General Assembly **Substitute Bill No. 6484**

January Session, 2003

AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE PROGRAM REVIEW AND INVESTIGATIONS COMMITTEE CONCERNING ENERGY MANAGEMENT BY STATE GOVERNMENT.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 1. Section 16a-37u of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2003*):

(a) The Secretary of the Office of Policy and Management shall be responsible for planning and managing energy use in state-owned and leased buildings and shall establish a program to maximize the efficiency with which energy is utilized in such buildings. **[**He**]** The secretary shall exercise this authority by (1) preparing and implementing annual and long-range plans, with timetables, establishing goals for reducing state energy consumption and, based on energy audits, specific objectives for state agencies to meet the performance standards adopted under section 16a-38, as amended by this act; (2) coordinating federal and state energy conservation resources and activities, including but not limited to, those required to be performed by other state agencies under this chapter; and (3) monitoring energy use and costs by budgeted state agencies on a monthly basis.

(b) Not later than January fifth, annually, the Secretary of the Office of Policy and Management shall submit a report to the Governor and

the joint standing committee of the General Assembly having cognizance of matters relating to energy planning and activities. The report shall (1) indicate the total number of energy audits and technical assistance audits of state-owned and leased buildings, (2) summarize the status of the energy conservation measures recommended by such audits, (3) summarize all energy conservation measures implemented during the preceding twelve months in state-owned and leased buildings which have not had such audits, (4) analyze the availability and allocation of funds to implement the measures recommended under subdivision (2) of this subsection, (5) list each budgeted agency, as defined in section 4-69, which occupies a state-owned or leased building and has not cooperated with the Commissioner of Public Works and the Secretary of the Office of Policy and Management in conducting energy and technical assistance audits of such building and implementing operational and maintenance improvements recommended by such audits and any other energy conservation measures required for such building by the secretary, (6) summarize all life-cycle cost analyses prepared under section 16a-38, as amended by this act, during the preceding twelve months, and summarize agency compliance with the life-cycle cost analyses, and (7) identify any state laws, regulations or procedures that impede innovative energy conservation and load management projects in state buildings.

(c) The Secretary of the Office of Policy and Management, in conjunction with the Department of Public Works, shall as soon as practicable and where cost-effective connect all state-owned buildings to a district heating and cooling system, where such heating and cooling system currently exists or where one is proposed. The secretary, in conjunction with the Department of Public Works, shall prepare an annual report with the results of **[**his**]** the progress in connecting state-owned buildings to such a heating and cooling system, the cost of such connection and any projected energy savings achieved through any such connection. The secretary shall submit **[**his**]** the report to the joint standing committee of the General Assembly having cognizance of matters relating to energy on or before January 1,

53 1993, and January first annually thereafter.

54 (d) The Secretary of the Office of Policy and Management shall
55 require each state agency to maximize its use of public service
56 companies' energy conservation and load management programs and
57 to provide sites in its facilities for demonstration projects of highly
58 energy efficient equipment, provided such demonstration project does
59 not impair the functioning of the facility.

60 Sec. 2. Section 4-73 of the general statutes is repealed and the
61 following is substituted in lieu thereof (*Effective October 1, 2003*):

62 (a) Part II of the budget document shall present in detail for each
63 fiscal year of the ensuing biennium the Governor's recommendation
64 for appropriations to meet the expenditure needs of the state from the
65 General Fund and from all special and agency funds classified by
66 budgeted agencies and showing for each budgeted agency and its
67 subdivisions: (1) A narrative summary describing the agency, the
68 Governor's recommendations for appropriations for the agency and a
69 list of agency programs, the actual expenditure for the last-completed
70 fiscal year, the estimated expenditure for the current fiscal year, the
71 amount requested by the agency and the Governor's recommendations
72 for appropriations for each fiscal year of the ensuing biennium; (2) a
73 summary of permanent full-time positions by fund, setting forth the
74 number filled and the number vacant as of the end of the last-
75 completed fiscal year, the total number intended to be funded by
76 appropriations without reduction for turnover for the fiscal year in
77 progress, the total number requested and the total number
78 recommended for each fiscal year of the biennium to which the budget
79 relates.

80 (b) In addition, programs shall be supported by: (1) The statutory
81 authorization for the program; (2) a statement of program objectives;
82 (3) a description of the program, including a statement of need,
83 eligibility requirements and any intergovernmental participation in the
84 program; (4) a statement of performance measures by which the

85 accomplishments toward the program objectives can be assessed,
86 which shall include, but not be limited to, an analysis of the workload,
87 quality or level of service and effectiveness of the program; (5)
88 program budget data broken down by major object of expenditure,
89 showing additional federal and private funds; (6) a summary of
90 permanent full-time positions by fund, setting forth the number filled
91 and the number vacant as of the end of the last-completed fiscal year,
92 the total number intended to be funded by appropriations without
93 reduction for turnover for the fiscal year in progress, the total number
94 requested and the total number recommended for each fiscal year of
95 the biennium to which the budget relates; (7) a statement of
96 expenditures for the last-completed and current fiscal years, the
97 agency request and the Governor's recommendation for each fiscal
98 year of the ensuing biennium and, for any new or expanded program,
99 estimated expenditure requirements for the fiscal year next succeeding
100 the biennium to which the budget relates; and (8) an explanation of
101 any significant program changes requested by the agency or
102 recommended by the Governor.

103 (c) (1) There shall be a supporting schedule of total agency
104 expenditures including a line-item, minor object breakdown of
105 personal services, energy costs, contractual services and commodities
106 and a total of state aid grants and equipment, showing the actual
107 expenditures for the last-completed fiscal year, estimated expenditures
108 for the current fiscal year and requested and recommended
109 appropriations for each fiscal year of the ensuing biennium, classified
110 by objects according to a standard plan of classification.

111 (2) In addition, the supporting schedule of agency energy costs shall
112 be supported by a statement of the agency's plans for energy
113 conservation in each fiscal year of the ensuing biennium, and a
114 statement of the progress the agency has made in the last-completed
115 fiscal year concerning energy conservation.

116 (d) All federal funds expended or anticipated for any purpose shall
117 be accounted for in the budget. The document shall set forth a listing

118 of federal programs, showing the actual expenditures for the last-
119 completed fiscal year, estimated expenditures for the current fiscal
120 year and anticipated funds available for expenditure for each fiscal
121 year of the ensuing biennium. Such federal funds shall be classified by
122 program in each budgeted agency but shall not include research grants
123 made to educational institutions.

124 (e) Part II of the budget document shall also set forth the budget
125 recommendations for the capital program, to be supported by
126 statements listing the agency's requests and the Governor's
127 recommendations with the statements required by section 4-78.

128 (f) The appropriations recommended for the legislative branch of
129 the state government shall be the estimates of expenditure
130 requirements transmitted to the Secretary of the Office of Policy and
131 Management by the Joint Committee on Legislative Management
132 pursuant to section 4-77 and the recommended adjustments and
133 revisions of such estimates shall be the recommended adjustments and
134 revisions, if any, transmitted by said committee pursuant to said
135 section 4-77.

136 Sec. 3. (*Effective from passage*) Not later than December 15, 2003, the
137 Secretary of the Office of Policy and Management shall require a report
138 from each state agency concerning the methods available to the agency
139 to reduce energy costs and the feasibility of implementing said
140 methods. Not later than January 15, 2004, the secretary shall schedule a
141 public hearing on the reports and shall invite the members of the joint
142 standing committees of the General Assembly having cognizance of
143 matters relating to appropriations and energy and technology and the
144 Legislative Program Review and Investigations Committee.

145 Sec. 4. (*Effective from passage*) The Connecticut Energy Advisory
146 Board shall study and determine which state agency it believes should
147 have responsibility for oversight of the state's energy policy. Not later
148 than January 15, 2004, the board shall complete a report on its findings
149 and recommendations and shall submit the report to the joint standing

150 committee of the General Assembly having cognizance of matters
151 relating to energy in accordance with section 11-4a of the general
152 statutes.

153 Sec. 5. (*Effective from passage*) Not later than July 1, 2004, the Office of
154 Policy and Management and the Department of Public Works shall
155 establish a pilot program under which the state selects an existing state
156 facility or complex of facilities to be covered by an energy performance
157 contract with a private vendor. The agencies that participate in the
158 pilot program shall submit reports on the results of the program to the
159 joint standing committees of the General Assembly having cognizance
160 of matters relating to appropriations and energy and technology in
161 accordance with section 11-4a of the general statutes. Such reports
162 shall be submitted not later than three months after the effective date
163 of the contract and annually thereafter until the final report is
164 submitted not later than three months after the termination of the
165 contract.

This act shall take effect as follows:	
Section 1	*October 1, 2003*
Sec. 2	*October 1, 2003*
Sec. 3	*from passage*
Sec. 4	*from passage*
Sec. 5	*from passage*

PRI *Joint Favorable Subst.*

ET *Joint Favorable*

GAE *Joint Favorable*

LM *Joint Favorable*