

CHAPTER 201

---

**GOVERNMENT - STATE**

---

**HOUSE BILL 93-1052**

BY REPRESENTATIVES Kerns, Anderson, Ratterree, Thiebaut, Armstrong, and Rupert;  
also SENATORS Bishop, Gallagher, Feeley, Meiklejohn, Norton, Pastore, and Peterson.

**AN ACT**

**CONCERNING STATE BUILDING ENERGY MANAGEMENT PLANS.**

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** Article 30 of title 24, Colorado Revised Statutes, 1988 Repl. Vol., as amended, is amended BY THE ADDITION OF A NEW PART to read:

PART 19  
STATE BUILDING ENERGY MANAGEMENT PLANS

**24-30-1901. Legislative declaration.** THE GENERAL ASSEMBLY HEREBY FINDS, DETERMINES, AND DECLARES:

(1) THAT THE ENERGY RESOURCES OF THIS STATE ARE ESSENTIAL TO THE PRESERVATION OF THE PUBLIC HEALTH, WELFARE, AND SAFETY AND TO THE MAINTENANCE OF A STRONG ECONOMY AND HEALTHY ENVIRONMENT;

(2) THAT CONSERVATION AND THE EFFICIENT USE OF RENEWABLE ENERGY RESOURCES IN THE PUBLIC SECTOR IS IN THE PUBLIC INTEREST;

(3) THAT IT IS NECESSARY TO DEVELOP A PROGRAM TO PROMOTE CONSERVATION AND THE EFFICIENT USE OF RENEWABLE ENERGY RESOURCES IN STATE GOVERNMENT;  
AND

(4) THAT IT IS APPROPRIATE TO DEVELOP ENERGY MANAGEMENT PLANS FOR SELECTED STATE BUILDINGS.

---

*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

**24-30-1902. Definitions.** AS USED IN THIS PART 19, UNLESS THE CONTEXT REQUIRES OTHERWISE:

(1) "DEPARTMENT" MEANS THE DEPARTMENT OF ADMINISTRATION.

(2) "EXECUTIVE DIRECTOR" MEANS THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF ADMINISTRATION OR THE EXECUTIVE DIRECTOR'S DESIGNEE.

(3) "STATE BUILDING" MEANS ANY BUILDING OWNED AND OPERATED BY THE STATE FOR PUBLIC PURPOSES, EXCLUDING ANY BUILDING OWNED OR OPERATED BY THE DEPARTMENT OF HIGHER EDUCATION.

**24-30-1903. State building energy management plans - duties of department of administration - program description.** (1) FROM FUNDS AVAILABLE IN THE STATE BUILDING ENERGY MANAGEMENT FUND CREATED BY SECTION 24-30-1905, AND SUBJECT TO THE AVAILABILITY OF SUCH FUNDS, THE DEPARTMENT SHALL DEVELOP ENERGY MANAGEMENT PLANS FOR SELECTED STATE BUILDINGS. SUCH ENERGY MANAGEMENT PLANS MAY INCLUDE THE FOLLOWING:

(a) BUILDING IMPROVEMENTS, OR EXTENSIVE STUDIES OF SUCH IMPROVEMENTS, THAT ARE DESIGNED TO REDUCE ENERGY CONSUMPTION OR ALLOW THE USE OF AN ALTERNATIVE ENERGY SOURCE IN SUCH BUILDINGS;

(b) BUILDING ENERGY MANAGEMENT PLANS AND AUDITS THAT IDENTIFY ENERGY NEEDS AND USES, IDENTIFY TECHNICAL RESOURCES, SET MEASURABLE GOALS AND OBJECTIVES FOR REDUCING ENERGY USE, IDENTIFY SPECIFIC ENERGY MANAGEMENT MEASURES, AND SET TARGET DATES FOR IMPLEMENTATION;

(c) PROVISIONS FOR ADDITIONAL FLEXIBILITY IN THE USE OF UTILITY LINE-ITEM APPROPRIATIONS TO FUND CURRENT AND FUTURE ENERGY CONSERVATION MEASURES THROUGH ENERGY SAVINGS; OR

(d) A PILOT PROGRAM DEMONSTRATING A SPECIFIC NEW ENERGY CONSERVATION TECHNOLOGY.

**24-30-1904. Report to governor and general assembly.** NO LATER THAN JANUARY 1, 1996, THE EXECUTIVE DIRECTOR SHALL SUBMIT A REPORT TO THE GOVERNOR AND THE GENERAL ASSEMBLY CONTAINING A SUMMARY OF DATA COLLECTED; WRITTEN FINDINGS REGARDING THE EFFECTIVENESS, COST-EFFICIENCY, AND OVERALL FEASIBILITY OF A PROGRAM FOR STATE-OWNED BUILDINGS; RECOMMENDATIONS REGARDING LEGISLATION AND FUNDING REQUIRED TO IMPLEMENT A PROGRAM FOR STATE-OWNED BUILDINGS; AND ANY OTHER INFORMATION THAT THE DEPARTMENT DEEMS NECESSARY AND APPROPRIATE TO THE CONSIDERATION OF IMPLEMENTING A STATEWIDE PROGRAM.

**24-30-1905. State building energy management fund.** THERE IS HEREBY CREATED IN THE STATE TREASURY THE STATE BUILDING ENERGY MANAGEMENT FUND, WHICH SHALL BE ADMINISTERED BY THE DEPARTMENT AND WHICH SHALL CONSIST OF ANY MONEYS RECEIVED BY THE DEPARTMENT FROM THE FEDERAL GOVERNMENT FOR PURPOSES OF FUNDING THE BUILDING ENERGY MANAGEMENT PLANS MANDATED BY SECTION 24-30-1903, AND FROM CONTRIBUTIONS, GRANTS, GIFTS, BEQUESTS, AND

DONATIONS FROM INDIVIDUALS, PRIVATE ORGANIZATIONS, AND FOUNDATIONS. THE MONEYS IN THE FUND SHALL BE SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY TO THE DEPARTMENT FOR THE PURPOSES OF THIS PART 19. ANY MONEYS NOT APPROPRIATED OR NOT EXPENDED BY JANUARY 1, 1996, SHALL BE RETURNED TO THE ORIGINAL DONOR.

**24-30-1906. Acceptance of gifts, grants, and donations.** FOR THE PURPOSES SET FORTH IN THIS PART 19, THE DEPARTMENT IS AUTHORIZED TO ACCEPT ANY GIFTS, GRANTS, OR DONATIONS MADE AVAILABLE FROM ANY PUBLIC OR PRIVATE SOURCE FOR ANY PURPOSE CONSISTENT WITH THE PROVISIONS OF THIS PART 19. SUCH MONEYS SHALL BE DEPOSITED IN THE STATE BUILDING ENERGY MANAGEMENT FUND CREATED BY SECTION 24-30-1905. THE DEPARTMENT IS HEREBY AUTHORIZED TO EXPEND SUCH MONEYS TO CARRY OUT THE PURPOSES OF THIS PART 19.

**24-30-1907. Repeal of part.** THIS PART 19 IS REPEALED, EFFECTIVE JANUARY 1, 1996.

**SECTION 2.** 24-30-1303 (1), Colorado Revised Statutes, 1988 Repl. Vol., as amended, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

**24-30-1303. Department of administration - responsibilities - repeal.** (1) The department shall:

(aa) ADMINISTER THE STATE BUILDING ENERGY MANAGEMENT PLANS DEVELOPED IN ACCORDANCE WITH THE PROVISIONS OF PART 19 OF THIS ARTICLE. THIS PARAGRAPH (aa) IS REPEALED, EFFECTIVE JANUARY 1, 1996.

**SECTION 3. Effective date.** This act shall take effect July 1, 1993.

**SECTION 4. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 28, 1993