

SENATE FINANCE COMMITTEE SUBSTITUTE FOR
SENATE BILL 200

49TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2010

AN ACT

RELATING TO PUBLIC BUILDINGS; REALIZING COST SAVINGS THROUGH
ENERGY EFFICIENCY STANDARDS FOR CERTAIN NEW PUBLIC BUILDINGS
AND CERTAIN ADDITIONS AND RENOVATIONS TO EXISTING PUBLIC
BUILDINGS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. ENERGY EFFICIENCY STANDARDS FOR PUBLIC
BUILDINGS.--

A. As used in this section:

(1) "department" means the energy, minerals
and natural resources department;

(2) "new building" means a building to be
constructed that is designed with a square footage of three
thousand or more square feet;

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underscored material = new
[bracketed material] = delete

1 (3) "selected building addition" means an
2 addition to a building that increases the square footage of the
3 building by three thousand or more square feet; and

4 (4) "selected building renovation" means a
5 renovation of a building that includes upgrade or replacement
6 of at least two of the following:

7 (a) heating, ventilation and air
8 conditioning systems;

9 (b) electrical systems, including
10 lighting systems; and

11 (c) the components that separate the
12 interior and the exterior environments of a building and serve
13 to protect the indoor environment and facilitate climate
14 control.

15 B. Except as provided in Subsection C of this
16 section, a new building, selected building addition or selected
17 building renovation that is financed to any extent with
18 legislative appropriations of state general fund revenues,
19 severance tax bond proceeds, supplemental severance tax bond
20 proceeds or state general obligation bond proceeds shall be
21 designed and constructed to attain the energy star
22 qualification of the United States environmental protection
23 agency, or an alternative, equivalent standard specified by
24 rule of the department.

25 C. The requirements of this section do not apply

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1 to:

2 (1) a new building, a selected building
3 addition or a selected building renovation for which the
4 initial legislative appropriation is made prior to January 1,
5 2011;

6 (2) a new building, a selected building
7 addition or a selected building renovation for which, in the
8 department's opinion, substantial design expenditures have been
9 made prior to July 1, 2010;

10 (3) a selected building addition to an
11 existing building or a selected building renovation to an
12 existing building if the existing building is listed in the
13 state register of cultural properties of the national register
14 of historic places; or

15 (4) a new building, selected building addition
16 or selected building renovation if the department determines
17 that the costs of compliance with the requirements of this
18 section would exceed the estimated life-cycle savings of the
19 building, addition or renovation.