

SENATE BILL 1701

By Burks

AN ACT to amend Tennessee Code Annotated, Title 12,
Chapter 4, relative to public contracts for energy
efficient public buildings.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 12-4-115, is amended by designating the existing language as subsection (a), and by adding the following:

(b) State contracts and contracts by counties, cities, metropolitan governments, towns, utility districts and other municipal and public corporations of this state shall require that providers of design and engineering services, and material and equipment must warrant that annual energy costs for all habitable space contained within newly constructed buildings and substantially renovated buildings must meet pre-determined energy cost objectives set by the client. Such costs shall be at least twenty-five percent (25%) lower than:

(1) The average costs for similar buildings located in areas with similar average annual temperatures; or

(2) Fifty-five thousand (55,000) BTUs per square foot of conditioned habitable space per year.

(c) A certified business energy professional shall determine, no sooner than twelve (12) months from the first date of occupancy of a building, whether such providers have complied with the energy efficiency requirements of subsection (b). The business energy professional shall have no financial interest, nor be affiliated, in any way, with the design or construction of such building. For the purposes of this section, "business energy professional" means a person certified by the Association of Energy Engineers

who is competent in business marketing and energy related disciplines, as well as laws governing and affecting energy professionals.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.