

First Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 11-0311.02 Chuck Brackney

HOUSE BILL 11-1083

HOUSE SPONSORSHIP

Swerdfeger, Brown, Coram, Gardner B., Joshi, Liston, Looper, Massey, Ramirez, Sonnenberg, Soper, Szabo

SENATE SPONSORSHIP

Giron and Grantham,

House Committees

Agriculture, Livestock, & Natural Resources

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE CONSIDERATION OF NEW HYDROELECTRICITY**
102 **PROJECTS, AND, IN CONNECTION THEREWITH, ALLOWING THE**
103 **PUBLIC UTILITIES COMMISSION TO CONSIDER**
104 **HYDROELECTRICITY AND PUMPED HYDROELECTRICITY FOR THE**
105 **GENERATION OF ELECTRICITY.**

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 bill adds hydroelectricity and pumped hydroelectricity to the

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.

list of technologies that the public utilities commission may give the fullest possible consideration when considering generation acquisitions for electric utilities.

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

2 **SECTION 1.** 40-2-123 (3.2), Colorado Revised Statutes, is
3 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

4 **40-2-123. New energy technologies - consideration by**
5 **commission - incentives - demonstration projects - definitions -**
6 **legislative declaration - repeal.** (3.2) In its consideration of generation
7 acquisitions for electric utilities, the commission may give the fullest
8 possible consideration, at a utility's request, to the cost-effective
9 implementation of new energy technologies for the generation of
10 electricity from:

11 (c) HYDROELECTRICITY AND PUMPED HYDROELECTRICITY. FOR
12 PURPOSES OF THIS PARAGRAPH (c), "PUMPED HYDROELECTRICITY" MEANS
13 ELECTRICITY THAT IS GENERATED DURING PERIODS OF HIGH ELECTRICAL
14 DEMAND FROM WATER THAT HAS BEEN PUMPED DURING PERIODS OF LOW
15 ELECTRICAL DEMAND FROM A LOWER-ELEVATION RESERVOIR TO A
16 HIGHER-ELEVATION RESERVOIR.

17 **SECTION 2. Act subject to petition - effective date.** This act
18 shall take effect at 12:01 a.m. on the day following the expiration of the
19 ninety-day period after final adjournment of the general assembly (August
20 10, 2011, if adjournment sine die is on May 11, 2011); except that, if a
21 referendum petition is filed pursuant to section 1 (3) of article V of the
22 state constitution against this act or an item, section, or part of this act
23 within such period, then the act, item, section, or part shall not take effect
24 unless approved by the people at the general election to be held in

1 November 2012 and shall take effect on the date of the official
2 declaration of the vote thereon by the governor.