

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Energy & Environment.

HB23-1210 be amended as follows:

- 1 Amend printed bill page 2, line 2, after "24-38.5-116," insert "**amend**
- 2 (3)(b)(III); and".
- 3 Page 1, after line 8 insert:
- 4 "(III) Develop criteria for awarding money under the grant
- 5 program, which criteria must include CONSIDERING STATEWIDE CARBON
- 6 MANAGEMENT PRIORITIES AS DETERMINED IN THE CARBON MANAGEMENT
- 7 ROADMAP CREATED IN SECTION 24-38.5-119 AND giving priority for
- 8 voluntary projects located in:".
- 9 Page 3, line 4, strike "COMBINATION".
- 10 Page 3, line 11, after "CARBON" insert "SEQUESTRATION OR".
- 11 Page 4, line 6, after "ORGANIZATIONS" insert "THAT DO NOT HAVE A
- 12 CLEAR CONFLICT OF INTEREST, HAVE NOT ACTIVELY LOBBIED FOR OR
- 13 AGAINST CARBON MANAGEMENT IN THE LAST FIVE YEARS, AND" and strike
- 14 "ALL OF".
- 15 Page 4, line 20, strike "AND".
- 16 Page 4, line 23, strike "APPLICATIONS." and substitute "APPLICATIONS;
- 17 AND".
- 18 Page 4, after line 23 insert:
- 19 "(III) EXPERTISE IN CARBON AND GREENHOUSE GAS EMISSIONS
- 20 ACCOUNTING AND VERIFICATION.".
- 21 Page 5, line 1, strike "DEVELOPMENT," and substitute "DEVELOPMENT AND
- 22 THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT,".
- 23 Page 5, line 5, strike "OFFICE AND" and substitute "OFFICE,".
- 24 Page 5, line 6, strike "DEVELOPMENT." and substitute "DEVELOPMENT,
- 25 AND THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT." and after
- 26 "SHALL" insert "HOLD AT LEAST ONE PUBLIC HEARING TO".
- 27 Page 5, line 7, strike "ROADMAP." and substitute "ROADMAP AND INVITE
- 28 COMMENT ON THE ROADMAP'S ENVIRONMENTAL HEALTH IMPACTS,

- 1 INCLUDING LIFE CYCLE EMISSIONS ANALYSES OF CARBON MANAGEMENT
2 PROJECTS IDENTIFIED BY THE ROADMAP AND EFFECTS ON
3 DISPROPORTIONATELY IMPACTED COMMUNITIES.".
- 4 Page 5, strike lines 19 and 20 and substitute:
- 5 "(3) THE ROADMAP MUST IDENTIFY:".
- 6 Page 5, line 25, strike "QUALIFIED ORGANIZATION" and substitute
7 "ROADMAP".
- 8 Page 6, line 6, strike "AND".
- 9 Page 6, line 7, after "WORKFORCE;" insert "AND
10 (IX) ELECTRICITY GENERATION;".
- 11 Page 6, line 10, strike "STORAGE;" and substitute "STORAGE, AS
12 MEASURED BY METRICS PROPOSED IN THE ROADMAP;".
- 13 Page 6, line 13, strike "MINIMIZE" and substitute "REDUCE".
- 14 Page 6, strike lines 26 and 27.
- 15 Page 7, strike line 1 and substitute "IN CARBON MANAGEMENT BY
16 APPLYING GAP FUNDING OR OTHER SUPPORT FOR CARBON MANAGEMENT
17 PROJECTS INVOLVING PRIVATE SECTOR PROVIDERS AND BUYERS, BY
18 IDENTIFYING RELEVANT PUBLIC, PRIVATE, AND NONPROFIT PROJECT
19 FUNDING SOURCES, AND BY PRIORITIZING FUNDING FOR PROJECTS THAT
20 ARE INELIGIBLE FOR FUNDING UNDER THE INDUSTRIAL AND
21 MANUFACTURING OPERATIONS CLEAN AIR GRANT PROGRAM CREATED IN
22 SECTION 24-38.5-116 (3)(a);
23 (E) REDUCE RISKS TO HEALTH, OPPORTUNITY, AND QUALITY OF
24 LIFE, INCLUDING A FOCUS ON REDUCING RISK IN DISPROPORTIONATELY
25 IMPACTED COMMUNITIES; AND".
- 26 Reletter succeeding sub-subparagraph accordingly.
- 27 Page 7, strike lines 3 through 6.
- 28 Page 7, after line 6 insert:
- 29 "(II) THE ROADMAP MUST RECOMMEND THE STATE AGENCY BEST
30 POSITIONED TO CARRY OUT CARBON MANAGEMENT POLICIES, INCLUDING

1 CARBON ACCOUNTING;".

2 Page 7, strike line 7 and substitute:

3 "(d) THE STATE AGENCY BEST POSITIONED TO CARRY OUT A
4 POTENTIAL POLICY REGIME OF CARBON MANAGEMENT, INCLUDING CARBON
5 ACCOUNTING;

6 (e) RECOMMENDATIONS ON POTENTIAL PUBLIC INTEREST POLICIES
7 INCLUDING:".

8 Reletter succeeding subparagraphs accordingly.

9 Page 7, line 20, before "DISPROPORTIONATELY" insert "COMMUNITIES,
10 INCLUDING" and strike "COMMUNITIES" and substitute "COMMUNITIES,".

11 Page 7, line 26, strike "AND".

12 Page 7, after line 26 insert:

13 "(C) CARBON MANAGEMENT FUNDING IS NOT USED TO SUPPORT
14 FOSSIL FUEL PROJECTS WITHOUT VERIFIED EMISSIONS AND POLLUTION
15 REDUCTION POTENTIAL, FOSSIL FUEL PROJECTS WHICH ALLOW FOR
16 INCREASED LIFETIME EMISSIONS, OR FOSSIL FUEL PROJECTS THAT INCREASE
17 THE LIFETIME NEGATIVE ENVIRONMENTAL IMPACT OF A GIVEN FACILITY;
18 AND".

19 Reletter succeeding sub-subparagraph accordingly.

20 Page 8, line 1, strike "LABOR," and substitute "LABOR ORGANIZATIONS,"
21 and after "GROUPS," insert "PUBLIC HEALTH AGENCIES,".

22 Page 8, line 3, strike "CRITERIA" and substitute "POTENTIAL CRITERIA".

23 Page 8, line 8, after "RECLAIMED MINING," insert "ENERGY,".

24 Page 8, strike lines 9 and 10.

25 Reletter succeeding sub-subparagraphs accordingly.

26 Page 8, strike lines 16 through 24 and substitute:

27 "(II) ASSESSING THE VERIFIABLE COUNTERFACTUAL REDUCTION IN
28 ATMOSPHERIC CARBON OVER A PROJECT'S LIFE CYCLE AND PRIORITIZING

- 1 PROJECTS THAT ARE PROJECTED TO HAVE THE GREATEST AND MOST
2 DURABLE IMPACT, EITHER THROUGH THE REDUCTION OF GREENHOUSE GAS
3 EMISSIONS TO MEET THE STATE'S GREENHOUSE GAS EMISSION REDUCTION
4 GOALS, ATMOSPHERIC REMOVAL, OR RELIABLE CARBON STORAGE; AND".
- 5 Page 9, line 9, after "CAPTURED," insert "EMITTED,".
- 6 Page 9, line 11, strike "AND".
- 7 Page 9, after line 13 insert:
- 8 "(III) PROVIDING INPUT ON CARBON MANAGEMENT FOR THE
9 GREENHOUSE GAS POLLUTION REDUCTION ROADMAP; AND".
- 10 Page 9, line 21, after "INFRASTRUCTURE," insert "PROJECTED ENERGY
11 NEEDS,".
- 12 Page 9, line 27, after "GOVERNMENTS." add "THE OFFICE SHALL WORK
13 WITH OTHER STATE AGENCIES AS APPROPRIATE IN ORDER TO ENSURE THAT
14 THE ROADMAP FUNCTIONS IN CONCERT WITH OTHER STATE TARGETS,
15 TEAMS, AND DOCUMENTS, INCLUDING THE GREENHOUSE GAS POLLUTION
16 REDUCTION ROADMAP, GREENHOUSE GAS ACCOUNTING MEASURES, AND
17 THE COLORADO CARBON CAPTURE AND GEOLOGICAL SEQUESTRATION
18 TASK FORCE REPORT.".
- 19 Page 10, line 3, strike "STAKEHOLDER".
- 20 Page 10, line 11, after "TRIBAL" insert "AND LOCAL".
- 21 Page 10, line 12, strike "LEADERS." and substitute "LEADERS, INCLUDING
22 COMMUNITY LEADERS FROM DISPROPORTIONATELY IMPACTED
23 COMMUNITIES.".
- 24 Page 10, strike line 23.
- 25 Page 10, line 25, strike "DESIGNEE." and substitute "DESIGNEE; AND
26 (IX) THE AIR POLLUTION AND CONTROL DIVISION.".
- 27 Page 11, after line 8 insert:
- 28 "(8) THIS SECTION AND THE ROADMAP CREATED PURSUANT TO THIS
29 SECTION DO NOT PREVENT PUBLIC AND PRIVATE ACTORS FROM ADVANCING
30 THEIR OWN PROJECTS UNDER EXISTING RULES AND REGULATIONS.".

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