

HOUSE COMMITTEE OF REFERENCE REPORT

\_\_\_\_\_  
Chair of Committee

\_\_\_\_\_  
Date

May 1, 2019

Committee on Finance.

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

SB19-236 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend reengrossed bill, page 4, lines 24 and 25, strike "40-2-132 and  
2 40-2-133" and substitute "40-2-132, 40-2-133, and 40-2-134".

3 Page 9, after line 12 insert:

4           **"40-2-134. Regional transmission investigation.** THE  
5 COMMISSION SHALL OPEN AN INVESTIGATORY PROCEEDING TO EVALUATE  
6 AND CONSIDER THE COSTS AND BENEFITS ASSOCIATED WITH REGIONAL  
7 TRANSMISSION ORGANIZATIONS, ENERGY IMBALANCE MARKETS, JOINT  
8 TARIFFS, AND POWER POOLS."

9 Page 12, line 23, strike "**Utility**" and substitute "**Electric utility**".

10 Page 12, line 26, before "PUBLIC" insert "ELECTRIC".

11 Page 13, line 1, after "CERTIFICATED" insert "ELECTRIC".

12 Page 13, strike lines 8 through 10.

13 Renumber succeeding subsections accordingly.

14 Page 14, line 2, strike "AND HEATING RESOURCES".

15 Page 14, lines 14 and 15, strike "AND HEATING RESOURCES".

1 Page 14, strike lines 17 through 22 and substitute "REQUIRE A UTILITY TO  
2 FILE OR PROPOSE ADDITIONAL BASE CASES. THE UTILITY MAY PROPOSE,  
3 AND THE COMMISSION SHALL CONSIDER, ALTERNATIVE OPTIMIZED  
4 PORTFOLIOS OF RESOURCES IN ADDITION TO THE BASE CASE, UTILIZING  
5 DIFFERENT LEVELS OF COSTS FOR CARBON DIOXIDE."

6 Page 16, line 10, after the period add "NOTWITHSTANDING THE DISCOUNT  
7 RATE USED TO DEVELOP THE SOCIAL COST OF CARBON DIOXIDE VALUE  
8 OVER THE PLANNING PERIOD, THE COMMISSION SHALL CONTINUE TO  
9 DISCOUNT ANY NET PRESENT VALUE ANALYSIS OF ANY OPTIMIZED  
10 RESOURCE PORTFOLIO IN THE ELECTRIC RESOURCE PLANNING PROCESS  
11 USING DISCOUNT RATES THAT THE COMMISSION DEEMS APPROPRIATE."

12 Page 18, after line 22 insert:

13 "SECTION 11. In Colorado Revised Statutes, 40-6-109.5, amend  
14 (1) and (4) as follows:

15 **40-6-109.5. Hearings on applications - time limits for**  
16 **decisions.** (1) Whenever an application of any kind is filed with the  
17 commission and is accompanied by the applicant's supporting testimony  
18 or a detailed summary ~~thereof~~ OF THE SUPPORTING TESTIMONY, together  
19 with exhibits, if any, the commission shall issue its decision on ~~such~~ THE  
20 application no later than one hundred twenty days after the application is  
21 deemed complete as prescribed by rules promulgated by the commission.  
22 If the commission finds that additional time is required, it may, by  
23 separate order, extend the time for decision by an additional period not to  
24 exceed ~~ninety~~ ONE HUNDRED THIRTY days.

25 (4) The commission, in particular cases, under extraordinary  
26 conditions and after notice and a hearing at which the existence of ~~such~~  
27 EXTRAORDINARY conditions is established, may extend the time limits  
28 specified in subsections (1) and (2) of this section for a period not to  
29 exceed an additional ~~ninety~~ ONE HUNDRED THIRTY days.

30 SECTION 12. In Colorado Revised Statutes, 40-6-111, amend  
31 (1)(b) as follows:

32 **40-6-111. Hearing on schedules - suspension - new rates -**  
33 **rejection of tariffs.** (b) Pending the hearing and decision ~~thereon~~ ON THE  
34 HEARING, in the case of a public utility other than a rail carrier, ~~such~~ THE  
35 rate, fare, toll, rental, charge, classification, contract, practice, rule, or  
36 regulation ~~shall~~ MUST not go into effect; but the period of suspension of  
37 ~~such~~ THE rate, fare, toll, rental, charge, classification, contract, practice,  
38 rule, or regulation ~~shall~~ MUST not extend beyond one hundred twenty days

1 beyond the time when ~~such~~ THE rate, fare, toll, rental, charge,  
2 classification, contract, practice, rule, or regulation would otherwise go  
3 into effect unless the commission, in its discretion, and by separate order,  
4 extends the period of suspension for a further period not exceeding ~~ninety~~  
5 ONE HUNDRED THIRTY days."

6 Renumber succeeding sections accordingly.

7 Page 24, after line 1 insert:

8           "(5) THERE IS HEREBY CREATED IN THE STATE TREASURY THE  
9 VEHICLE BOOTING CASH FUND, REFERRED TO IN THIS SECTION AS THE  
10 "FUND", CONSISTING OF ANY FEE REVENUE COLLECTED BY THE  
11 COMMISSION PURSUANT TO THIS PART 8 AND TRANSMITTED TO THE STATE  
12 TREASURER FOR CREDIT INTO THE FUND AND ANY OTHER MONEY THAT THE  
13 GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND. THE  
14 MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE  
15 COMMISSION FOR ITS IMPLEMENTATION OF THIS PART 8. THE STATE  
16 TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE  
17 DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO THE FUND."

\*\* \*\* \*\* \*\* \*\*