

HOUSE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

February 15, 2012  
Date

Committee on Transportation.

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

HB12-1121 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, 40-2-124, **amend**  
4 (1) (c) (I) (E) as follows:

5 **40-2-124. Renewable energy standard - definitions - net**  
6 **metering - legislative declaration.** (1) Each provider of retail electric  
7 service in the state of Colorado, other than municipally owned utilities  
8 that serve forty thousand customers or fewer, shall be considered a  
9 qualifying retail utility. Each qualifying retail utility, with the exception  
10 of cooperative electric associations that have voted to exempt themselves  
11 from commission jurisdiction pursuant to section 40-9.5-104 and  
12 municipally owned utilities, shall be subject to the rules established under  
13 this article by the commission. No additional regulatory authority of the  
14 commission other than that specifically contained in this section is  
15 provided or implied. In accordance with article 4 of title 24, C.R.S., the  
16 commission shall revise or clarify existing rules to establish the  
17 following:

18 (c) Electric resource standards:

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

23 (E) Thirty percent of its retail electricity sales in Colorado for the

1 years 2020 and thereafter, with distributed generation equaling at least  
2 three percent of its retail electricity sales; EXCEPT THAT, IF THE  
3 COMMISSION FINDS THAT ACHIEVING THESE STANDARDS WOULD CREATE  
4 AN UNDUE FINANCIAL BURDEN ON RATEPAYERS, THE COMMISSION MAY  
5 SUSPEND THE IMPLEMENTATION OF THIS SUB-SUBPARAGRAPH (E) FOR UP  
6 TO TEN YEARS. THIS SUB-SUBPARAGRAPH (E) SHALL BE KNOWN AND MAY  
7 BE CITED AS THE "UTILITY RATEPAYERS' BILL OF RIGHTS".  
8 **SECTION 2. Safety clause.** The general assembly hereby finds,  
9 determines, and declares that this act is necessary for the immediate  
10 preservation of the public peace, health, and safety."

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