

SENATE BILL No. 246

By Committee on Ways and Means

2-17

1 AN ACT concerning the department of administration; relating to energy
2 audits; requirements; amending K.S.A. 2014 Supp. 75-37,128 and
3 repealing the existing section.
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2014 Supp. 75-37,128 is hereby amended to read as
7 follows: 75-37,128. (a) The secretary of administration shall adopt rules
8 and regulations, within 18 months of the effective date of this act, for state
9 agencies for the conduct of an energy audit at least every five years on all
10 state-owned real property. On or before the first day of the 2010 regular
11 session of the legislature and on or before the first day of each ensuing
12 regular session of the legislature, the secretary of administration shall
13 submit a written report to the joint committee on state building
14 construction, the house committee on energy and utilities and the senate
15 committee on utilities, or their successors, and an electronic copy to the
16 legislature, identifying state-owned real property locations in which an
17 excessive amount of energy is being used in accordance with rules and
18 regulations adopted, within 18 months after the effective date of this act,
19 by the secretary of administration concerning energy efficiency
20 performance standards for state-owned real property.

21 (b) (1) *Except as provided in paragraph (2),* the secretary of
22 administration shall not approve a new lease or a renewal or extension of
23 an existing lease of non-state owned real property unless the lessor has
24 submitted an energy audit for such real property that is the subject of such
25 lease. Within 18 months after the effective date of this act, the secretary of
26 administration shall adopt rules and regulations establishing energy
27 efficiency performance standards which shall apply to leased space and
28 improvements which the lessor shall be required to address based on such
29 energy audit.

30 (2) *An energy audit shall not be required if ~~the~~ secretary of*
31 *administration determines that it is not economically feasible to conduct*
32 *such energy audit, and the secretary of administration provides the*
33 *rationale for that determination in written form to the joint committee on*
34 *state building construction.*

35 Sec. 2. K.S.A. 2014 Supp. 75-37,128 is hereby repealed.

36 Sec. 3. This act shall take effect and be in force from and after its

a new lease or a renewal or extension of an existing
lease is for less than 20% of the square footage of
the entire building subject to the lease or the leased
space does not have heating and cooling systems
and