



The Legislature
of the
State of New Mexico

49th Legislature, Second Session

LAWS 2010

CHAPTER 73

SENATE FINANCE COMMITTEE SUBSTITUTE FOR

SENATE BILL 200

Introduced by



Chapter 73

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;

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

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

(a) heating, ventilation and air conditioning systems;

(b) electrical systems, including lighting systems; and

1 (c) the components that separate the
2 interior and the exterior environments of a building and
3 serve to protect the indoor environment and facilitate
4 climate control.

5 B. Except as provided in Subsection C of this
6 section, a new building, selected building addition or
7 selected building renovation that is financed to any extent
8 with legislative appropriations of state general fund
9 revenues, severance tax bond proceeds, supplemental severance
10 tax bond proceeds or state general obligation bond proceeds
11 shall be designed and constructed to attain the energy star
12 qualification of the United States environmental protection
13 agency, or an alternative, equivalent standard specified by
14 rule of the department.

15 C. The requirements of this section do not apply
16 to:

17 (1) a new building, a selected building
18 addition or a selected building renovation for which the
19 initial legislative appropriation is made prior to
20 January 1, 2011;

21 (2) a new building, a selected building
22 addition or a selected building renovation for which, in the
23 department's opinion, substantial design expenditures have
24 been made prior to July 1, 2010;

25 (3) a selected building addition to an

1 existing building or a selected building renovation to an
2 existing building if the existing building is listed in the
3 state register of cultural properties of the national
4 register of historic places; or

5 (4) a new building, selected building
6 addition or selected building renovation if the department
7 determines that the costs of compliance with the requirements
8 of this section would exceed the estimated life-cycle savings
9 of the building, addition or renovation. _____

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Diane D. Denish

Diane D. Denish, President
Senate

Lenore M. Naranjo

Lenore M. Naranjo, Chief Clerk
Senate

Ben Lujan

Ben Lujan, Speaker
House of Representatives

Stephen R. Arias

Stephen R. Arias, Chief Clerk
House of Representatives

Approved by me this 8th day of March, 2010

Bill Richardson

Governor Bill Richardson
State of New Mexico