

First Regular Session
Seventieth General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 15-0893.01 Duane Gall x4335

SENATE BILL 15-254

SENATE SPONSORSHIP

Grantham, Baumgardner, Merrifield, Scott

HOUSE SPONSORSHIP

Lee, Klingenschmitt, Landgraf, Lundeen, Mitsch Bush, Nordberg, Singer, Tate

Senate Committees

Agriculture, Natural Resources, & Energy

House Committees

Transportation & Energy

A BILL FOR AN ACT

101 **CONCERNING AN EXTENSION OF THE PERIOD DURING WHICH CERTAIN**
102 **INCENTIVES ARE AVAILABLE FOR MUNICIPALLY OWNED**
103 **UTILITIES TO OBTAIN ADDITIONAL RENEWABLE ENERGY CREDITS**
104 **BASED ON THE INSTALLATION OF SOLAR ELECTRIC GENERATION**
105 **TECHNOLOGIES.**

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>.)

Under current law, a 3-to-1 multiplier applies to each kilowatt-hour of electricity generated from solar electric generation

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.

HOUSE
3rd Reading Unamended
May 1, 2015

HOUSE
2nd Reading Unamended
April 30, 2015

SENATE
3rd Reading Unamended
April 21, 2015

SENATE
2nd Reading Unamended
April 20, 2015

technologies that begin producing electricity on or before July 1, 2015, for purposes of meeting the portfolio standards established for cooperative electric associations and municipally owned utilities that are qualifying retail utilities as part of Colorado's renewable energy statute. The bill extends this deadline to December 31, 2016, for municipally owned utilities.

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) (VII) 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 (VII) (A) For purposes of compliance with the standards set forth
18 in subparagraphs (V) and (V.5) of this paragraph (c), each kilowatt-hour
19 of renewable electricity generated from solar electric generation
20 technologies shall be counted as three kilowatt-hours.

21 (B) FOR EACH QUALIFYING RETAIL UTILITY THAT IS A
22 COOPERATIVE ELECTRIC ASSOCIATION, sub-subparagraph (A) of this

1 subparagraph (VII) applies only to solar electric technologies that begin
2 producing electricity prior to July 1, 2015, AND for solar electric
3 technologies that begin producing electricity on or after July 1, 2015, each
4 kilowatt-hour of renewable electricity shall be counted as one
5 kilowatt-hour for purposes of compliance with the renewable energy
6 standard.

7 (C) FOREACH QUALIFYING RETAIL UTILITY THAT IS A MUNICIPALLY
8 OWNED UTILITY, SUB-SUBPARAGRAPH (A) OF THIS SUBPARAGRAPH (VII)
9 APPLIES ONLY TO SOLAR ELECTRIC TECHNOLOGIES THAT ARE UNDER
10 CONTRACT FOR DEVELOPMENT PRIOR TO AUGUST 1, 2015, AND BEGIN
11 PRODUCING ELECTRICITY PRIOR TO DECEMBER 31, 2016, AND FOR SOLAR
12 ELECTRIC TECHNOLOGIES THAT ARE NOT UNDER CONTRACT FOR
13 DEVELOPMENT PRIOR TO AUGUST 1, 2015, AND BEGIN PRODUCING
14 ELECTRICITY ON OR AFTER DECEMBER 31, 2016, EACH KILOWATT-HOUR
15 OF RENEWABLE ELECTRICITY SHALL BE COUNTED AS ONE KILOWATT-HOUR
16 FOR PURPOSES OF COMPLIANCE WITH THE RENEWABLE ENERGY STANDARD.

17 **SECTION 2. Safety clause.** The general assembly hereby finds,
18 determines, and declares that this act is necessary for the immediate
19 preservation of the public peace, health, and safety.