

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 1, 2016
Date

Committee on Appropriations.

After consideration on the merits, the Committee recommends the following:

SB16-061 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend the Agriculture, Natural Resources, & Energy Committee Report,
2 dated March 10, 2016, page 2, after line 23 insert:

3 "Page 11 of the bill, strike line 27.

4 Page 12 of the bill, strike line 1 and substitute:

5 **"SECTION 10. Appropriation.** (1) For the 2016-17 state fiscal
6 year, \$164,310 is appropriated to the department of regulatory agencies
7 for use by the public utilities commission. This appropriation is from the
8 ratepayer protection fund created in section 24-38.5-110 (1), C.R.S., and
9 is based on an assumption that the public utilities commission will require
10 an additional 2.0 FTE. To implement this act, the public utilities
11 commission may use this appropriation for personal services.

12 (2)The money appropriated in subsection (1) of this section
13 becomes available if:

14 (a) The stay issued in the case of *Chamber of Commerce v. EPA*
15 is lifted by June 30, 2016;

16 (b) The case of *Chamber of Commerce v. EPA* is decided in favor
17 of the federal environmental protection agency and allows for the
18 implementation of the federal clean power plan; and

19 (c) The attorney general notifies, in writing, the state treasurer that
20 a final judgment has been entered and the applicable period to file a writ

1 of certiorari, if any, has expired in the case of *Chamber of Commerce v.*
2 *EPA* regarding the federal emissions regulations.

3 **SECTION 11. Effective date - applicability.** This act takes effect
4 upon passage and applies to conduct occurring on or after said date."

5 Renumber succeeding sections accordingly.

6 Page 1, line 105, strike "UNITS." and substitute "UNITS, AND, IN
7 CONNECTION THEREWITH, MAKING AN APPROPRIATION."."

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