

SB19-236

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Hansen

1 Amend reengrossed bill, page 13, after line 17 insert:

2 "SECTION 8. In Colorado Revised Statutes, **add** article 2.3 to
3 title 40 as follows:

4 **ARTICLE 2.3**

5 **Colorado Transmission Coordination Act**

6 **40-2.3-101. Definitions.** AS USED IN THIS ARTICLE 2.3, UNLESS
7 THE CONTEXT OTHERWISE REQUIRES:

8 (1) "ELECTRIC UTILITY" MEANS A PUBLIC UTILITY AS DEFINED IN
9 SECTION 40-1-103.

10 (2) "ENERGY IMBALANCE MARKET" MEANS A REAL-TIME BULK
11 POWER TRADING MARKET THAT PROVIDES A MEANS FOR PARTICIPATING
12 ELECTRIC UTILITIES TO PURCHASE AND SELL UNSCHEDULED ENERGY
13 ACROSS A GEOGRAPHIC REGION.

14 (3) "JOINT TARIFF" MEANS A TARIFF THAT CONTAINS ONLY JOINT
15 RATES, WHICH ARE RATES THAT APPLY FOR TRANSMISSION SERVICE OVER
16 THE LINES OR ROUTES OF TWO OR MORE TRANSMISSION PROVIDERS, MADE
17 BY AN AGREEMENT BETWEEN THE TRANSMISSION PROVIDERS.

18 (4) "POWER POOL" MEANS A SYSTEM OF TRADING WHOLESALE
19 ELECTRICITY THAT DETERMINES WHICH GENERATING SETS OR PLANTS ARE
20 CALLED TO MEET DEMAND FOR POWER AT ANY PARTICULAR TIME AND SETS
21 THE PRICE OF POWER FOR THAT PERIOD.

22 (5) "REGIONAL TRANSMISSION ORGANIZATION" MEANS AN
23 INDEPENDENT ELECTRIC TRANSMISSION OPERATOR THAT PROVIDES
24 WHOLESALE TRANSMISSION SERVICES TO MORE THAN ONE PROVIDER OF
25 ELECTRIC SERVICE WITHIN A GEOGRAPHIC REGION BY POOLING TOGETHER
26 A NUMBER OF TRANSMISSION ASSETS INTO A SINGLE ELECTRICITY
27 TRANSMISSION MARKET FROM WHICH PARTICIPATING ELECTRIC UTILITIES
28 MAY PURCHASE WHOLESALE TRANSMISSION SERVICES.

29 **40-2.3-102. Commission proceeding - evaluate participation**
30 **in energy imbalance market, regional transmission organization,**
31 **power pool, or joint tariff.** (1) ON OR BEFORE JANUARY 1, 2020, THE
32 COMMISSION SHALL OPEN A PROCEEDING TO INVESTIGATE THE POTENTIAL
33 COSTS AND BENEFITS TO ELECTRIC UTILITIES, OTHER GENERATORS, AND
34 COLORADO ELECTRIC UTILITY CUSTOMERS THAT WOULD ARISE FROM
35 ELECTRIC UTILITIES PARTICIPATING IN ANY ENERGY IMBALANCE MARKETS,
36 REGIONAL TRANSMISSION ORGANIZATIONS, POWER POOLS, OR JOINT
37 TARIFFS. THE PROCEEDING MUST INCLUDE AN INVESTIGATION OF THE
38 POTENTIAL ADVANTAGES AND DISADVANTAGES OF THESE OPTIONS,
39 INCLUDING THE EFFECT ON:

40 (a) BOTH PARTICIPATING AND NONPARTICIPATING RETAIL AND

1 WHOLESALE COLORADO ELECTRIC SERVICE PROVIDERS;
2 (b) WHOLESALE ELECTRIC ENERGY RATES;
3 (c) TRANSMISSION RATES;
4 (d) RETAIL ELECTRIC ENERGY RATES FOR BOTH PARTICIPATING
5 AND NONPARTICIPATING COLORADO RETAIL ELECTRIC SERVICE
6 PROVIDERS;
7 (e) COMMITMENT AND DISPATCH OF GENERATION AND REAL-TIME
8 DISPATCH OPTIMIZATION OF ENERGY AND ANCILLARY SERVICES;
9 (f) RESERVE MARGIN REQUIREMENTS;
10 (g) SHORT-TERM AND LONG-TERM OPERATIONAL COSTS;
11 (h) REGIONAL INFRASTRUCTURE INVESTMENT IN RESPONSE TO
12 GROWTH IN DEMAND FOR ELECTRIC ENERGY OR CHANGES IN ENERGY
13 PRODUCTION;
14 (i) OPERATING RESERVE PROCUREMENT; AND
15 (j) RENEWABLE ENERGY RESOURCE INTERCONNECTION AND
16 INTEGRATION.
17 (2) ON OR BEFORE JULY 1, 2021, THE COMMISSION SHALL HOLD A
18 HEARING FOR PUBLIC COMMENT TO CONSIDER THE INFORMATION RECEIVED
19 DURING THE COMMISSION'S INVESTIGATION AND DELIBERATE ON WHETHER
20 ELECTRIC UTILITIES SHOULD PARTICIPATE IN AN ENERGY IMBALANCE
21 MARKET, REGIONAL TRANSMISSION ORGANIZATION, POWER POOL, OR JOINT
22 TARIFF.
23 (3) ON OR BEFORE DECEMBER 1, 2021, THE COMMISSION SHALL
24 ISSUE A DECISION DETERMINING WHETHER ELECTRIC UTILITIES
25 PARTICIPATING IN AN ENERGY IMBALANCE MARKET, REGIONAL
26 TRANSMISSION ORGANIZATION, POWER POOL, OR JOINT TARIFF IS IN THE
27 PUBLIC INTEREST.
28 (4) IF THE COMMISSION DETERMINES THAT ELECTRIC UTILITY
29 PARTICIPATION IN AN ENERGY IMBALANCE MARKET, REGIONAL
30 TRANSMISSION ORGANIZATION, POWER POOL, OR JOINT TARIFF IS IN THE
31 PUBLIC INTEREST, THE COMMISSION, ON OR BEFORE JULY 1, 2022, SHALL
32 DIRECT ELECTRIC UTILITIES TO TAKE APPROPRIATE ACTIONS AND CONDUCT
33 SUCH PROCEEDINGS AS THE COMMISSION DEEMS APPROPRIATE TO PURSUE
34 PARTICIPATION IN AN ENERGY IMBALANCE MARKET, REGIONAL
35 TRANSMISSION ORGANIZATION, POWER POOL, OR JOINT TARIFF.
36 **40-2.3-103. Repeal of article.** THIS ARTICLE 2.3 IS REPEALED,
37 EFFECTIVE SEPTEMBER 1, 2022."

38 Renumber succeeding sections accordingly.

** *** ** *** **