

HB 146 - AS INTRODUCED

2017 SESSION

17-0212

06/09

HOUSE BILL **146**

AN ACT relative to the definition of energy cost saving measure and relative to energy performance contracting.

SPONSORS: Rep. Richardson, Coos 4; Rep. Murotake, Hills. 32; Rep. Shepardson, Ches. 10; Rep. Merner, Coos 7; Rep. S. Harvey, Hills. 29; Sen. Feltes, Dist 15

COMMITTEE: Science, Technology and Energy

ANALYSIS

This bill expands the definition of "energy cost saving measure" to include utility cost savings.

This bill also requires an energy performance contract to include a guarantee of utility cost savings over the term of the contract.

This bill was requested by the department of environmental services.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears ~~[in brackets and struck through]~~.
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Seventeen

AN ACT relative to the definition of energy cost saving measure and relative to energy performance contracting.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 State Facility Energy Cost Reduction; Definitions; Energy Cost Saving Measure. Amend
2 RSA 21-I:19-b, I to read as follows:

3 I. "Energy cost saving measure" means any construction, improvement, repair, alteration,
4 or betterment of any building or facility or any equipment, fixture, or furnishing to be added to or
5 used in any building or facility that will be a cost effective energy-related project. This shall include
6 any project that will lower energy or utility costs in connection with the operation or maintenance
7 of such building or facility and will achieve energy cost savings **or utility cost savings** sufficient to
8 recover any project costs or incurred debt service within 20 years from the date of project
9 implementation.

10 2 Department of Administrative Services; Energy Performance Contracts; Utility Cost Savings.
11 Amend RSA 21-I:19-d, II(f) to read as follows:

12 (f) Any energy performance contract should require the contractor to include all energy
13 efficiency improvement in selected buildings that are calculated to recover all costs within 20 years
14 from the date of project implementation at existing energy prices. The contract shall require that
15 the public utility or energy services provider be repaid only to the extent of energy cost savings **or**
16 **utility cost savings** guaranteed by the contractor to accrue over the term of the contract.

17 3 Effective Date. This act shall take effect 60 days after its passage.