

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Transportation & Energy.

SB21-272 be amended as follows:

1 Amend printed bill, page 12, after line 15 insert:

2 "SECTION 11. In Colorado Revised Statutes, 40-41-103, **amend**  
3 (2)(a) and (2)(b); and **add** (2)(d) as follows:

4 **40-41-103. Financing orders - application requirements.**

5 (2) (a) An investor-owned or other regulated electric utility may file an  
6 application for approval to issue CO-EI bonds in one or more series,  
7 impose, charge, and collect CO-EI charges, and create CO-EI property  
8 related to:

9 (I) The retirement of an electric generating facility in Colorado  
10 that has previously been approved by the commission; OR

11 (II) OTHER PROGRAMS OR PROJECTS AS APPROVED BY THE  
12 COMMISSION, INCLUDING PROGRAMS OR PROJECTS TO MITIGATE THE  
13 EFFECTS OF EXTREME WEATHER, WILDFIRES, CLIMATE CHANGE, OR OTHER  
14 HAZARDS.

15 (b) An electric utility that is not regulated may file an application  
16 for approval to issue CO-EI bonds in one or more series, impose, charge,  
17 and collect CO-EI charges, and create CO-EI property related to:

18 (I) The retirement of an electric generating facility in Colorado;  
19 OR

20 (II) OTHER PROGRAMS OR PROJECTS AS APPROVED BY THE  
21 COMMISSION, INCLUDING PROGRAMS OR PROJECTS TO MITIGATE THE  
22 EFFECTS OF EXTREME WEATHER, WILDFIRES, CLIMATE CHANGE, OR OTHER  
23 HAZARDS.

24 (d) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE  
25 COMMISSION SHALL NOT APPROVE THE ISSUANCE OF, NOR SHALL AN  
26 ELECTRIC UTILITY ISSUE, CO-EI BONDS TO FINANCE THE PAYMENT OF  
27 DAMAGES FOR A WILDFIRE OR OTHER LIABILITY OF THE ELECTRIC  
28 UTILITY."

29 Renumber succeeding section accordingly.

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