

**Hall of the House of Representatives**  
84th General Assembly - Regular Session, 2003  
**Amendment Form**

\*\*\*\*\*

**Subtitle of House Bill No. 2179**

"TO AMEND ARKANSAS CODE § 19-4-1414 PERTAINING TO PERFORMANCE BASED  
EFFICIENCY CONTRACTS."

\*\*\*\*\*

**Amendment No. 1 to House Bill No. 2179.**

Amend House Bill No. 2179 as originally introduced:

Page 1, delete lines 32 through 34 and substitute the following:

"that do not degrade the level of service or working conditions and which are verifiable by comparing ~~expenditures~~ energy usage that occur after the improvements with the same type or ~~expenditures~~ energy usage occurring before the improvements are made;"

AND

Page 1, delete lines 35 and 36

AND

Page 2, delete lines 1 through 4 and substitute the following:

"(4) "Energy conservation measures" means the improvement, installation, repair, or alteration of any equipment, fixture, furnishing, or other improvement to be added to"

AND

Page 2, line 8, delete "(i)" and substitute "(A)"

AND

Page 2, line 10, delete "(ii)" and substitute "(B)"

AND

Page 2, line 15, delete "(iii)" and substitute "(C)"

AND



Page 2, line 17, delete "(iv)" and substitute "(D)"

AND

Page 2, line 22, delete "(v)" and substitute "(E)"

AND

Page 2, line 24, delete "(vi)" and substitute "(F)"

AND

Page 2, line 26, delete "(vii)" and substitute "(G)"

AND

Page 2, line 30, delete "(viii)" and substitute "(H)"

AND

Page 3, line 28, delete "measures;" and substitute "measures who is properly licensed as a contractor in the State of Arkansas;"

AND

Page 4, delete line 31 and substitute the following:  
"the guaranteed energy usage savings."

AND

Page 5, line 13, delete "~~shall~~ may" and substitute "shall"

AND

Page 6, delete line 21 and substitute the following:

"shortfall of guaranteed energy usage savings. The amount of the reimbursement shall be based upon averaged energy rates in effect during the calendar year in which the shortfall occurred."

AND

Page 7, delete lines 5 through 8 and substitute the following:

"(k) Title to all energy conservation measures that are constructed or installed under this section shall pass to the agency upon installation or implementation, and the agency is authorized and empowered to grant a security interest and pledge its rights in and to the energy conservation measures to the qualified provider of its assignees to secure those financial obligations incurred by the agency under this section.

(1) All plans and specifications associated with the construction and installation of energy conservation measures shall be submitted to State

Building Services for review."

The Amendment was read \_\_\_\_\_

By: Representative Hutchinson

LDH/MHF - 031220031528

MHF374

\_\_\_\_\_  
Chief Clerk