

SENATE BILL NO. 323—SENATORS HORSFORD, WIENER, PARKS,
WOODHOUSE; CARE, CARLTON, COFFIN, COPENING, LEE,
MATHEWS AND SCHNEIDER

MARCH 16, 2009

Referred to Committee on Government Affairs

SUMMARY—Requires local governments to develop a plan for the retrofit of local government buildings with energy-efficient measures. (BDR 28-1079)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: No.

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EXPLANATION – Matter in **bolded italics** is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to public works; requiring the governing bodies of local governments to develop a plan for the retrofiting of local government buildings with energy-efficient measures and to transmit the plan to the Office of Energy and any other entity designated by the Legislature; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 This bill provides for the preparation by local governments in this State for the
2 use of the incentives contained in the recently signed federal American Recovery
3 and Reinvestment Act of 2009 to promote energy efficiency and the use of
4 renewable energy in Nevada through the federal Energy Efficiency and
5 Conservation Block Grant Program. (42 U.S.C. §§ 17151 et. seq.) **Section 1** of this
6 bill requires the governing body of each local government, within 60 days after the
7 effective date of this bill, to develop a plan to retrofit public buildings, facilities and
8 structures to make those buildings, facilities and structures more energy-efficient
9 and to otherwise use sources of renewable energy to serve those buildings, facilities
10 and structures. The plan must include a list of public works projects, and this bill
11 sets forth criteria for prioritizing the projects included in the plan. **Section 1** also
12 requires each local government to transmit the plan to the Office of Energy and any
13 other entity designated by the Legislature.



THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 338 of NRS is hereby amended by adding thereto a new section to read as follows:

1. The governing body of each local government shall, within 60 days after the effective date of this act, develop a plan to retrofit public buildings, facilities and structures, including, without limitation, traffic-control systems, and to otherwise use sources of renewable energy to serve those buildings, facilities and structures. Such a plan must:

(a) Be developed with input from one or more energy retrofit coordinators designated pursuant to NRS 338.1907, if any.

(b) Include a list of specific projects. The projects must be prioritized and selected on the basis of the following criteria:

(1) The length of time necessary to commence the project.

(2) The number of workers estimated to be employed on the project.

(3) The effectiveness of the project in reducing energy consumption.

(4) The estimated cost of the project.

(5) Whether the project is able to be powered by or to otherwise use sources of renewable energy.

(6) Whether the project has qualified for participation in one or more of the following programs:

(I) The Solar Energy Systems Incentive Program created by NRS 701B.240;

(II) The Renewable Energy School Pilot Program created by NRS 701B.350;

(III) The Wind Energy Systems Demonstration Program created by NRS 701B.580; or

(IV) The Waterpower Energy Systems Demonstration Program created by NRS 701B.820.

(c) Include a list of potential funding sources for use in implementing the projects, including, without limitation, funds available through the Energy Efficiency and Conservation Block Grant Program as set forth in 42 U.S.C. § 17152 and grants, gifts, donations or other sources of money from public and private sources.

2. The governing body of each local government shall transmit the plan developed pursuant to subsection 1 to the Office of Energy created by NRS 701.150 and to any other entity designated for that purpose by the Legislature.



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3. As used in this section:

(a) "Local government" means each city or county that meets the definition of "eligible unit of local government" as set forth in 42 U.S.C. § 17151 and each unit of local government, as defined in subsection 11 of NRS 338.010, that does not meet the definition of "eligible entity" as set forth in 42 U.S.C. § 17151.

(b) "Renewable energy" means a source of energy that occurs naturally or is regenerated naturally, including, without limitation:

- (1) Biomass;
- (2) Fuel cells;
- (3) Geothermal energy;
- (4) Solar energy;
- (5) Waterpower; and
- (6) Wind.

↪ The term does not include coal, natural gas, oil, propane or any other fossil fuel, or nuclear energy.

(c) "Retrofit" means to alter, improve, modify, remodel or renovate a building, facility or structure to make that building, facility or structure more energy-efficient.

Sec. 2. This act becomes effective upon passage and approval.

