

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 15, 2012
Date

Committee on Agriculture, Livestock, & Natural Resources.

After consideration on the merits, the Committee recommends the following:

HB12-1172 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, 40-2-123, **amend**
4 (1) (b) as follows:

5 **40-2-123. New energy technologies - consideration by**
6 **commission - incentives - demonstration projects - definitions -**
7 **legislative declaration - repeal.** (1) (b) The commission may give
8 consideration to the ~~likelihood~~ EXISTENCE of new environmental
9 regulation and the ~~risk of higher future costs associated with~~ IMPOSED BY
10 CURRENT FEDERAL LAW OR REGULATIONS ON the emission of greenhouse
11 gases such as carbon dioxide when it considers utility proposals to acquire
12 resources. Where utilities eliminate or reduce carbon dioxide emissions
13 through the use of capture and sequestration, the commission may
14 consider the benefits of using carbon dioxide for enhanced oil recovery
15 or other uses.

16 **SECTION 2. Act subject to petition - effective date -**
17 **applicability.** This act takes effect January 1, 2013, and applies to
18 proceedings initiated on or after said date; except that, if a referendum
19 petition is filed pursuant to section 1 (3) of article V of the state
20 constitution against this act or an item, section, or part of this act within
21 the ninety-day period after final adjournment of the general assembly,
22 then the act, item, section, or part will not take effect unless approved by
23 the people at the general election to be held in November 2012 and, in

1 such case, will take effect on January 1, 2013, or on the date of the
2 official declaration of the vote thereon by the governor, whichever is
3 later, and applies to proceedings initiated on or after said date.".

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