

**STATE
FISCAL IMPACT**

Drafting Number: LLS 12-0742

Date: February 9, 2012

Prime Sponsor(s): Rep. DelGrosso
Sen. Jahn

Bill Status: House Transportation

Fiscal Analyst: Marc Carey (303-866-4102)

TITLE: CONCERNING REGULATION OF PUBLIC UTILITIES IN TERMS OF ALTERNATIVE FUEL VEHICLES.

Fiscal Impact Summary	FY 2012-2013	FY 2013-2014
State Revenue		
State Expenditures		
FTE Position Change		
Effective Date: August 8, 2012, if the General Assembly adjourns on May 9, 2012, as scheduled, and no referendum petition is filed.		
Appropriation Summary for FY 2012-2013: None required.		
Local Government Impact: None.		

Summary of Legislation

This bill contains the following provisions regarding sellers of fuel for alternative fuel vehicles and the regulatory authority of the Colorado Public Utilities Commission (PUC):

- sellers of electricity or compressed natural gas for use as fuel in alternative fuel vehicles are not subject to the regulatory authority of the PUC or any other regulatory body; and
- generating electricity for sale as an alternative fuel does not subject the seller to PUC authority if the electricity is generated on the property which includes the fueling facilities and the electricity is generated from a renewable resource in accordance with existing distributed generation (DG) limitations.

In addition, the bill requires public utilities to make reasonable efforts to provide service connection to alternative fuel vehicle charging facilities. The bill also allows utilities to make recoverable operating and capital investments related to alternative fueling facilities, on both the utility and customer side, and authorizes the PUC to determine the appropriate rate of return.

State Expenditures

Department of Regulatory Agencies, Public Utilities Commission. The bill authorizes utilities to make recoverable investments related to alternative fueling facilities and authorizes the PUC to determine the appropriate rate of return. It is not anticipated that rate recovery issues related

to alternative fueling facilities would be substantially different from other cost recovery components and would not require separate hearings on the part of the PUC. Instead, incorporating these issues into existing hearings would entail a minimal amount of additional work for PUC staff, and can be accomplished within existing appropriations.

Departments Contacted

Regulatory Agencies