

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

February 21, 2023
Date

Committee on Finance.

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

SB23-016 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 4, strike lines 4 through 10.
- 2 Renumber succeeding sections accordingly.
- 3 Page 9, strike lines 4 through 6 and substitute "THAT THE PERMITTING OF
4 A CLASS VI INJECTION WELL:
5 (A) DOES NOT DISPROPORTIONATELY AFFECT THE HEALTH AND
6 WELL-BEING OF DISPROPORTIONATELY IMPACTED COMMUNITIES; AND
7 (B) COMPLIES WITH A LOCAL GOVERNMENT'S SITING OF THE
8 PROPOSED CLASS VI INJECTION WELL LOCATION."
- 9 Page 10, after line 17 insert:
10 "SECTION 7. In Colorado Revised Statutes, 38-30-168, **amend**
11 (1)(b)(II) and (1)(b)(III); and **add** (1)(b)(IV) as follows:
12 **38-30-168. Unreasonable restrictions on renewable energy**
13 **generation devices - definitions.** (1) (b) As used in this section,
14 "renewable energy generation device" means:
15 (II) A wind-electric generator that meets the interconnection
16 standards established in rules promulgated by the public utilities
17 commission pursuant to section 40-2-124; ~~or~~
18 (III) A geothermal energy device; OR
19 (IV) A HEAT PUMP SYSTEM, AS DEFINED IN SECTION 39-26-732
20 (2)(c).
21 **SECTION 8.** In Colorado Revised Statutes, 38-33.3-106.7,
22 **amend** (1)(b)(VI) as follows:
23 **38-33.3-106.7. Unreasonable restrictions on energy efficiency**
24 **measures - definitions.** (1) (b) As used in this section, "energy

1 efficiency measure" means a device or structure that reduces the amount
2 of energy derived from fossil fuels that is consumed by a residence or
3 business located on the real property. "Energy efficiency measure" is
4 further limited to include only the following types of devices or
5 structures:

6 (VI) A heat pump SYSTEM, AS DEFINED IN SECTION 39-26-732
7 (2)(c)."

8 Renumber succeeding sections accordingly.

9 Page 16, after line 7 insert:

10 "SECTION 11. In Colorado Revised Statutes, 40-3.2-108, amend
11 (2)(a)(II) and (2)(p) introductory portion as follows:

12 **40-3.2-108. Clean heat targets - legislative declaration -**
13 **definitions - plans - rules - reports. (2) Definitions.** As used in this
14 section, unless the context otherwise requires:

15 (a) "Biomethane":

16 (II) Includes biomethane recovered from manure management
17 systems or anaerobic digesters, INCLUDING FROM OPERATIONS FOR DAIRY
18 COWS, BEEF CATTLE, POULTRY, SWINE, OR SHEEP, that has been processed
19 to meet pipeline quality.

20 (p) "Recovered methane protocol" means a documented set of
21 procedures and requirements established by the air quality control
22 commission to quantify ongoing greenhouse gas emission reductions or
23 greenhouse gas removal enhancements achieved by a recovered methane
24 project and to calculate the project baseline. IF A RECOVERED METHANE
25 PROTOCOL DOES NOT EXIST FOR A SOURCE OF RECOVERED METHANE
26 IDENTIFIED IN SUBSECTION (2)(n) OF THIS SECTION, THE AIR QUALITY
27 CONTROL COMMISSION SHALL ESTABLISH A RECOVERED METHANE
28 PROTOCOL THAT IS CONSISTENT WITH THE LEGISLATIVE DECLARATION SET
29 FORTH IN SUBSECTION (1) OF THIS SECTION. A recovered methane protocol
30 must:".

31 Renumber succeeding sections accordingly.

32 Page 16, strike line 17 and substitute "FACILITIES, THAT ARE LOCATED
33 PARTLY OR ENTIRELY WITHIN COLORADO AND ARE APPROVED THROUGH
34 A LOCAL GOVERNMENT'S LAND-USE APPLICATION PROCESS, TO".

35 Page 18, line 1, strike "EXPEDITE" and substitute "EXPEDITE, AS
36 PRACTICABLE,".

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