

1 IN THE HOUSE

BY BROWN AND M.DAVIS

2

HOUSE BILL NO. 358

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

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SIXTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

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For an Act entitled: "An Act relating to thermal and lighting energy standards applicable to residential, commercial, and industrial buildings constructed or purchased with state financial assistance; and providing for an effective date."

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11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

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* Section 1. AS 46.11.040 is amended to read:

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Sec. 46.11.040. APPLICABILITY OF THERMAL AND LIGHTING ENERGY

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STANDARDS TO PRIVATE BUILDINGS. State financial assistance may not be

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approved or granted for the construction or purchase of a new residen-

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tial, [OR] commercial, or industrial building if construction of the

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building began [BEGINS] after December 31, 1980, unless

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(1) the building is in compliance with thermal and lighting

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energy standards;

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(2) the building is in compliance with the building code of

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a municipality and the municipal building code meets or exceeds the

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thermal and lighting energy standards;

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(3) the building

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(A) is constructed under an exception to the municipal

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building code granted because the exception will result in in-

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creased energy efficiency; or

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(B) is located or is to be located in an area where

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thermal and lighting energy standards are not justified because

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of the high cost of implementation of the standards, as

1 determined under regulations adopted by the commissioner of
2 community and regional affairs; or

3 (4) the applicant agrees, in writing, that the building
4 will be brought into compliance with thermal and lighting energy
5 standards within one year of conveyance.

6 * Sec. 2. AS 46.11.900(6) is amended to read:

7 (6) "new building" means a building the construction of
8 which began [BEGINS] after December 31, 1980;

9 * Sec. 3. AS 46.11.900(8) is amended to read:

10 (8) "state financial assistance" means a loan, grant,
11 guarantee, insurance, payment, rebate, subsidy, or other form of state
12 assistance other than aid under AS 05.35.010 - 05.35.070, AS 14.11.-
13 100 - 14.11.135, and AS 29.60, including the purchase by a state
14 agency of a loan to finance the construction or purchase of a new
15 residential, commercial, or industrial building;

16 * Sec. 4. AS 46.11.900(9) is amended to read:

17 (9) "thermal and lighting energy standards" means the
18 thermal and lighting energy standards

19 (A) established by the American Society of Heating,
20 Refrigeration, and Air Conditioning Engineers as revised

21 (i) [(A)] by the commissioner of transportation
22 and public facilities under AS 44.42.020(a) for public
23 facilities; or

24 (ii) [(B)] by the commissioner of community and
25 regional affairs for buildings and structures that are not
26 public facilities; or

27 (B) developed and adopted in regulations

28 (i) by the commissioner of transportation and
29 public facilities under AS 44.42.020(a) for public

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facilities; or

(ii) by the commissioner of community and regional
affairs for buildings and structures that are not public
facilities.

* Sec. 5. This Act takes effect immediately under AS 01.10.070(c).