

Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 14-0338.01 Jennifer Berman x3286

HOUSE BILL 14-1113

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HOUSE SPONSORSHIP

Scott, Conti, Coram, Holbert, Humphrey, Navarro, Rankin, Wright

SENATE SPONSORSHIP

(None),

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House Committees

Transportation & Energy

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING A REDUCTION IN COLORADO'S RENEWABLE ENERGY  
102 STANDARD.

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Bill Summary

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

The public utilities commission is required to establish electric resource standards. These standards must set the minimum percentage of electricity that retail electric service providers in Colorado must generate or cause to be generated from recycled energy and renewable energy resources. The bill reduces the minimum percentage of renewable energy

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

required of investor-owned utilities from 20% to 15% for the years 2015 through 2019 and from 30% to 15% for the years 2020 and thereafter. The bill also reduces the minimum amounts for cooperative electric associations from 20% to 15% for the years 2020 and thereafter.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1.** In Colorado Revised Statutes, 40-2-124, **amend** (1)  
3 introductory portion, (1) (c) (I) introductory portion, (1) (c) (I) (C), (1) (c)  
4 (I) (D), (1) (c) (V.5), and (8) (b); and **repeal** (1) (c) (I) (E) as follows:

5           **40-2-124. Renewable energy standards - qualifying retail and**  
6 **wholesale utilities - definitions - net metering - legislative declaration.**

7 (1) Each provider of retail electric service in the state of Colorado, other  
8 than municipally owned utilities that serve forty thousand customers or  
9 fewer, is a qualifying retail utility. Each qualifying retail utility, with the  
10 exception of cooperative electric associations that have voted to exempt  
11 themselves from commission jurisdiction ~~pursuant to~~ UNDER section  
12 40-9.5-104 and municipally owned utilities, is subject to the rules  
13 established under this article by the commission. No additional regulatory  
14 authority is provided to the commission other than that specifically  
15 contained in this section. In accordance with article 4 of title 24, C.R.S.,  
16 the commission shall revise or clarify existing rules to establish the  
17 following:

18           (c) Electric resource standards:

19           (I) Except as provided in ~~subparagraph~~ SUBPARAGRAPHS (V) AND  
20 (V.5) of this paragraph (c), the electric resource standards ~~shall~~ MUST  
21 require each qualifying retail utility to generate or cause to be generated  
22 electricity from eligible energy resources in the following minimum  
23 amounts:

1 (C) Twelve percent of its retail electricity sales in Colorado for the  
2 years 2011 through 2014, with distributed generation equaling at least one  
3 percent of its retail electricity sales in 2011 and 2012 and one and  
4 one-fourth percent of its retail electricity sales in 2013 and 2014; AND

5 (D) ~~Twenty~~ FIFTEEN percent of its retail electricity sales in  
6 Colorado for the years 2015 ~~through 2019~~ AND THEREAFTER, with  
7 distributed generation equaling at least one and three-fourths percent of  
8 its retail electricity sales in 2015 and 2016, ~~and~~ two percent of its retail  
9 electricity sales in 2017, 2018, and 2019, and THREE PERCENT OF ITS  
10 RETAIL ELECTRICITY SALES IN 2020 AND THEREAFTER.

11 (E) ~~Thirty percent of its retail electricity sales in Colorado for the~~  
12 ~~years 2020 and thereafter, with distributed generation equaling at least~~  
13 ~~three percent of its retail electricity sales.~~

14 (V.5) Notwithstanding any other provision of law, each  
15 cooperative electric association that provides electricity at retail to its  
16 customers and serves one hundred thousand or more meters shall generate  
17 or cause to be generated at least ~~twenty~~ FIFTEEN percent of the energy it  
18 provides to its customers from eligible energy resources in the years 2020  
19 and thereafter.

20 (8) **Qualifying wholesale utilities - definition - electric resource**  
21 **standard - tradable credits - reports. (b) Electric resource standard.**

22 Notwithstanding any other provision of law, each qualifying wholesale  
23 utility shall generate or cause to be generated at least ~~twenty~~ FIFTEEN  
24 percent of the energy it provides to its Colorado members at wholesale  
25 from eligible energy resources in the year 2020 and thereafter. If, and to  
26 the extent that, the purchase of energy generated from eligible energy  
27 resources by a Colorado member from a qualifying wholesale utility

1 would cause an increase in rates for the Colorado member that exceeds  
2 the retail rate impact limitation in sub-subparagraph (A) of subparagraph  
3 (IV) of paragraph (g) of subsection (1) of this section, the obligation  
4 imposed on the qualifying wholesale utility is reduced by the amount of  
5 ~~such~~ THE energy necessary to enable the Colorado member to comply  
6 with the rate impact limitation.

7           **SECTION 2. Act subject to petition - effective date.** This act  
8 takes effect at 12:01 a.m. on the day following the expiration of the  
9 ninety-day period after final adjournment of the general assembly (August  
10 6, 2014, if adjournment sine die is on May 7, 2014); except that, if a  
11 referendum petition is filed pursuant to section 1 (3) of article V of the  
12 state constitution against this act or an item, section, or part of this act  
13 within such period, then the act, item, section, or part will not take effect  
14 unless approved by the people at the general election to be held in  
15 November 2014 and, in such case, will take effect on the date of the  
16 official declaration of the vote thereon by the governor.