

Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 14-0613.01 Duane Gall x4335

HOUSE BILL 14-1067

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HOUSE SPONSORSHIP

Conti,

SENATE SPONSORSHIP

Crowder,

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House Committees

Transportation & Energy

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING A REVISION IN THE TARGET DATE TO ACHIEVE THE  
102 RENEWABLE COMPONENT OF THE ENERGY GENERATION  
103 PORTFOLIO OF COOPERATIVE ELECTRIC ASSOCIATIONS UNDER  
104 COLORADO'S RENEWABLE ENERGY STANDARD.

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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 changes the target date to achieve the renewable component of the energy generation portfolio of retail cooperative electric

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.

associations serving 100,000 or more customers, and qualifying wholesale utilities, which date was established in S.B. 13-252, from 2020 to 2025.

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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) (V.5), (8) (b), (8) (g) (II), and (8) (g) (III) 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 (V.5) Notwithstanding any other provision of law, each  
18 cooperative electric association that provides electricity at retail to its  
19 customers and serves one hundred thousand or more meters shall generate  
20 or cause to be generated at least twenty percent of the energy it provides  
21 to its customers from eligible energy resources in the years ~~2020~~ 2025  
22 and thereafter.

23 (8) **Qualifying wholesale utilities - definition - electric resource**  
24 **standard - tradable credits - reports.** (b) **Electric resource standard.**

1 Notwithstanding any other provision of law, each qualifying wholesale  
2 utility shall generate, or cause to be generated, at least twenty percent of  
3 the energy it provides to its Colorado members at wholesale from eligible  
4 energy resources in the year ~~2020~~ 2025 and thereafter. If, and to the  
5 extent that, the purchase of energy generated from eligible energy  
6 resources by a Colorado member from a qualifying wholesale utility  
7 would cause an increase in rates for the Colorado member that exceeds  
8 the retail rate impact limitation in sub-subparagraph (A) of subparagraph  
9 (IV) of paragraph (g) of subsection (1) of this section, the obligation  
10 imposed on the qualifying wholesale utility is reduced by the amount of  
11 such energy necessary to enable the Colorado member to comply with the  
12 rate impact limitation.

13 (g) **Reports.** Each qualifying wholesale utility shall submit an  
14 annual report to the commission no later than June 1, 2014, and June 1 of  
15 each year thereafter. In addition, the qualifying wholesale utility shall post  
16 an electronic copy of each report on its web site and shall provide the  
17 commission with an electronic copy of the report. In each report, the  
18 qualifying wholesale utility shall:

19 (II) In the years before ~~2020~~ 2025, describe whether it is making  
20 sufficient progress toward meeting the standard in ~~2020~~ 2025 or is likely  
21 to meet the ~~2020~~ 2025 standard early. If it is not making sufficient  
22 progress toward meeting the standard in ~~2020~~ 2025, it shall explain why  
23 and shall indicate the steps it intends to take to increase the pace of  
24 progress; and

25 (III) In ~~2020~~ 2025 and thereafter, describe whether it has achieved  
26 compliance with the electric resource standard established in this  
27 subsection (8) and whether it anticipates continuing to do so. If it has not

1 achieved such compliance or does not anticipate continuing to do so, it  
2 shall explain why and shall indicate the steps it intends to take to meet the  
3 standard and by what date.

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