

SENATE COMMITTEE OF REFERENCE REPORT

\_\_\_\_\_  
Chairman of Committee

April 20, 2017  
Date

Committee on Agriculture, Natural Resources, & Energy.

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

SB17-271 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar:

1 Amend printed bill, strike everything below the enacting clause and  
2 substitute:

3           **SECTION 1.** In Colorado Revised Statutes, **add** 40-5-101.5 as  
4 follows:

5           **40-5-101.5. Investor-owned utilities' service extension policies**  
6 **- commission review - rules.** (1) WITHIN ONE HUNDRED EIGHTY DAYS  
7 AFTER THE EFFECTIVE DATE OF THIS SECTION, THE COMMISSION SHALL  
8 OPEN A NONADJUDICATORY PROCEEDING TO EVALUATE INVESTOR-OWNED  
9 UTILITIES' CURRENT SERVICE EXTENSION POLICIES FOR SERVING NEW LOAD  
10 APPLICATIONS; EXCEPT THAT GAS-ONLY, INVESTOR-OWNED UTILITIES ARE  
11 NOT SUBJECT TO THE COMMISSION'S NONADJUDICATORY PROCEEDING.  
12 BASED ON THE COMMISSION'S EVALUATION, THE COMMISSION SHALL ISSUE  
13 A DECISION CONTAINING RECOMMENDATIONS TO INVESTOR-OWNED  
14 UTILITIES FOR POTENTIAL IMPLEMENTATION.

15           (2) IN THE COMMISSION'S NONADJUDICATORY PROCEEDING, THE  
16 COMMISSION SHALL CONSIDER, WITHOUT LIMITATION, THE FOLLOWING  
17 INFORMATION FROM INVESTOR-OWNED UTILITIES:

18           (a) THE UTILITIES' GENERAL LOAD EXTENSION PROCEDURES USED  
19 BY THE UTILITY AND REQUESTING CUSTOMERS, INCLUDING:

20           (1) THE USE OF CONSTRUCTION AGREEMENTS, REVENUE  
21 ASSURANCE AGREEMENTS, ASSIGNMENT OF ESTIMATED COSTS,  
22 PREDEVELOPMENT SYSTEM INVESTMENT PROTOCOLS, AND OPTIONS FOR

1 COST AND SCHEDULE TRANSPARENCY; AND  
2 (II) POTENTIAL SYSTEM AUTOMATION BENEFITS TO ENHANCE  
3 CLARITY OF THE REQUIREMENTS AND PROCESS;  
4 (b) EQUITABLE ALLOCATION OF COSTS ASSOCIATED WITH AN  
5 EXTENSION OF FACILITIES AND ANY OTHER FACTORS AFFECTING THE COST  
6 OF AN EXTENSION OF FACILITIES; AND  
7 (c) VARIABLES THAT AFFECT TIME LINES FOR CONSTRUCTION AND  
8 IMPLEMENTATION OF AN EXTENSION OF FACILITIES.  
9 (3) WITHIN NINETY DAYS AFTER THE CONCLUSION OF THE  
10 NONADJUDICATORY PROCEEDING, THE COMMISSION MAY PROMULGATE  
11 RULES CONSISTENT WITH THE FINDINGS OF THE NONADJUDICATORY  
12 PROCEEDING.  
13 **SECTION 2. Act subject to petition - effective date.** This act  
14 takes effect at 12:01 a.m. on the day following the expiration of the  
15 ninety-day period after final adjournment of the general assembly (August  
16 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a  
17 referendum petition is filed pursuant to section 1 (3) of article V of the  
18 state constitution against this act or an item, section, or part of this act  
19 within such period, then the act, item, section, or part will not take effect  
20 unless approved by the people at the general election to be held in  
21 November 2018 and, in such case, will take effect on the date of the  
22 official declaration of the vote thereon by the governor."

\*\* \*\* \*\* \*\* \*\*