

February 24, 2009

S 304. ENERGY SAVINGS CONTRACTS' CAP/PROGRAM ADMIN. Filed 2/24/09. *TO REMOVE THE CAP ON THE AMOUNT PAYABLE BY THE STATE FOR GUARANTEED ENERGY SAVINGS CONTRACTS, TO REQUIRE QUALIFIED PROVIDERS TO CONTRIBUTE TO THE COSTS OF ADMINISTERING THE GUARANTEED ENERGY SAVINGS CONTRACTS PROGRAM, TO REQUIRE LIFE-CYCLE COST ANALYSES OF ENERGY CONSERVATION MEASURES DURING INVESTMENT GRADE AUDITS CONDUCTED BY QUALIFIED PROVIDERS, AND TO REQUIRE LOCAL GOVERNMENTAL UNITS THAT ENTER INTO GUARANTEED ENERGY SAVINGS CONTRACTS TO REPORT TO THE STATE ENERGY OFFICE.*

Amends GS 142-63, GS 143-64.17B, and GS 143-64.17G as title indicates. Removes the \$100 million cap on the total amount payable by the State under guaranteed energy savings financing contracts. Adds the requirement that qualified providers pay 1.5% of the total cost of a guaranteed energy saving contract to the Department of Administration for use by the State Energy Office. Provides that a qualified provider is not entitled to a refund if the contract is terminated under GS 143-64.17B (c) or (f). Applies to contracts entered into on or after the date the law becomes effective.

Intro. by Clodfelter.

GS 142, 143

May 21, 2009

S 304. ENERGY SAVINGS CONTRACTS' CAP/PROGRAM ADMIN. Filed 2/24/09. Senate committee substitute makes the following changes to 1st edition. Amends GS 142-63 to delete proposed changes that would have removed the \$100 million cap on the aggregate *principal* amount payable by the state under financing contracts. Instead, increases the cap on financing contracts to \$500 million on the aggregate *outstanding* amount of the contracts. Deletes proposed change to GS 143-64.17B(d) which provided that the term *total cost* did not include the percentage portion of the contract paid to the Department of Administration under new proposed subsection (c1). Also deletes proposed new subsection (c1) of GS 143-64.17B which required a qualified provider to pay 1.5% of the total cost of the guaranteed energy savings contract to the Department of Administration for the State Energy Office. Deletes provision that the act applies to guaranteed energy savings contracts entered into on or after the effective date. Amends the title.

May 27, 2009

S 304. ENERGY SAVINGS CONTRACTS' CAP/PROGRAM ADMIN. Filed 2/24/09. Senate amendment makes the following changes to 2nd edition. Clarifies in proposed amended GS 143-64.17B(f) that during the required investment grade audit, a qualified provider must perform a life cycle cost analysis of each energy conservation measure in the *final* proposal.

August 3, 2009

SL 2009-375 (S 304). ENERGY SAVINGS CONTRACTS' CAP/PROGRAM ADMINISTRATION. *AN ACT TO INCREASE THE AMOUNT THE STATE MAY FINANCE UNDER GUARANTEED ENERGY SAVINGS CONTRACTS AND TO MODIFY THE REPORTING REQUIREMENTS.* Summarized in *Daily Bulletin* 2/24/09, 5/21/09, and 5/27/09. Enacted July 31, 2009. Effective July 31, 2009.