

R E S O L U T I O N

1 BE IT RESOLVED by the House of Representatives of the State of  
2 Texas, 81st Legislature, Regular Session, 2009, That House Rule 13,  
3 Section 9(a), be suspended in part as provided by House Rule 13,  
4 Section 9(f), to enable the conference committee appointed to  
5 resolve the differences on House Bill 431, (design, construction,  
6 and renovation standards for state buildings and facilities), to  
7 consider and take action on the following matter:

8 (1) Rule 13, Section 9(a)(4), is suspended to permit the  
9 committee to add the following:

10 SECTION 3. The heading to Chapter 46, Education Code, is  
11 amended to read as follows:

12 CHAPTER 46. [~~ASSISTANCE WITH~~] INSTRUCTIONAL FACILITIES AND  
13 ASSISTANCE WITH PAYMENT OF EXISTING DEBT

14 Explanation: The change is necessary to change the heading  
15 of Chapter 46, Education Code.

16 (2) Rule 13, Section 9(a)(4), is suspended to permit the  
17 committee to add the following:

18 SECTION 4. Chapter 46, Education Code, is amended by adding  
19 Subchapter D to read as follows:

20 SUBCHAPTER D. STANDARDS FOR INSTRUCTIONAL FACILITIES

21 Sec. 46.101. DEFINITION. In this subchapter,  
22 "instructional facility" has the meaning assigned by Section  
23 46.001.

24 Sec. 46.102. ENERGY EFFICIENCY AND CONSERVATION STANDARDS

1 FOR INSTRUCTIONAL FACILITIES. (a) In this section, "energy  
2 office" means the State Energy Conservation Office.

3 (b) The energy office shall adopt energy efficiency and  
4 conservation standards for the design, construction, and major  
5 renovation of instructional facilities that school districts may  
6 adopt or use to achieve long-term savings in energy and water costs  
7 through innovative building techniques.

8 (c) The standards adopted under Subsection (b) must match  
9 high-performance building certification standards that:

10 (1) are developed and revised through a  
11 consensus-based process or by a municipally owned utility in this  
12 state;

13 (2) provide minimum requirements for energy use,  
14 natural resources use, and indoor air quality;

15 (3) require substantiating documentation for  
16 certification;

17 (4) employ third-party, post-construction review and  
18 verification for certification; and

19 (5) the energy office determines are nationally  
20 recognized in the building industry, such as:

21 (A) the Texas Collaborative for High Performance  
22 Schools (TX-CHPS) Criteria;

23 (B) the Green Building Initiative's Green Globes  
24 program;

25 (C) the Leadership in Energy and Environmental  
26 Design (LEED) Green Building Rating System; or

27 (D) the Austin Energy Green Building Program.

1       (d) The energy office may update the standards adopted under  
2 this section not more frequently than once every three years.

3       (e) The energy office shall prepare an analysis of the  
4 typical initial building costs and projected energy and other  
5 savings associated with the implementation of the standards adopted  
6 by the energy office under this section. The office shall publish  
7 the analysis and make copies available to all school districts in  
8 this state.

9       (f) The energy office shall adopt rules necessary to  
10 administer this section.

11       Sec. 46.103. STATE AND FEDERAL FUNDS. The energy office  
12 shall, to the extent possible, assist school districts to obtain  
13 state and federal funding for implementing the standards adopted  
14 under this subchapter.

15       Explanation: The change is necessary to establish energy  
16 efficiency standards and conservation standards for certain school  
17 district facilities.

18       (3) Rule 13, Section 9(a)(4), is suspended to permit the  
19 committee to add the following:

20       SECTION 6. Not later than July 1, 2010, the State Energy  
21 Conservation Office shall adopt rules establishing energy  
22 efficiency, conservation, and indoor air quality standards for the  
23 design, construction, and renovation of public school  
24 instructional facilities as required by Section 46.102, Education  
25 Code, as added by this Act.

26       Explanation: The change is necessary to implement the energy  
27 efficiency standards and conservation standards for certain school

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1 district facilities.

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Speaker of the House

I certify that H.R. No. 2961 was adopted by the House on May 31, 2009, by the following vote: Yeas 95, Nays 47, 2 present, not voting.

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Chief Clerk of the House