Amend the Energy and Environment Committee Report, dated May 6, 2021, page 1, strike line 1 and substitute:

"Amend printed bill, page 3, line 6, strike the first "declaration." and substitute "declaration - repeal.".

Page 7 of the bill, line 16, strike "AND".

Page 1 of the report, after line 8 insert:

"Page 16 of the bill, line 12, strike "(10)" and substitute "(11)".

Page 2 of the report, after line 1 insert:

"Page 19 of the bill, line 12, strike "(10)" and substitute "(11)".

Page 2 of the report, strike lines 9 through 34.

Page 3 of the report, strike lines 1 through 28 and substitute:

"(10) Task force recommendations for implementation - repeal. (a) (I) No later than October 1, 2021, the Director of the Office shall appoint and convene a task force to develop and provide recommendations to the Commission, the General Assembly, and the Governor on modifications to the performance standards for covered buildings set forth in subsection (8) of this section. Any recommendations must be approved by at least two-thirds of the members appointed to the task force.

   (II) The task force may develop recommendations regarding the rules that the Commission may promulgate:

   (A) Pursuant to subsection (11)(a) of this section, for modifications to the performance standards for performance year 2026 if the performance standards would achieve a reduction in carbon dioxide emissions from the performance standards set forth in subsection (8) of this section;

   (B) Pursuant to subsection (11)(b) of this section, for performance standards for performance year 2031 and beyond if the recommendations would align with the greenhouse-gas-emission-reduction targets set forth in section 25-7-102 (2)(g)."
(III) Additionally, the Task Force may consider making recommendations related to:

(A) Workforce availability and development related to building energy performance;

(B) Financial and nonfinancial costs and benefits of upgraded building energy performance;

(C) Availability of programs, technical assistance, and incentives to support building owners, utilities, and local governments; and

(D) Opportunities to improve commercial building energy use in Colorado.

(IV) In developing its recommendations, the Task Force may consider:

(A) Benchmarking data reported pursuant to subsection (3) of this section;

(B) Benchmarking data from communities that are currently conducting commercial building benchmarking;

(C) Any other publicly available building benchmarking data through which benchmarking is reported to a building benchmarking program in Colorado; and

(D) Any other information that the office determines is available regarding energy use in commercial buildings in Colorado.

(b) (I) If at least two-thirds of the members appointed to the Task Force agree on recommendations pursuant to subsection (10)(a)(II)(A) of this section, and the Director of the Office in consultation with the Commission determines that the recommendations meet the carbon dioxide reduction requirement set forth in subsection (10)(a)(II)(A) of this section, the Division shall, on or before July 1, 2023, request that the Commission, pursuant to subsection (11)(a) of this section, publish a notice of proposed rule-making to adopt rules to implement the Task Force's recommendations.

(II) If two-thirds of the members of the Task Force cannot agree on recommendations or if the Director of the Office in consultation with the Commission determines that the Task Force's recommendations would not meet the carbon dioxide reduction requirement set forth in subsection (10)(a)(II)(A) of this section, the performance standards set forth in subsection (8) of this section continue in effect until the Commission, pursuant to subsection (11)(b) of this section, adopts any rules modifying the performance standards.

(c) On or before October 1, 2022, the Task Force shall
DELIVER TO THE DIRECTOR OF THE OFFICE ANY INTERIM
RECOMMENDATIONS DEVELOPED. ON OR BEFORE JANUARY 1, 2023, THE
TASK FORCE SHALL DELIVER TO THE DIRECTOR OF THE OFFICE ANY FINAL
RECOMMENDATIONS DEVELOPED. THE DIRECTOR OF THE OFFICE SHALL
SEND COPIES OF THE TASK FORCE’S FINAL RECOMMENDATIONS TO THE
COMMISSION, THE GENERAL ASSEMBLY, AND THE GOVERNOR.

(d) THE TASK FORCE CONSISTS OF THE FOLLOWING MEMBERS:
(I) THE DIRECTOR OF THE OFFICE OR THE DIRECTOR’S DESIGNEE;
(II) THE DIRECTOR OF THE DIVISION OR THE DIRECTOR’S DESIGNEE;
(III) TWO MEMBERS WHO ARE OWNERS OF COVERED BUILDINGS OR
WHO REPRESENT OWNERS OF COVERED BUILDINGS, WITH ONE
REPRESENTING OWNERS OF COMMERCIAL BUILDINGS AND ONE
REPRESENTING OWNERS OF MULTIFAMILY RESIDENTIAL BUILDINGS;
(IV) TWO MEMBERS WHO HAVE DIRECT EXPERIENCE IN, OR ARE
MEMBERS OF ORGANIZATIONS REPRESENTING WORKERS IN, MECHANICAL,
PLUMBING, OR ELECTRICAL WORK;
(V) ONE MEMBER REPRESENTING ARCHITECTS, BUILDING SYSTEM
ENGINEERS, OR OTHER DESIGN PROFESSIONALS;
(VI) ONE MEMBER REPRESENTING DEVELOPERS, CONSTRUCTION
ORGANIZATIONS, OR BUILDING CONTRACTORS;
(VII) ONE MEMBER REPRESENTING AN ELECTRIC UTILITY, A GAS
UTILITY, OR A COMBINED ELECTRIC AND GAS UTILITY;
(VIII) TWO MEMBERS OF ENVIRONMENTAL CONSERVATION OR
ENVIRONMENTAL JUSTICE GROUPS WITH EXPERIENCE IN ENERGY
EFFICIENCY OR THE BUILT ENVIRONMENT;
(IX) ONE MEMBER FROM A LOCAL GOVERNMENT THAT HAS
ENACTED OR ADOPTED A BENCHMARKING OR BUILDING ENERGY
PERFORMANCE ORDINANCE OR RESOLUTION;
(X) ONE MEMBER FROM A LOCAL GOVERNMENT THAT HAS NOT
ENACTED OR ADOPTED A BENCHMARKING OR BUILDING ENERGY
PERFORMANCE ORDINANCE OR RESOLUTION; AND
(XI) TWO MEMBERS WITH RELEVANT BUILDING PERFORMANCE
EXPERTISE, AS DETERMINED BY THE DIRECTOR OF THE OFFICE.

(e) THIS SUBSECTION (10) IS REPEALED, EFFECTIVE JULY 1, 2025.

(11) Performance standard rules. (a) ON OR BEFORE JANUARY
1, 2024, IF THE DIVISION, PURSUANT TO SUBSECTION (10)(b) OF THIS
SECTION, REQUESTS THAT THE COMMISSION PUBLISH A NOTICE OF
PROPOSED RULE-MAKING TO ADOPT RULES TO IMPLEMENT
RECOMMENDATIONS OF THE TASK FORCE, THE COMMISSION MAY ENGAGE
IN SUCH A RULE-MAKING PROCEEDING TO MODIFY THE PERFORMANCE
STANDARDS FOR PERFORMANCE YEAR 2026.

(b) ON OR AFTER DECEMBER".".
Page 3 of the report, after line 29 insert:

"Page 21 of the bill, line 16, strike "SECTION" and substitute "SECTION, OR ANY MODIFIED PERFORMANCE STANDARDS SET FORTH IN RULES THAT THE COMMISSION PROMULGATES PURSUANT TO SUBSECTION (11)(a) OF THIS SECTION,".".

Page 3 of the report, after line 31 insert:

"Page 22 of the bill, line 1, strike "(10)" and substitute "(11)".

Page 22 of the bill, line 19, strike "(10)." and substitute "(11).".

Page 22 of the bill, line 27, strike "(11)" and substitute "(12)".".

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