

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

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HOUSE PRINCIPAL CLERK

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HOUSE DRH70249-MH-150A (03/28)

Short Title: Energy Savings Incentives/State Agencies. (Public)

Sponsors: Representative Harrison.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT ANY ENERGY SAVINGS REALIZED BY STATE
3 AGENCIES MAY REMAIN AVAILABLE TO THE AGENCY FOR OTHER FACILITY
4 UPGRADES RELATED TO REDUCING ENERGY AND WATER CONSUMPTION.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. Part 2 of Article 3B of Chapter 143 of the General Statutes is
7 amended by adding a new section to read:

8 "**§ 143-64.17H. Energy conservation savings nonreversion.**

9 (a) The General Fund current operations appropriations credit balance remaining at the
10 end of each fiscal year for utilities of a State governmental unit (other than the Board of
11 Governors of The University of North Carolina and its constituent institutions), to the extent
12 that credit balance represents energy savings realized from implementing an energy
13 conservation measure, shall be carried forward by the unit to the next fiscal year and is
14 appropriated for energy conservation measures by that unit. The use of funds appropriated
15 under this section shall be limited to one-time capital and operating expenditures that will not
16 impose additional financial obligations on the State. The Director of the Budget, under the
17 authority set forth in G.S. 143C-6-2, shall establish the General Fund current operations credit
18 balance remaining in each budget code of each unit.

19 (b) The Director of the Budget shall not decrease the recommended continuation budget
20 requirements for utilities for State governmental units carrying forward a credit balance under
21 subsection (a) of this section by the amount of energy savings realized from implementing
22 energy conservation measures, including savings achieved through a guaranteed energy savings
23 contract.

24 (c) State governmental units shall submit annual reports on the use of funds authorized
25 pursuant to this section as required under G.S. 143-64.12."

26 SECTION 2. G.S. 143-64.12(a) reads as rewritten:

27 "(a) The Department of Commerce through the State Energy Office shall develop a
28 comprehensive program to manage energy, water, and other utility use for State agencies and
29 State institutions of higher learning and shall update this program annually. Each State agency
30 and State institution of higher learning shall develop and implement a management plan that is
31 consistent with the State's comprehensive program under this subsection to manage energy,
32 water, and other utility use, and that addresses any findings or recommendations resulting from
33 the energy audit required by subsection (b1) of this section. The energy consumption per gross
34 square foot for all State buildings in total shall be reduced by twenty percent (20%) by 2010
35 and thirty percent (30%) by 2015 based on energy consumption for the 2002-2003 fiscal year.
36 Each State agency and State institution of higher learning shall update its management plan



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1 annually and include strategies for supporting the energy consumption reduction requirements
2 under this subsection. Each community college shall submit to the State Energy Office an
3 annual written report of utility consumption and costs. Management plans submitted annually
4 by State agencies and State institutions of higher learning shall include all of the following:

- 5 (1) Estimates of all costs associated with implementing energy conservation
6 measures, including pre-installation and post-installation costs.
- 7 (2) The cost of analyzing the projected energy savings.
- 8 (3) Design costs, engineering costs, pre-installation costs, post-installation costs,
9 debt service, and any costs for converting to an alternative energy source.
- 10 (4) An analysis that identifies projected annual energy savings and estimated
11 payback periods."

12 **SECTION 3.** This act is effective for fiscal years beginning on or after July 1,

13 2013.