

By: Ellis

S.B. No. 456

A BILL TO BE ENTITLED

AN ACT

relating to state purchasing of certain environmentally friendly items.

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

SECTION 1. Section 2158.301, Government Code, as added by Chapter 939 (H.B. 3693), Acts of the 80th Legislature, Regular Session, 2007, is amended to read as follows:

Sec. 2158.301. ENERGY CONSERVATION: APPLIANCES, PRINTERS, AND PHOTOCOPY MACHINES. (a) Unless the comptroller approves a written request from a state agency for an exemption from the requirements of this subsection [If available and cost-effective], a state agency shall purchase equipment and appliances, including printers and photocopier machines, for state use that meet or exceed[+]

~~[(1) the federal energy conservation standards under Section 325, Energy Policy and Conservation Act (42 U.S.C. Section 6295), or a federal regulation adopted under that Act, or~~

~~[(2)]~~ the federal Energy Star standards designated by the United States Environmental Protection Agency and the United States Department of Energy.

(b) A printer or photocopier machine purchased by a state agency must have duplexing capability and the ability to be programmed to default to double-sided printing or copying.

(c) A state agency printer or photocopier machine that has

1 duplexing capability shall be programmed to default to double-sided  
2 printing or copying.

3 (d) The comptroller shall collect data on appliances  
4 purchased by state agencies and on the energy efficiency of the  
5 appliances.

6 SECTION 2. Chapter 2158, Government Code, is amended by  
7 adding Subchapter G to read as follows:

8 SUBCHAPTER G. LANDSCAPING EQUIPMENT

9 Sec. 2158.351. PURCHASE OF LANDSCAPING EQUIPMENT. (a)  
10 Except as provided by Subsection (b), a state agency may not  
11 purchase a lawnmower or other landscaping equipment unless the  
12 lawnmower or equipment is powered by propane or natural gas or is  
13 electrically powered.

14 (b) The comptroller may exempt from the requirements of this  
15 section a state agency that submits written justification  
16 demonstrating the reasons a propane, natural gas, or electrically  
17 powered lawnmower or other landscaping equipment does not fulfill  
18 the required functionality of a gasoline-powered or diesel-powered  
19 lawnmower or other landscaping equipment.

20 SECTION 3. Chapter 2166, Government Code, is amended by  
21 adding Subchapter M to read as follows:

22 SUBCHAPTER M. BUILDING ACCESSORIES

23 Sec. 2166.601. PAINT. A state agency in the executive  
24 branch of state government that owns, operates, maintains, or has  
25 charge and control of a building shall, when feasible, require  
26 paint purchased for a new facility or for a remodel, repair, or  
27 renovation project to be a zero or low volatile organic compound

1 paint.

2 Sec. 2166.602. CARPET, CARPET BACKING, AND CARPET TILES. A  
3 state agency that owns, operates, maintains, or has charge and  
4 control of a building shall, when feasible, require carpet, carpet  
5 backing, and carpet tiles purchased for a new facility or for a  
6 remodel, repair, or renovation project to contain postconsumer  
7 recycled content that meets the Carpet and Rug Institute's Green  
8 Label standard.

9 SECTION 4. Section 2158.301, Government Code, as added by  
10 Chapter 262 (S.B. 12), Acts of the 80th Legislature, Regular  
11 Session, 2007, is repealed.

12 SECTION 5. This Act takes effect September 1, 2011.