

SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Fenberg

- 1 Amend printed bill, page 4, line 22, after "annual" insert "on-site".
- 2 Page 5, line 7, strike "as well as" and substitute "and retail distributed
3 generation facilities, to allow for off-site generation, and".
- 4 Page 6, line 14, strike "(1)" and substitute "(1) introductory portion,
5 (1)(a), and (3)".
- 6 Page 7, strike lines 8 through 27.
- 7 Page 8, strike line 1 and substitute:
- 8 "(3) (a) The commission shall adopt such rules as it deems
9 necessary to implement this section.
- 10 (b) COMMENCING ON THE EFFECTIVE DATE OF THIS SUBSECTION
11 (3)(b), THE COMMISSION SHALL INVITE AND EVALUATE PROPOSALS FOR
12 NEW OR AMENDED RULES THAT WOULD ENABLE RESIDENTS IN
13 MULTI-FAMILY BUILDINGS AND TENANTS IN MULTI-TENANT BUILDINGS TO
14 SHARE IN AN ON-SITE SOLAR INSTALLATION. IN ITS EVALUATION, THE
15 COMMISSION SHALL CONSIDER COLORADO'S GREENHOUSE GAS
16 EMISSION-REDUCTION GOALS AND THE NEED TO ELECTRIFY BUILDINGS TO
17 MEET THOSE GOALS. THE COMMISSION SHALL ALSO CONSIDER RULES THAT
18 WOULD HELP AVOID THE SPLIT INCENTIVE BETWEEN LANDLORDS AND
19 THEIR TENANTS WITH REGARD TO ENERGY USAGE AND THE ALLOCATION
20 OF THE ATTENDANT COSTS, BENEFITS, AND INCENTIVES. THE COMMISSION
21 SHALL COMPLETE ITS RULE-MAKING ON OR BEFORE DECEMBER 31, 2022."
- 22 Page 9, strike lines 19 through 26 and substitute "meter. In addition, retail
23 distributed generation shall provide electric energy primarily to serve the
24 customer's load LOADS and shall be sized to supply no more than ~~one~~TWO
25 hundred ~~twenty~~ percent of the REASONABLY EXPECTED average annual
26 TOTAL consumption of electricity ~~by the customer at that site. For~~
27 ~~purposes of this subparagraph (VIII), the customer's "site" includes all~~
28 ~~contiguous property owned or leased by the customer without regard to~~
29 ~~interruptions in contiguity caused by easements, public thoroughfares,~~
30 ~~transportation rights-of-way, or utility rights-of-way~~ AT ALL PROPERTIES
31 OWNED OR LEASED BY THE CUSTOMER WITHIN THE UTILITY'S SERVICE
32 TERRITORY."
- 33 Page 10, line 10, after "BASED" insert "SOLELY".

1 Page 10, line 27, strike "NINETY" and substitute "ONE HUNDRED EIGHTY".

2 Page 12, after line 27 add:

3 "(C) FOR RETAIL DISTRIBUTED GENERATION THAT IS USED TO MEET
4 LOADS OF A NONCONTIGUOUS PROPERTY OWNED OR LEASED BY THE
5 CUSTOMER, A QUALIFYING RETAIL UTILITY'S NET METERING PROGRAM
6 MUST PROVIDE THE CUSTOMER A NET METERING CREDIT MINUS A
7 REASONABLE CHARGE, AS DETERMINED BY THE COMMISSION, TO COVER
8 THE UTILITY'S COSTS OF DELIVERING TO THE CUSTOMER'S PREMISES THE
9 ELECTRICITY GENERATED BY THE RETAIL DISTRIBUTED GENERATION AND
10 OF ADMINISTERING THE OFF-SITE NET METERING CREDITS. THE
11 REASONABLE CHARGE SHALL BE FIXED FOR THE TERM OF THE
12 INTERCONNECTION AGREEMENT PERTAINING TO THE RETAIL DISTRIBUTED
13 GENERATION FACILITIES AND SHALL BE DETERMINED BY A UTILITY TARIFF
14 FILING, WHICH MAY BE UPDATED ONCE ANNUALLY. IF, AND TO THE EXTENT
15 THAT, A CUSTOMER'S NET METERING CREDIT EXCEEDS THE CUSTOMER'S
16 ELECTRIC BILL IN ANY BILLING PERIOD, THE NET METERING CREDIT SHALL
17 BE CARRIED FORWARD AND APPLIED AGAINST FUTURE BILLS.

18 (D) THE COMMISSION MAY PERMIT A QUALIFYING RETAIL UTILITY
19 TO LIMIT THE TOTAL AMOUNT CARRIED FORWARD ON BEHALF OF A
20 CUSTOMER PURSUANT TO SUBSECTION (1)(e)(I)(B) OF THIS SECTION SO
21 LONG AS THE LIMIT IS NOT LESS THAN ONE HUNDRED PERCENT OF THE
22 CUSTOMER'S REASONABLY EXPECTED AVERAGE ANNUAL CONSUMPTION.
23 ANY EXCESS ELECTRICITY ABOVE THE LIMIT SHALL BE REIMBURSED AT
24 THE QUALIFYING RETAIL UTILITY'S AVERAGE HOURLY INCREMENTAL COST
25 OF ELECTRICITY SUPPLY OVER THE IMMEDIATELY PRECEDING
26 TWELVE-MONTH PERIOD."

27 Page 13, line 7, strike "the A" and substitute "the".

28 Page 15, line 16, after "DEVELOP" insert "OPTIONAL".

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