




Senate Fiscal Agency  
P. O. Box 30036  
Lansing, Michigan 48909-7536



BILL ANALYSIS

Telephone: (517) 373-5383  
Fax: (517) 373-1986  
TDD: (517) 373-0543

Senate Bill 482 (as introduced 5-14-03)  
Senate Bill 761 (as introduced 10-8-03)  
Sponsor: Senator Wayne Kuipers  
Committee: Education

Date Completed: 10-9-03

### **CONTENT**

**Senate Bill 482 would amend the Revised School Code to permit the board of a school district, intermediate school district, or local act school district to contract with a qualified provider for energy conservation improvements to school facilities. Senate Bill 761 would amend Public Act 306 of 1937, which regulates school construction, to permit a licensed architect or professional engineer to be directly affiliated with the qualified provider. Senate Bill 761 is tie-barred to Senate Bill 482.**

#### **Senate Bill 482**

The Code permits a school board to provide for energy conservation improvements to school facilities, and provides that these improvements may be paid for from the district's operating funds, from the proceeds of bonds or notes, or from the savings that result from the improvements. The bill would retain these provisions, but specifies that a district could contract with a qualified provider for energy conservation improvements. The bill would define "qualified provider" as an individual or a business entity that was experienced in performing design, analysis, and installation of energy conservation improvements and facility management measures, and that would provide these services under the contract.

The Code requires that a school board submit a report to the Michigan Public Service Commission on a form provided by the Commission within 60 days of completing the energy improvements and each year for five years after the improvements are completed. The bill instead would require that a school board report to the State Treasurer.

#### **Senate Bill 761**

Public Act 306 of 1937 requires all plans and specifications for school buildings to be prepared by an architect or professional engineer licensed in Michigan. A licensed architect or another person qualified to supervise construction must supervise the construction of a school building. Under the bill, for energy conservation projects and services, the licensed architect or professional engineer could be directly affiliated with the qualified provider that was providing the applicable improvements and services.

MCL 380.1274a (S.B. 482)  
388.851 (S.B. 761)

Legislative Analyst: Claire Layman

### **FISCAL IMPACT**

The bills would have no fiscal impact on State or local government.

Fiscal Analyst: Joe Carrasco

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.