

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 14-0374.01 Duane Gall x4335

SENATE BILL 14-082

SENATE SPONSORSHIP

Grantham, Harvey, Hill, Rivera, Cadman, Crowder, King, Lambert, Lundberg, Roberts, Scheffel, Tochtrop

HOUSE SPONSORSHIP

(None),

Senate Committees
State, Veterans, & Military Affairs

House Committees

A BILL FOR AN ACT

101 CONCERNING ATTAINMENT OF THE RENEWABLE ENERGY STANDARD BY
102 COOPERATIVE ELECTRIC ASSOCIATIONS, AND, IN CONNECTION
103 THEREWITH, REDUCING THE COST TO THE ASSOCIATIONS'
104 MEMBERS OF ACHIEVING SPECIFIED LEVELS OF DISTRIBUTED
105 GENERATION.

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/bills summaries>.)

In the section of the renewable energy standard statute setting

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.

aside a specific portion of electric generating capacity that cooperative electric associations must meet through distributed generation, the bill:

- ! Eliminates the disparity between cooperative electric associations serving fewer than 10,000 meters and those serving 10,000 or more meters;
- ! Establishes a uniform 0.5% of total retail electricity sales as the target percentage for distributed generation; and
- ! Allows the 0.5% to be measured collectively among these associations as a group rather than individually.

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 (c) (X) as follows:

4 **40-2-124. Renewable energy standards - qualifying retail and**
5 **wholesale utilities - definitions - net metering - legislative declaration.**

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

16 (c) Electric resource standards:

17 (X) Of the minimum amounts of electricity required to be
18 generated or caused to be generated by qualifying retail utilities in
19 accordance with subparagraph (V.5) and sub-subparagraph (D) of
20 subparagraph (V) of this paragraph (c), ~~one-tenth,~~ or ONE-HALF OF one

1 percent of THE UTILITIES' COMBINED total retail electricity sales must be
2 from distributed generation; except that

3 ~~(A) For a cooperative electric association that is a qualifying retail~~
4 ~~utility and that provides service to fewer than ten thousand meters, the~~
5 ~~distributed generation component may be three-quarters of one percent of~~
6 ~~total retail electricity sales; and~~

7 ~~(B)~~ this subparagraph (X) does not apply to a qualifying retail
8 utility that is a municipal utility.

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