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300 SW TENTH AVENUE ■ SUITE 24-E ■ TOPEKA, KS 66612 ■ (785) 296-2321

MEMORANDUM

To: Chairman Hedke and Members of the House Committee on Energy and Environment
From: Matt Sterling, Assistant Revisor of Statutes
Date: 01/27/2016
Subject: Senate Bill 246

SB 246 would amend K.S.A. 75-37,128 concerning energy audits. Under current law, state agencies are required to conduct an energy audit at least every five years on all state-owned real property. Furthermore, the secretary of administration is not permitted to approve a new lease or a renewal or extension of an existing lease of non-state owned property unless the lessor has submitted an energy audit of the property. Additionally, the secretary is required to provide an annual written report to the legislature that identifies all state-owned real property locations in which an excessive amount of energy is being used.

SB 246, as amended by the Senate Committee, would change current law to permit the secretary to approve a new lease or renew an existing lease without an energy audit being performed under certain conditions. The energy audit would not be required if the new lease or renewal of an existing lease was either for less than 20% of the total square footage of the entire building that was subject to the lease, or if the leased space did not have a heating or cooling system.