

REFERENCE TITLE: public facilities; environmental policies

State of Arizona  
Senate  
Fifty-sixth Legislature  
First Regular Session  
2023

## **SB 1488**

Introduced by  
Senators Mendez: Gabaldón, Hernandez, Miranda, Sundareshan, Terán;  
Representative Salman

### **AN ACT**

AMENDING TITLE 15, CHAPTER 1, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 15-120.04; AMENDING SECTION 34-451, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 10, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-1513; RELATING TO PUBLIC FACILITIES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 15, chapter 1, article 1, Arizona Revised  
3 Statutes, is amended by adding section 15-120.04, to read:

4 15-120.04. Green cleaning policy; environmentally sensitive  
5 cleaning products; exception; guidelines

6 A. ON OR BEFORE DECEMBER 31, 2024, EACH SCHOOL DISTRICT AND CHARTER  
7 SCHOOL SHALL ADOPT A GREEN CLEANING POLICY AND SHALL PURCHASE AND USE  
8 ENVIRONMENTALLY SENSITIVE CLEANING PRODUCTS. A SCHOOL DISTRICT OR CHARTER  
9 SCHOOL MAY DEplete ITS EXISTING CLEANING PRODUCTS BEFORE PURCHASING AND  
10 USING ENVIRONMENTALLY SENSITIVE CLEANING PRODUCTS.

11 B. IF ADOPTING A GREEN CLEANING POLICY IS NOT ECONOMICALLY  
12 FEASIBLE, THE SCHOOL DISTRICT OR CHARTER SCHOOL, UNTIL IT BECOMES  
13 ECONOMICALLY FEASIBLE, SHALL ANNUALLY NOTIFY THE DEPARTMENT OF EDUCATION  
14 IN WRITING, ON A FORM PROVIDED BY THE DEPARTMENT, THAT DEVELOPING AND  
15 IMPLEMENTING A GREEN CLEANING POLICY IS NOT ECONOMICALLY FEASIBLE.  
16 ADOPTING A GREEN CLEANING POLICY IS NOT ECONOMICALLY FEASIBLE IF DOING SO  
17 WOULD RESULT IN ANY INCREASE IN THE CLEANING COSTS OF THE SCHOOL DISTRICT  
18 OR CHARTER SCHOOL.

19 C. THE DEPARTMENT OF EDUCATION SHALL DETERMINE GREEN CLEANING  
20 PRODUCTS GUIDELINES AND SPECIFICATIONS AFTER CONSULTING WITH THE  
21 DEPARTMENT OF ENVIRONMENTAL QUALITY. AFTER DETERMINING THE GUIDELINES AND  
22 SPECIFICATIONS, THE DEPARTMENT OF EDUCATION SHALL PROVIDE EACH SCHOOL  
23 DISTRICT AND CHARTER SCHOOL WITH A WRITTEN COPY OF THE GUIDELINES AND  
24 SPECIFICATIONS.

25 Sec. 2. Section 34-451, Arizona Revised Statutes, is amended to  
26 read:

27 34-451. Energy conservation standards for public buildings;  
28 annual report; conformance with federal standards

29 A. The governor's ~~energy~~ office, in consultation with persons  
30 responsible for building systems, shall adopt and publish energy  
31 conservation standards for construction of all new capital projects as  
32 defined in section 41-790, including buildings designed and constructed by  
33 school districts, community college districts and universities. These  
34 standards shall be consistent with the recommended energy conservation  
35 standards of the American society of heating, refrigerating and air  
36 conditioning engineers and the international energy conservation code.

37 B. The standards shall be adopted to achieve energy conservation  
38 and shall allow for design flexibility.

39 C. The following state agencies shall reduce energy use in public  
40 buildings that they administer by ~~ten per cent~~ TWENTY PERCENT per square  
41 foot of floor area on or before July 1, 2030, ~~2008 and by fifteen per cent~~  
42 ~~per square foot of floor area on or before July 1, 2011~~ using July 1, 2001  
43 through June 30, 2002 as the baseline year:

- 44 1. The department of administration for its building systems.
- 45 2. The Arizona board of regents for its building systems.



1 MONIES IN THE FUND ARE SUBJECT TO LEGISLATIVE APPROPRIATION AND SHALL BE  
2 USED AS PRESCRIBED BY THIS SECTION.

3 B. ON NOTICE FROM THE CHIEF EXECUTIVE OFFICER, THE STATE TREASURER  
4 MAY INVEST AND DIVEST MONIES IN THE FUND AS PROVIDED BY SECTION 35-313.  
5 THE STATE TREASURER SHALL CREDIT MONIES EARNED FROM INVESTMENTS TO THE  
6 FUND.

7 C. THE AUTHORITY SHALL ESTABLISH A PROGRAM TO BENEFIT STATE  
8 AGENCIES, UNIVERSITIES, CITIES, TOWNS, COUNTIES AND POLITICAL  
9 SUBDIVISIONS, BUT NOT SPECIAL DISTRICTS, BY PROVIDING LOANS TO FINANCE  
10 ENERGY AND WATER EFFICIENCY MEASURES FOR PUBLIC FACILITIES. THE AUTHORITY  
11 SHALL MAKE THE SUM OF \$10,000,000 AVAILABLE FROM THE ARIZONA COMMERCE  
12 AUTHORITY FUND ESTABLISHED BY SECTION 41-1506 TO PROVIDE APPROVED LOANS  
13 PURSUANT TO THIS SECTION. THE AUTHORITY SHALL ALLOCATE AT LEAST  
14 \$10,000,000, INCLUDING LOAN COMMITMENTS AND CASH ON HAND, TO THE PROGRAM  
15 AND SHALL ADMINISTER THE MONIES UNDER ITS CONTROL IN A MANNER THAT ENSURES  
16 THAT MONIES AVAILABLE TO THE PROGRAM EQUAL OR EXCEED \$5,000,000 AT ALL  
17 TIMES.

18 D. THE AUTHORITY SHALL DETERMINE THE TERMS UNDER WHICH IT MAY MAKE  
19 A LOAN PURSUANT TO THIS SECTION AND SHALL PRESCRIBE THE INTEREST RATE FOR  
20 A LOAN AT THE LOWEST RATE THE AUTHORITY DETERMINES IS SUFFICIENT TO  
21 RECOVER THE COST OF ADMINISTERING THE LOAN PROGRAM.

22 E. AN ENTITY THAT RECEIVES A LOAN UNDER THIS SECTION SHALL REPAY  
23 THE PRINCIPAL OF AND INTEREST ON THE LOAN FROM THE VALUE OF ENERGY OR  
24 WATER SAVINGS THAT ACCRUES AS THE RESULT OF THE ENERGY AND WATER  
25 EFFICIENCY MEASURES IMPLEMENTED WITH THE BORROWED MONIES. AN ENTITY THAT  
26 RECEIVES A LOAN UNDER THIS SECTION SHALL REPAY THE LOAN FROM THE AMOUNT  
27 BUDGETED FOR THE ENTITY'S ENERGY AND WATER COSTS. UNTIL THE LOAN IS  
28 REPAYED, THE LEGISLATURE MAY NOT REDUCE THE AMOUNT BUDGETED FOR THOSE  
29 ENERGY AND WATER COSTS TO REFLECT THE VALUE OF ENERGY AND WATER SAVINGS  
30 THAT ACCRUE AS A RESULT OF THE ENERGY AND WATER EFFICIENCY MEASURES  
31 IMPLEMENTED WITH THE BORROWED MONIES.

32 Sec. 4. Green public schools task force; membership; duties;  
33 report; delayed repeal

34 A. The green public schools task force is established consisting of  
35 the following members:

36 1. Two members of the senate who are appointed by the president of  
37 the senate and who represent different political parties.

38 2. Two members of the house of representatives who are appointed by  
39 the speaker of the house of representatives and who represent different  
40 political parties.

41 3. The chief executive officer of the Arizona commerce authority or  
42 the chief executive officer's designee.

43 4. The director of the division of school facilities or the  
44 director's designee.

1           5. The superintendent of public instruction or the superintendent's  
2 designee.

3           6. A member of a nonprofit organization that is dedicated to  
4 sustainable building design and construction. The governor shall appoint  
5 this member.

6           7. One representative of a statewide organization of school  
7 district governing board members. The president of the senate shall  
8 appoint this member.

9           8. One representative of a statewide organization of school  
10 district administrators. The speaker of the house of representatives  
11 shall appoint this member.

12           9. A member of the public. The governor shall appoint this member.

13           B. The task force shall:

14           1. Identify the procedures and methods to retrofit public schools  
15 in this state to conform to the leadership in energy and environmental  
16 design building standards.

17           2. Recommend a model green cleaning policy for public schools in  
18 this state.

19           3. Make recommendations relating to establishing and financing a  
20 system to ensure that existing public schools are retrofitted and new  
21 public schools are constructed in a manner that promotes energy efficiency  
22 and sustainability.

23           4. Submit to the governor, the president of the senate and the  
24 speaker of the house of representatives a report of its findings and  
25 recommendations on or before November 1, 2024. The task force shall  
26 provide a copy of its report to the secretary of state.

27           C. Task force members are not eligible to receive compensation, but  
28 members appointed pursuant to subsection A, paragraphs 6, 7, 8 and 9 of  
29 this section are eligible for reimbursement of expenses under title 38,  
30 chapter 4, article 2, Arizona Revised Statutes.

31           D. This section is repealed from and after December 31, 2024.