

By: Rodriguez

H.B. No. 1767

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the use of motion sensor technology in certain state
3 buildings, public school facilities, and higher education
4 facilities.

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

6 SECTION 1. Subchapter A, Chapter 2165, Government Code, is
7 amended by adding Section 2165.012 to read as follows:

8 Sec. 2165.012. USE OF MOTION SENSOR TECHNOLOGY IN STATE
9 BUILDINGS. (a) In this section, "motion sensor technology" means
10 technology that uses motion sensor devices to automatically control
11 a building's lighting, heating, ventilation, and air conditioning
12 systems based on the presence or absence of people.

13 (b) Not later than January 31, 2011, a state agency or
14 institution of higher education that has charge and control of a
15 state building that does not use motion sensor technology shall
16 retrofit the building with motion sensor technology. This
17 subsection applies only to a building that was a state building on
18 September 1, 2009.

19 SECTION 2. Subchapter I, Chapter 2166, Government Code, is
20 amended by adding Section 2166.407 to read as follows:

21 Sec. 2166.407. USE OF MOTION SENSOR TECHNOLOGY IN STATE
22 BUILDINGS. (a) In this section, "motion sensor technology" means
23 technology that uses motion sensor devices to automatically control
24 a building's lighting, heating, ventilation, and air conditioning

1 systems based on the presence or absence of people.

2 (b) This section applies to the construction of a new state
3 building and the acquisition of a building by the state, including a
4 building construction project otherwise exempt from this chapter
5 under Section 2166.003.

6 (c) During the planning phase of the proposed construction,
7 the commission, or the governing body of the appropriate agency or
8 institution that is undertaking a project otherwise exempt from
9 this chapter under Section 2166.003, shall include in the
10 construction plans for a new state building the use of motion
11 sensor technology.

12 (d) Not later than one year after the acquisition by the
13 state of a building that does not use motion sensor technology, the
14 state agency or institution of higher education that has charge and
15 control of the acquired building shall retrofit the building with
16 motion sensor technology.

17 SECTION 3. Subchapter Z, Chapter 44, Education Code, is
18 amended by adding Section 44.905 to read as follows:

19 Sec. 44.905. USE OF MOTION SENSOR TECHNOLOGY IN
20 INSTRUCTIONAL FACILITIES. (a) In this section:

21 (1) "Instructional facility" has the meaning assigned
22 by Section 46.001.

23 (2) "Motion sensor technology" means technology that
24 uses motion sensor devices to automatically control a building's
25 lighting, heating, ventilation, and air conditioning systems based
26 on the presence or absence of people.

27 (b) Not later than January 31, 2011, a school district shall

1 retrofit all instructional facilities with motion sensor
2 technology. This subsection applies only to a building that was a
3 school district instructional facility on September 1, 2009.

4 (c) A school district that constructs a new instructional
5 facility shall include in the construction plans for the facility
6 the use of motion sensor technology.

7 (d) Not later than one year after the acquisition by a
8 school district of a building to be used as an instructional
9 facility that does not use motion sensor technology, the school
10 district shall retrofit the acquired building with motion sensor
11 technology.

12 SECTION 4. Subchapter Z, Chapter 51, Education Code, is
13 amended by adding Section 51.9272 to read as follows:

14 Sec. 51.9272. USE OF MOTION SENSOR TECHNOLOGY IN
15 EDUCATIONAL AND HOUSING FACILITIES. (a) In this section:

16 (1) "Housing facility" has the meaning assigned by
17 Section 53.02.

18 (2) "Motion sensor technology" means technology that
19 uses motion sensor devices to automatically control a building's
20 lighting, heating, ventilation, and air conditioning systems based
21 on the presence or absence of people.

22 (b) Not later than January 31, 2011, an institution of
23 higher education shall retrofit all educational and housing
24 facilities with motion sensor technology. This subsection applies
25 only to a building that was an educational or housing facility of an
26 institution of higher education on September 1, 2009.

27 (c) An institution of higher education that constructs a new

1 educational or housing facility shall include in the construction
2 plans for the facility the use of motion sensor technology.

3 (d) Not later than one year after the acquisition by an
4 institution of higher education of a building to be used as an
5 educational or housing facility that does not use motion sensor
6 technology, the institution of higher education shall retrofit the
7 acquired building with motion sensor technology.

8 SECTION 5. This Act takes effect September 1, 2009.