

SB21-264

SENATE FLOOR AMENDMENT

Third Reading

BY SENATOR Hansen

1 Amend engrossed bill, page 17, line 24, strike "(1)(e)(XI)" and substitute
2 "(1)(e)(X.7)".

3 Page 19, after line 22 insert:

4 "(IV) NOTWITHSTANDING SUBSECTION (6)(a)(I) OF THIS SECTION,
5 THE COMMISSION SHALL NOT REQUIRE A UTILITY WITH FEWER THAN TWO
6 HUNDRED FIFTY THOUSAND METERS TO SPEND MORE THAN AN AMOUNT
7 EQUAL TO TWO PERCENT OF THE UTILITY'S TOTAL ANNUAL REVENUES
8 FROM FULL-SERVICE CUSTOMERS TO COMPLY WITH THE 2025 EMISSION
9 REDUCTIONS REQUIREMENTS OF SUBSECTION (3)(b)(II) OF THIS SECTION,
10 NET OF COSTS ASSOCIATED WITH A COMMISSION-APPROVED DEMAND-SIDE
11 MANAGEMENT PLAN, AVOIDED FUEL COSTS, AND AVOIDED CAPITAL
12 INFRASTRUCTURE COSTS. NOTWITHSTANDING SUBSECTION (6)(d)(III) OF
13 THIS SECTION, A UTILITY SUBJECT TO THIS SUBSECTION (6)(d)(IV) MAY
14 VOLUNTARILY REQUEST TO SPEND A HIGHER AMOUNT TO COMPLY WITH
15 THE 2025 CLEANHEAT TARGETS, AND THE COMMISSION MAY APPROVE THE
16 REQUESTED AMOUNT IF THE COMMISSION FINDS THAT THE SPENDING
17 COMES AT A REASONABLE COST AND RATE IMPACT AND IS IN THE PUBLIC
18 INTEREST."

19 Page 24, line 9, strike "(1)(e)(X.4) and (1)(e)(X.7)" and substitute
20 "(1)(e)(X.4), (1)(e)(X.7), and (1)(e)(X.8)".

21 Page 25, lines 5 and 6, strike "PLAN AND CONSISTENT WITH THE CLEAN
22 HEAT TARGETS," and substitute "PLAN,".

23 Page 25, line 7, after "REGARDING" insert "THE EMISSION REDUCTIONS
24 UNDER ANY APPROVED CLEAN HEAT PLAN, THE CLEAN HEAT TARGETS,
25 AND".

26 Page 25, after line 12 insert:

27 "(X.8) (A) THE DEFINITIONS IN SECTION 40-3.2-107 (2) APPLY TO
28 THIS SUBSECTION (1)(e)(X.8) AND SUBSECTION (1)(e)(X.7) OF THIS
29 SECTION.

30 (B) A MUNICIPAL GAS DISTRIBUTION UTILITY SHALL IMPLEMENT A
31 CLEAN HEAT PLAN PROGRAM. THE PURPOSE OF A CLEAN HEAT PLAN IS TO
32 REDUCE CARBON DIOXIDE AND METHANE EMISSIONS TO MEET THE STATE'S
33 GREENHOUSE GAS POLLUTION REDUCTION GOALS IN SECTION 25-7-102
34 (2)(g). THE CLEAN HEAT PLAN MUST INCLUDE A PROJECTION OF THE

1 UTILITY'S GREENHOUSE GAS EMISSIONS THROUGH 2050.
2 (C) A MUNICIPAL GAS DISTRIBUTION UTILITY SHALL SUBMIT ITS
3 CLEAN HEAT PLAN TO THE DIVISION NO LATER THAN AUGUST 1, 2023, FOR
4 THE DIVISION TO VERIFY THAT THE PLAN DEMONSTRATES THAT, BY 2025,
5 THE UTILITY WILL ACHIEVE AT LEAST A FOUR PERCENT TOTAL REDUCTION
6 IN GREENHOUSE GAS EMISSIONS CAUSED BY THE UTILITY'S RETAIL GAS
7 SALES BELOW 2015 LEVELS, OF WHICH NOT MORE THAN ONE PERCENT CAN
8 COME FROM RECOVERED METHANE. THE UTILITY MAY PROPOSE A COST
9 CAP OF TWO PERCENT OF TOTAL ANNUAL REVENUE FROM FULL-SERVICE
10 GAS CUSTOMERS IN ACHIEVING THE 2025 TARGET. THE PLAN SUBMITTED
11 TO THE DIVISION MUST ALSO SHOW THAT, BY 2030, THE UTILITY WILL
12 ACHIEVE AT LEAST A TWENTY-TWO PERCENT REDUCTION IN GREENHOUSE
13 GAS EMISSIONS CAUSED BY THE UTILITY'S RETAIL GAS SALES BELOW 2015
14 LEVELS BY 2030, OF WHICH NOT MORE THAN FIVE PERCENT CAN BE FROM
15 RECOVERED METHANE. THE UTILITY MAY PROPOSE A COST CAP OF TWO
16 AND ONE-HALF PERCENT OF TOTAL ANNUAL REVENUE FROM FULL-SERVICE
17 GAS CUSTOMERS IN ACHIEVING THE 2030 TARGET. IF THE DIVISION'S
18 CALCULATIONS SHOW THAT A CLEAN HEAT PLAN SUBMITTED BY A
19 MUNICIPAL GAS DISTRIBUTION UTILITY DOES NOT ACHIEVE THE RELEVANT
20 CLEAN HEAT TARGETS, THE UTILITY SHALL REVISE ITS PLAN TO STRIVE TO
21 MAXIMIZE EMISSION REDUCTIONS WITHOUT EXCEEDING THE COST CAP.
22 (D) THE UTILITY SHALL PROVIDE TO THE DIVISION AN ANNUAL
23 REPORT OF CARBON DIOXIDE EMISSIONS ASSOCIATED WITH CUSTOMER
24 END-USES AND, SEPARATELY, METHANE EMISSIONS ASSOCIATED WITH THE
25 UTILITY'S DISTRIBUTION SYSTEM."

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