

Executive Document

Governor's Executive Order Establishing a State Building Energy Efficiency Program.

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EXECUTIVE ORDER

Establishing A State Building Energy Efficiency Program

In accordance with Section 63-9-67 of the Utah Code, as enacted in H.B. 119, Quality Growth Act of 1999 (1999 General Session), I, Michael O. Leavitt, governor of the state of Utah, establish a State Building Energy Efficiency Program. The scope, purpose, administration, and operation of the program shall be as follows:

- (1) As authorized in Utah Code Title 11, Chapter 38, Quality Growth Act, as amended, the program shall apply to each state agency, including each executive, legislative, and judicial branch department, agency, board, commission, or division, however denominated, and each state educational institution.
- (2) The purposes of the program are to:
 - (a) achieve significant energy savings through the implementation of a comprehensive and coordinated energy efficiency plan, whose initial goal shall be to reduce energy costs by a cumulative total of \$20,000,000 by 2010;
 - (b) provide, through this savings, a source of funding for the LeRay McAllister Critical Land Conservation Fund created under Section 11-38-301, as amended; and
 - (c) provide energy management services, technical energy assistance, and financial coordination necessary to obtain energy cost reductions and increased efficiency in state facilities.
- (3) The program shall be administered by a state energy manager appointed by the governor. Subject to applicable law, the state energy manager shall:
 - (a) by June 30 of each year, develop an energy efficiency plan that includes:
 - (i) a statement of energy performance goals for the coming year;
 - (ii) a prioritized list of suggested energy efficiency improvements for state buildings and facilities;
 - (iii) strategies to streamline and accelerate the evaluation, approval, and implementation of energy efficiency projects;
 - (iv) strategies to modify operations and maintenance of state buildings and

facilities to reduce energy consumption;

(v) strategies to finance energy projects;

(vi) a suggested list of new buildings that can be designed and commissioned to achieve greater energy efficiency and energy cost savings;

(vii) strategies to procure lowest cost energy for state agencies; and

(viii) strategies to establish and maintain an Energy Information Management System to track energy use, demand, and costs for state facilities;

(b) amend the energy efficiency plan as necessary to achieve its purposes or the purposes of the State Building Energy Efficiency Program;

(c) coordinate and evaluate the implementation of the energy efficiency plan or any other energy efficiency measure undertaken by a state agency;

(d) prepare an annual report for the governor, which may be prepared as part of, or in conjunction with, the report required by Section 63-9-67, as amended, on the progress achieved by the program and the outlook for the future, including projections for anticipated energy savings to be obtained during the subsequent year based on rational estimating methodologies;

(e) approve or disapprove each energy savings agreement entered into by a state agency;

(f) appear before the Public Service Commission with respect to the state's interest in energy tariffs, allocations, and related matters;

(g) provide or coordinate energy management services, technical energy assistance, and financial coordination as necessary to enhance energy savings; and

(h) perform other duties as required by law, including the duties required by Section 63-9-67, as amended.

(4) Each energy savings agreement entered into by a state agency is subject to approval by the state energy manager.

(5) A state agency shall develop procedures in cooperation with the state energy manager to implement the purposes of this order if the agency has a centralized role in:

(a) the design, construction, or management of a state facility;

(b) funding an energy efficiency project; or

(c) energy related procurement.

(6) All state agencies shall, in accordance with law:

(a) participate in the State Building Energy Efficiency Program;

(b) coordinate with and assist the state energy manager to develop and implement the annual plan;

(c) act to meet the state's energy efficiency objectives; and

(d) coordinate with the Governor's Office of Planning and Budget and the Division of Finance to assure that net energy savings are identified and 50% of those savings are transferred to the LeRay McAllister Critical Land Conservation Fund.

(7) The director of the Governor's Office of Planning and Budget shall coordinate state budget policy with the legislative fiscal analyst to allocate 50% of the net energy savings achieved through the State Building Energy Efficiency Program to the LeRay McAllister Critical Land Conservation Fund.

IN WITNESS WHEREOF, I have here unto set my hand and cause to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 23th day of June, 1999.

(State Seal)

MICHAEL O. LEAVITT
Governor

Attest:

OLENE S. WALKER
Lieutenant Governor

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