



Reprinted
January 22, 2010

HOUSE BILL No. 1063

DIGEST OF HB 1063 (Updated January 21, 2010 10:17 am - DI 92)

Citations Affected: IC 4-13; noncode.

Synopsis: Energy efficient buildings. Requires certain government buildings to be designed and constructed or renovated 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, Harris

January 5, 2010, read first time and referred to Committee on Environmental Affairs.
January 19, 2010, reported — Do Pass.
January 21, 2010, read second time, amended, ordered engrossed.

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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

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 approved**
7 **by the owner of a government building after June 30, 2010 for:**

8 (1) **the major renovation of the government building; or**
9 (2) **the construction of a new government building that**
10 **satisfies both of the following requirements:**

11 (A) **The government building will consist of at least five**
12 **thousand (5,000) square feet of floor space.**

13 (B) **The construction project will cost the owner of the**
14 **government building at least five hundred thousand dollars**
15 **(\$500,000).**

16 (b) **This chapter does not apply to a design plan for the major**
17 **renovation or construction of a building that does not consume**

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energy for heating, ventilating, or air conditioning.

Sec. 2. As used in this chapter, "government building" means a building owned, occupied, and used by any of the following:

- (1) A state agency (as defined in IC 4-13-1-1(b)).**
- (2) Any other authority, board, branch, commission, committee, department, division, or instrumentality of the executive branch of state government, including the following:**
 - (A) A license branch operated or administered under IC 9-16.**
 - (B) The state police department created by IC 10-11-2-4.**
- (3) A state educational institution (as defined in IC 21-7-13-32).**
- (4) A body corporate and politic created by statute.**
- (5) The judicial department of state government.**
- (6) The legislative department of state government.**
- (7) A political subdivision (as defined in IC 36-1-2-13).**
- (8) A school corporation (as defined in IC 36-1-2-17).**

Sec. 3. As used in this chapter, "LEED rating system" refers to the United States Green Building Council's Leadership in Energy and Environmental Design rating system.

Sec. 4. As used in this chapter, "major renovation" refers to a renovation of a government building in which:

- (1) the building shell is used to contain new construction;**
- (2) the heating, air conditioning, ventilation, electrical, and plumbing systems of the building are replaced; and**
- (3) at least seven thousand five hundred (7,500) square feet are renovated.**

Sec. 5. (a) A newly constructed government building must be designed and constructed to achieve or exceed the performance criteria determined under any of the following:

- (1) The silver rating under the LEED rating system.**
- (2) The Two Globes rating under the Green Building Initiative's Green Globes rating system.**
- (3) An equivalent rating under a rating system that is accredited by the American National Standards Institute.**

(b) This subsection does not apply to contracts for the reconstruction, repair, alteration, or retrofitting of a building or structure that is listed or eligible for listing on the National Register of Historic Places. A major renovation of a government building must be designed, renovated, or reconstructed to achieve or exceed the performance criteria determined under any of the following:

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1 (1) The silver rating under the LEED rating system.
 2 (2) The Two Globes rating under the Green Building
 3 Initiative's Green Globes rating system.
 4 (3) The Environmental Protection Agency's Energy Star
 5 rating system.
 6 (4) An equivalent rating under a rating system that is
 7 accredited by the American National Standards Institute.
 8 Sec. 6. The owner of a government building shall consider the
 9 historic or aesthetic qualities of the building and the availability of
 10 local materials when determining performance criteria required of
 11 the design, construction, renovation, or reconstruction of the
 12 government building by section 5 of this chapter.
 13 Sec. 7. (a) As used in this section, "Indiana hardwood lumber"
 14 means hardwood lumber harvested from real property located in
 15 Indiana.
 16 (b) The owner of a government building may consider Indiana
 17 hardwood lumber for use as a local source material in any project
 18 in which the use of Indiana hardwood lumber is practicable.
 19 SECTION 2. [EFFECTIVE JULY 1, 2010] The general assembly
 20 recognizes that the 2006 study:
 21 (1) conducted by the department of natural resources division
 22 of forestry; and
 23 (2) entitled "The Sustainability of Indiana's Forest
 24 Resources";
 25 indicates Indiana timberland acreage and volume has steadily
 26 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.

HOUSE MOTION

Mr. Speaker: I move that House Bill 1063 be amended to read as follows:

Page 1, delete lines 6 through 13, begin a new paragraph and insert:

"Sec. 1. (a) This chapter applies to a design plan that is approved by the owner of a government building after June 30, 2010 for:

- (1) the major renovation of the government building; or**
- (2) the construction of a new government building that satisfies both of the following requirements:**
 - (A) The government building will consist of at least five thousand (5,000) square feet of floor space.**
 - (B) The construction project will cost the owner of the government building at least five hundred thousand dollars (\$500,000)."**

(Reference is to HB 1063 as printed January 19, 2010.)

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