

March 19, 2009

**H 695. UNIVERSITY/COMMUNITY COLLEGE ENERGY SAVINGS.** Filed 3/19/09. *TO PROVIDE THAT ANY ENERGY SAVINGS REALIZED BY CONSTITUENT INSTITUTIONS OF THE UNIVERSITY OF NORTH CAROLINA AND BY COMMUNITY COLLEGES WITHIN THE NORTH CAROLINA COMMUNITY COLLEGE SYSTEM MAY REMAIN AVAILABLE TO THE INSTITUTION OR COMMUNITY COLLEGE FOR OTHER FACILITY UPGRADES RELATED TO REDUCING ENERGY AND WATER CONSUMPTION AT THE INSTITUTION OR COMMUNITY COLLEGE.*

Enacts a new Part 3, Energy Conservation Encouraged at State Universities and Community Colleges, in Article 3B of GS Chapter 143, to make an amount representing energy savings in the utilities budget of a UNC constituent institution or a community college within the Community College System available for implementing further energy conservation measures so long as the university or community college meets the requirements of this Part. Requires that to use energy savings for further energy conservation measures the university or community college must conduct an energy consumption analysis of its facilities to establish a baseline for energy and water consumption before the conservation measure is implemented. Requires that, prior to implementation, the university or community college submit to the State Energy Office of the Department of Administration (Energy Office) a proposal that (1) provides an estimate of all costs associated with implementing the energy conservation measure, (2) includes an analysis that identifies projected annual energy savings and the estimated payback period, and (3) is approved by a licensed architect or professional engineer prior to being submitted to the Energy Office. After implementation, requires (1) monitoring and calculation of actual energy savings from the energy conservation measure for the remainder of the life of the facility; (2) calculation of the actual payback period for each measure implemented; and (3) that a constituent institution report to the Energy Office and the Director of the Budget or that a community college report to the Energy Office, with the report including all the information required in the proposal. Specifies that these requirements do not apply to energy conservation measures that are subject to guaranteed energy savings contracts under Part 2 of this Article. Allows the Department of Administration to adopt rules to implement this Part. Establishes definitions.

Enacts new GS 116-35.1 to provide that the General Fund current operations credit balance remaining at the end of the fiscal year in the budget code for utilities of a constituent institution that is an energy savings realized from implementing an energy conservation measure established by the Director of the Budget with the assistance of the Energy Office must be credited to a nonreverting account to be used for energy conservation measures for that institution. Prohibits the credit balance from being carried forward or used for one-time expenditures.

Enacts new GS 115D-58.16 to provide that the County Current Fund current operations credit balance remaining at the end of the fiscal year in the budget code for utilities for a community college that is an energy savings realized from implementing an energy conservation measure must be transferred to a restricted Institutional Fund account and remain available for energy conservation measures for that community college.

Effective for contracts entered into on or after July 1, 2009.

**Intro. by Fisher, Justice, Harrison.**

GS 115D, 116, 143