

By: Seliger

S.B. No. 953

A BILL TO BE ENTITLED

AN ACT

relating to an energy-efficient building program.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subtitle D, Title 16, Property Code, is amended by adding Chapter 431 to read as follows:

CHAPTER 431. ENERGY-EFFICIENT BUILDING PROGRAM

Sec. 431.001. DEFINITION. In this chapter, "National Housing Act" means Section 203(b), (i), or (k) of the National Housing Act (12 U.S.C. Sections 1709(b), (i), and (k)).

Sec. 431.002. ENERGY-EFFICIENT BUILDING ACCREDITATION PROGRAM. (a) The commission, in consultation with the Energy Systems Laboratory at the Texas Engineering Experiment Station of The Texas A&M University System, the Texas Commission on Environmental Quality, and an advisory committee appointed by the commission, may establish an energy-efficient building accreditation program for buildings that exceed the building energy performance standards under Section 388.003, Health and Safety Code, by 15 percent or more.

(b) If the commission establishes a program under this chapter, the commission, in consultation with the Energy Systems Laboratory, shall update the program on or before December 1 of each even-numbered year using the best available energy-efficient building practices.

(c) If the commission establishes a program under this

1 chapter, the program must include a checklist system to produce an
2 energy-efficient building scorecard to help:

3 (1) home buyers compare potential homes and, by
4 providing a copy of the completed scorecard to a mortgage lender,
5 qualify for energy-efficient mortgages under the National Housing
6 Act; and

7 (2) communities qualify for emissions reduction
8 credits by adopting codes that meet or exceed the energy-efficient
9 building or energy performance standards established under Chapter
10 388, Health and Safety Code.

11 Sec. 431.003. PUBLIC INFORMATION PROGRAM. The commission
12 may establish a public information program to inform homeowners,
13 sellers, buyers, and others regarding energy-efficient building
14 ratings.

15 Sec. 431.004. MEASUREMENT SYSTEM FOR REDUCTION IN ENERGY
16 AND EMISSIONS. If the commission establishes a program under this
17 chapter, the Energy Systems Laboratory shall establish a system to
18 measure the reduction in energy and emissions produced under the
19 energy-efficient building program and report those savings to the
20 commission.

21 Sec. 431.005. CERTIFICATION FEE. If the commission
22 establishes a program under this chapter, the commission may set a
23 certification fee sufficient to cover the cost of administering the
24 program and pay for any education efforts conducted under this
25 chapter.

26 SECTION 2. Section 388.009, Health and Safety Code, as
27 added by Section 17, Chapter 1331, Acts of the 78th Legislature,

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1 Regular Session, 2003, is repealed.

2 SECTION 3. This Act takes effect September 1, 2005.