



January 19, 2010

# HOUSE BILL No. 1063

DIGEST OF HB 1063 (Updated January 13, 2010 5:56 pm - DI 69)

**Citations Affected:** IC 4-13; noncode.

**Synopsis:** Energy efficient buildings. Requires certain government buildings to be designed and constructed to achieve or exceed the performance criteria determined under certain rating systems. Specifies that the Environmental Protection Agency's Energy Star rating system is an optional standard permissible only for the renovation or reconstruction of a government building. Provides that Indiana hardwood lumber may be considered for use as a local source material in any project in which the use of Indiana hardwood lumber is practicable. Recognizes a 2006 timberland study.

**Effective:** July 1, 2010.

## Pierce

January 5, 2010, read first time and referred to Committee on Environmental Affairs.  
January 19, 2010, reported — Do Pass.

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January 19, 2010

Second Regular Session 116th General Assembly (2010)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2009 Regular and Special Sessions of the General Assembly.

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## HOUSE BILL No. 1063

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A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

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

1 SECTION 1. IC 4-13-20 IS ADDED TO THE INDIANA CODE AS  
2 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2010]:

4 **Chapter 20. Government Building Design Standards for Energy**  
5 **Efficiency**

6 **Sec. 1. (a) This chapter applies to a design plan that is:**

7 **(1) for the major renovation or construction of a government**  
8 **building consisting of at least five thousand (5,000) square feet**  
9 **of floor space;**

10 **(2) for a project costing the owner of the government building**  
11 **at least five hundred thousand dollars (\$500,000); and**

12 **(3) approved by the owner of the government building after**  
13 **June 30, 2010.**

14 **(b) This chapter does not apply to a design plan for the major**  
15 **renovation or construction of a building that does not consume**  
16 **energy for heating, ventilating, or air conditioning.**

17 **Sec. 2. As used in this chapter, "government building" means a**

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- 1 **building owned, occupied, and used by any of the following:**
- 2       (1) A state agency (as defined in IC 4-13-1-1(b)).
- 3       (2) Any other authority, board, branch, commission,
- 4       committee, department, division, or instrumentality of the
- 5       executive branch of state government, including the following:
- 6           (A) A license branch operated or administered under
- 7           IC 9-16.
- 8           (B) The state police department created by IC 10-11-2-4.
- 9       (3) A state educational institution (as defined in
- 10       IC 21-7-13-32).
- 11       (4) A body corporate and politic created by statute.
- 12       (5) The judicial department of state government.
- 13       (6) The legislative department of state government.
- 14       (7) A political subdivision (as defined in IC 36-1-2-13).
- 15       (8) A school corporation (as defined in IC 36-1-2-17).
- 16       **Sec. 3. As used in this chapter, "LEED rating system" refers to**
- 17       **the United States Green Building Council's Leadership in Energy**
- 18       **and Environmental Design rating system.**
- 19       **Sec. 4. As used in this chapter, "major renovation" refers to a**
- 20       **renovation of a government building in which:**
- 21           (1) the building shell is used to contain new construction;
- 22           (2) the heating, air conditioning, ventilation, electrical, and
- 23           plumbing systems of the building are replaced; and
- 24           (3) at least seven thousand five hundred (7,500) square feet
- 25           are renovated.
- 26       **Sec. 5. (a) A newly constructed government building must be**
- 27       **designed and constructed to achieve or exceed the performance**
- 28       **criteria determined under any of the following:**
- 29           (1) The silver rating under the LEED rating system.
- 30           (2) The Two Globes rating under the Green Building
- 31           Initiative's Green Globes rating system.
- 32           (3) An equivalent rating under a rating system that is
- 33           accredited by the American National Standards Institute.
- 34       **(b) This subsection does not apply to contracts for the**
- 35       **reconstruction, repair, alteration, or retrofitting of a building or**
- 36       **structure that is listed or eligible for listing on the National**
- 37       **Register of Historic Places. A major renovation of a government**
- 38       **building must be designed, renovated, or reconstructed to achieve**
- 39       **or exceed the performance criteria determined under any of the**
- 40       **following:**
- 41           (1) The silver rating under the LEED rating system.
- 42           (2) The Two Globes rating under the Green Building

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Initiative's Green Globes rating system.

(3) The Environmental Protection Agency's Energy Star rating system.

(4) An equivalent rating under a rating system that is accredited by the American National Standards Institute.

Sec. 6. The owner of a government building shall consider the historic or aesthetic qualities of the building and the availability of local materials when determining performance criteria required of the design, construction, renovation, or reconstruction of the government building by section 5 of this chapter.

Sec. 7. (a) As used in this section, "Indiana hardwood lumber" means hardwood lumber harvested from real property located in Indiana.

(b) The owner of a government building may consider Indiana hardwood lumber for use as a local source material in any project in which the use of Indiana hardwood lumber is practicable.

SECTION 2. [EFFECTIVE JULY 1, 2010] The general assembly recognizes that the 2006 study:

(1) conducted by the department of natural resources division of forestry; and

(2) entitled "The Sustainability of Indiana's Forest Resources";

indicates Indiana timberland acreage and volume has steadily increased since 1967.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Environmental Affairs, to which was referred House Bill 1063, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

DVORAK, Chair

Committee Vote: yeas 8, nays 3.

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