section 1. **REPEALER.**

1.8 Minnesota Statutes 2022, section 16B.325, is repealed.

1.9 **EFFECTIVE DATE.** This section is effective the day following final enactment.

1.10 **ARTICLE 2**

1.11 **CONFORMING CHANGE**

1.12 Section 1. Minnesota Statutes 2022, section 216B.241, subdivision 1f, is amended to read:

1.13 Subd. 1f. **Facilities energy efficiency.** ~~(a) The commissioner of administration and the~~
1.14 ~~commissioner of commerce shall maintain and, as needed, revise the sustainable building~~
1.15 ~~design guidelines developed under section 16B.325.~~

1.16 ~~(b)~~ (a) The commissioner of administration and the commissioner of commerce shall
1.17 maintain and update the benchmarking tool developed under Laws 2001, chapter 212, article
1.18 1, section 3, so that all public buildings can use the benchmarking tool to maintain energy
1.19 use information for the purposes of establishing energy efficiency benchmarks, tracking
1.20 building performance, and measuring the results of energy efficiency and conservation
1.21 improvements.

2.1 ~~(e)~~ (b) The commissioner shall require that utilities include in their conservation
2.2 improvement plans programs that facilitate professional engineering verification to qualify
2.3 a building as Energy Star-labeled, Leadership in Energy and Environmental Design (LEED)
2.4 certified, or Green Globes-certified.

2.5 ~~(d)~~ (c) The commissioner may assess up to \$500,000 annually for the purposes of this
2.6 subdivision. The assessments must be deposited in the state treasury and credited to the
2.7 energy and conservation account created under subdivision 2a. An assessment made under
2.8 this subdivision is not subject to the cap on assessments provided by section 216B.62, or
2.9 any other law.

16B.325 SUSTAINABLE BUILDING GUIDELINES.

Subdivision 1. **Development of sustainable building guidelines.** The Department of Administration and the Department of Commerce, with the assistance of other agencies, shall develop sustainable building design guidelines for all new state buildings by January 15, 2003, and for all major renovations of state buildings by February 1, 2009. The primary objectives of these guidelines are to ensure that all new state buildings, and major renovations of state buildings, initially exceed the state energy code, as established in Minnesota Rules, chapter 7676, by at least 30 percent.

Subd. 2. **Lowest possible cost; energy conservation.** The guidelines must focus on achieving the lowest possible lifetime cost for new buildings and major renovations, and allow for changes in the guidelines that encourage continual energy conservation improvements in new buildings and major renovations. The guidelines shall define "major renovations" for purposes of this section. The definition may not allow "major renovations" to encompass less than 10,000 square feet or to encompass less than the replacement of the mechanical, ventilation, or cooling system of the building or a section of the building. The design guidelines must establish sustainability guidelines that include air quality and lighting standards and that create and maintain a healthy environment and facilitate productivity improvements; specify ways to reduce material costs; and must consider the long-term operating costs of the building, including the use of renewable energy sources and distributed electric energy generation that uses a renewable source or natural gas or a fuel that is as clean or cleaner than natural gas.

Subd. 3. **Development of guidelines; applicability.** In developing the guidelines, the departments shall use an open process, including providing the opportunity for public comment. The guidelines established under this section are mandatory for all new buildings receiving funding from the bond proceeds fund after January 1, 2004, and for all major renovations receiving funding from the bond proceeds fund after January 1, 2009.

Subd. 4. **Guideline revisions.** The commissioners of administration and commerce shall review the guidelines periodically and as soon as practicable revise the guidelines to incorporate performance standards developed under section 216B.241, subdivision 9.