

First Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO

REVISED

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 23-0784.01 Pierce Lively x2059

HOUSE BILL 23-1210

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A BILL FOR AN ACT

101 CONCERNING CARBON MANAGEMENT, AND, IN CONNECTION  
102 THEREWITH, ENSURING THAT CARBON MANAGEMENT PROJECTS  
103 ARE ELIGIBLE FOR GRANTS UNDER THE INDUSTRIAL AND  
104 MANUFACTURING OPERATIONS CLEAN AIR GRANT PROGRAM,  
105 PROVIDING FOR THE CREATION OF A CARBON MANAGEMENT  
106 ROADMAP, AND MAKING AN APPROPRIATION.

Bill Summary

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

"Carbon management" is defined by the bill as any combination of

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing law.*  
*Dashes through the words or numbers indicate deletions from existing law.*

SENATE  
Amended 2nd Reading  
May 2, 2023

HOUSE  
3rd Reading Unamended  
April 24, 2023

HOUSE  
Amended 2nd Reading  
April 21, 2023

carbon dioxide removal, carbon storage, carbon capture, and carbon utilization. The bill ensures that carbon management projects, except for agricultural, forestry, and enhanced oil recovery projects, are eligible for money under the industrial and manufacturing operations clean air grant program.

The bill also requires the Colorado energy office (office) and the office of economic development to contract with an organization for the development of a carbon management roadmap for the state. After receiving a draft of the roadmap, the office will solicit feedback on the roadmap and the contracted organization will use that feedback to update the roadmap. The office will present the updated roadmap to the relevant committees in the general assembly and then later update the general assembly on the implementation of the roadmap.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 24-38.5-116, **amend**  
3 **(3)(b)(III); and add (3)(b)(VIII) as follows:**

4 **24-38.5-116. Industrial and manufacturing operations clean**  
5 **air grant program - creation - eligibility - fund created - gifts, grants,**  
6 **or donations - transfer - legislative declaration - definitions -**  
7 **reporting - repeal. (3) Grant program. (b) In administering the grant**  
8 **program, the office shall:**

9 (III) Develop criteria for awarding money under the grant  
10 program, which criteria must include CONSIDERING STATEWIDE CARBON  
11 MANAGEMENT PRIORITIES INCLUDING COMMUNITY AND HEALTH  
12 PROTECTIONS AND REQUIRING PROJECT DATA REPORTING AS DETERMINED  
13 IN THE CARBON MANAGEMENT ROADMAP CREATED IN SECTION  
14 24-38.5-119 AND giving priority for voluntary projects located in:

15 (VIII) (A) ENSURE THAT ALL TYPES OF CARBON MANAGEMENT  
16 PROJECTS, WITH THE EXCEPTION OF AGRICULTURAL, FORESTRY, AND  
17 ENHANCED OIL RECOVERY PROJECTS, ARE ELIGIBLE FOR MONEY UNDER  
18 THE GRANT PROGRAM.

1 (B) AS USED IN THIS SUBSECTION (3)(b)(VIII), "CARBON  
2 MANAGEMENT" HAS THE SAME MEANING AS SET FORTH IN SECTION  
3 24-38.5-119 (1)(a), AND "ENHANCED OIL RECOVERY" HAS THE SAME  
4 MEANING AS SET FORTH IN SECTION 24-38.5-119 (1)(b).

5 SECTION 2. In Colorado Revised Statutes, add 24-38.5-119 as  
6 follows:

7 24-38.5-119. Carbon management roadmap - creation -  
8 requirements - report - definitions - repeal. (1) AS USED IN THIS  
9 SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

10 (a) "CARBON MANAGEMENT" MEANS ANY OF THE FOLLOWING:

11 (I) CARBON DIOXIDE REMOVAL, WHICH MEANS THE REMOVAL OF  
12 CARBON DIOXIDE FROM THE ATMOSPHERE;

13 (II) CARBON CAPTURE, WHICH MEANS A PROCESS THAT CAPTURES  
14 CARBON DIOXIDE EMISSIONS BEFORE THEY ARE RELEASED INTO THE  
15 ATMOSPHERE AND DIVERTS THOSE EMISSIONS FOR USE OR STORAGE;

16 (III) CARBON SEQUESTRATION OR STORAGE, WHICH MEANS  
17 VERIFIABLY STORING CARBON DIOXIDE IN NON-ATMOSPHERIC LOCATIONS  
18 IN SUCH A MANNER THAT THE CARBON DIOXIDE WILL NOT ENTER THE  
19 ATMOSPHERE FOR AT LEAST ONE HUNDRED YEARS; AND

20 (IV) CARBON UTILIZATION, WHICH MEANS A PROCESS BY WHICH  
21 CAPTURED OR REMOVED CARBON IS USED WITHOUT BEING RELEASED INTO  
22 THE ATMOSPHERE.

23 (b) "ENHANCED OIL RECOVERY" MEANS ALL EXISTING AND  
24 POTENTIAL TECHNOLOGY TO RECOVER OIL BEYOND TRADITIONAL PRIMARY  
25 METHODS, INCLUDING THE USE OF CARBON DIOXIDE OR OTHER FLUIDS TO  
26 INCREASE THE ULTIMATE RECOVERY OF HYDROCARBON.

27 (c) "MONITORING AND REPORTING" MEANS THE MEASUREMENT

1 AND REPORTING OF CARBON MANAGEMENT USING AN OBJECTIVE,  
2 PEER-REVIEWED, AND SCIENTIFICALLY SUPPORTED METHODOLOGY THAT  
3 TAKES INTO ACCOUNT BOTH REGIONALLY APPROPRIATE SAMPLING AND  
4 DATA COLLECTION METHODS TO QUANTIFY EMISSIONS AND REMOVALS  
5 ASSOCIATED WITH THE CARBON MANAGEMENT PROCESS AND THE  
6 DURABILITY OF THE CARBON MANAGEMENT PROCESS. "MONITORING AND  
7 REPORTING" DOES NOT MEAN USING MODEL-BASED OR STATISTICAL  
8 METHODS OF MEASUREMENT AND REPORTING.

9 (d) "OFFICE" MEANS THE COLORADO ENERGY OFFICE.

10 (e) "QUALIFIED ORGANIZATION" MEANS AN ORGANIZATION OR  
11 ORGANIZATIONS THAT DO NOT HAVE A CLEAR CONFLICT OF INTEREST,  
12 HAVE NOT ACTIVELY LOBBIED FOR OR AGAINST CARBON MANAGEMENT IN  
13 THE LAST FIVE YEARS, AND THAT HAVE THE FOLLOWING TYPES OF  
14 EXPERTISE:

15 (I) TECHNICAL AND RESEARCH EXPERTISE IN CARBON  
16 MANAGEMENT TECHNOLOGIES, INCLUDING BUT NOT LIMITED TO:

17 (A) AFFORESTATION, REFORESTATION, AND IMPROVED FOREST  
18 MANAGEMENT;

19 (B) INORGANIC AND ORGANIC SOIL CARBON SEQUESTRATION;

20 (C) BIOCHAR;

21 (D) BIO ENERGY WITH CARBON CAPTURE AND STORAGE;

22 (E) DIRECT AIR CAPTURE AND STORAGE;

23 (F) BIOMASS WITH CARBON REMOVAL AND STORAGE;

24 (G) ENHANCED WEATHERING;

25 (H) CARBON MINERALIZATION;

26 (I) DURABLE GEOLOGICAL CARBON SEQUESTRATION;

27 (J) VERIFIABLE INDUSTRIAL CARBON CAPTURE PROCESSES; AND

- 1 (K) DURABLE PROTEIN-BASED CARBON SEQUESTRATION; [REDACTED]
- 2 (L) AGRICULTURE PRODUCTION CARBON CAPTURE AND REMOVAL;
- 3 (II) ECONOMIC AND MARKET DEVELOPMENT EXPERTISE IN
- 4 ASSESSING THE MARKET RISKS AND OPPORTUNITIES FOR CARBON
- 5 MANAGEMENT PRODUCTS AND APPLICATIONS; AND
- 6 (III) EXPERTISE IN CARBON AND GREENHOUSE GAS EMISSIONS
- 7 ACCOUNTING AND VERIFICATION.

8 (f) "ROADMAP" MEANS THE CARBON MANAGEMENT ROADMAP FOR  
9 THE STATE OF COLORADO.

10 (2) (a) ON OR BEFORE JANUARY 1, 2024, THE OFFICE SHALL, IN  
11 COLLABORATION WITH THE COLORADO OFFICE OF ECONOMIC  
12 DEVELOPMENT AND THE DEPARTMENT OF PUBLIC HEALTH AND  
13 ENVIRONMENT, CONTRACT WITH A QUALIFIED ORGANIZATION FOR THE  
14 DEVELOPMENT OF A CARBON MANAGEMENT ROADMAP FOR THE STATE OF  
15 COLORADO.

16 (b) ON OR BEFORE SEPTEMBER 1, 2024, THE QUALIFIED  
17 ORGANIZATION SHALL PRESENT THE ROADMAP TO THE OFFICE, THE  
18 COLORADO OFFICE OF ECONOMIC DEVELOPMENT, AND THE DEPARTMENT  
19 OF PUBLIC HEALTH AND ENVIRONMENT. THE OFFICE SHALL HOLD AT LEAST  
20 ONE PUBLIC HEARING TO SOLICIT FEEDBACK ON THE ROADMAP AND INVITE  
21 COMMENT ON THE ROADMAP'S ENVIRONMENTAL HEALTH IMPACTS,  
22 INCLUDING LIFE CYCLE EMISSIONS ANALYSES OF CARBON MANAGEMENT  
23 PROJECTS IDENTIFIED BY THE ROADMAP AND EFFECTS ON  
24 DISPROPORTIONATELY IMPACTED COMMUNITIES.

25 (c) ON OR BEFORE DECEMBER 1, 2024, THE OFFICE SHALL PRESENT  
26 THE FEEDBACK IT HAS COLLECTED ON THE ROADMAP TO THE QUALIFIED  
27 ORGANIZATION AND MAKE THE FEEDBACK AND THE ROADMAP AVAILABLE

1 TO THE GENERAL ASSEMBLY.

2 (d) ON OR BEFORE FEBRUARY 28, 2025, THE QUALIFIED  
3 ORGANIZATION SHALL PRESENT AN UPDATED VERSION OF THE ROADMAP  
4 THAT CONSIDERS THE PUBLIC COMMENTS PROVIDED BY THE OFFICE.

5 (e) DURING THE 2025 LEGISLATIVE SESSION, THE OFFICE SHALL  
6 PRESENT THE ROADMAP TO THE HOUSE OF REPRESENTATIVES ENERGY AND  
7 ENVIRONMENT COMMITTEE AND THE SENATE TRANSPORTATION AND  
8 ENERGY COMMITTEE OR THEIR SUCCESSOR COMMITTEES.

9 (3) THE ROADMAP MUST IDENTIFY:

10 (a) THE CARBON MANAGEMENT, CLIMATE, AND ECONOMIC  
11 OPPORTUNITIES AVAILABLE IN COLORADO THAT BEST DRAW ON  
12 COLORADO'S NATURAL RESOURCES, INDUSTRY, TALENT, LABOR FORCE,  
13 AND ECONOMIC DEVELOPMENT CAPABILITIES. IN IDENTIFYING ECONOMIC  
14 OPPORTUNITIES, THE ROADMAP MUST SPECIFICALLY INCLUDE THE  
15 FOLLOWING ECONOMIC SECTORS:

- 16 (I) CONSTRUCTION;
- 17 (II) AGRICULTURE;
- 18 (III) FOREST MANAGEMENT;
- 19 (IV) MINE RECLAMATION;
- 20 (V) INDUSTRIAL MANUFACTURING;
- 21 (VI) CEMENT AND CONCRETE;
- 22 (VII) FOOD AND BEVERAGE;
- 23 (VIII) EXISTING OIL AND GAS INFRASTRUCTURE AND WORKFORCE;

24 AND

25 (IX) ELECTRICITY GENERATION;

26 (b) THE NECESSARY INFRASTRUCTURE TO SUPPORT CARBON  
27 MANAGEMENT, SUCH AS:

1 (I) THE BEST RESERVOIRS FOR CARBON DIOXIDE STORAGE, AS  
2 MEASURED BY METRICS PROPOSED IN THE ROADMAP;

3 (II) EXISTING CARBON DIOXIDE PIPELINES AND HOW THOSE  
4 PIPELINES CAN BEST BE CONNECTED WITH PIPELINES NEEDED FOR  
5 INDUSTRIAL CARBON MANAGEMENT TO REDUCE RISK, INCLUDING RISK TO  
6 DISPROPORTIONATELY IMPACTED COMMUNITIES; AND

7 (III) INFRASTRUCTURE THAT ALLOWS ACCESS TO CLEAN ENERGY  
8 RESOURCES, AS THAT TERM IS DEFINED IN SECTION 40-2-125.5 (2)(b), FOR  
9 CARBON MANAGEMENT PROJECTS;

10 (c) (I) POLICIES AND INCENTIVES THAT WOULD:

11 (A) ATTRACT COMPANIES TO DEVELOP OR DEPLOY CARBON  
12 MANAGEMENT IN THE STATE;

13 (B) ENCOURAGE THE DEVELOPMENT OF NEW CARBON  
14 MANAGEMENT TECHNOLOGIES;

15 (C) SUPPORT THE EXPANSION OF CARBON MANAGEMENT  
16 COMPANIES IN THE STATE;

17 (D) CATALYZE PRIVATE INVESTMENT AND MARKET DEVELOPMENT  
18 IN CARBON MANAGEMENT BY APPLYING GAP FUNDING OR OTHER  
19 SUPPORT FOR CARBON MANAGEMENT PROJECTS INVOLVING PRIVATE  
20 SECTOR PROVIDERS AND BUYERS, BY IDENTIFYING RELEVANT PUBLIC,  
21 PRIVATE, AND NONPROFIT PROJECT FUNDING SOURCES, AND BY  
22 PRIORITIZING FUNDING FOR PROJECTS THAT ARE INELIGIBLE FOR FUNDING  
23 UNDER THE INDUSTRIAL AND MANUFACTURING OPERATIONS CLEAN AIR  
24 GRANT PROGRAM CREATED IN SECTION 24-38.5-116 (3)(a);

25 (E) REDUCE RISKS TO HEALTH, OPPORTUNITY, AND QUALITY OF  
26 LIFE, INCLUDING A FOCUS ON REDUCING RISK IN DISPROPORTIONATELY  
27 IMPACTED COMMUNITIES; AND

1 (F) FOSTER CARBON MANAGEMENT PROJECTS IN THE STATE.

2 (II) THE ROADMAP MUST RECOMMEND THE STATE AGENCY

3 BEST POSITIONED TO CARRY OUT CARBON MANAGEMENT POLICIES,

4 INCLUDING CARBON ACCOUNTING;

5 (d) THE STATE AGENCY BEST POSITIONED TO CARRY OUT A

6 POTENTIAL POLICY REGIME OF CARBON MANAGEMENT, INCLUDING CARBON

7 ACCOUNTING;

8 (e) RECOMMENDATIONS ON POTENTIAL PUBLIC INTEREST POLICIES

9 INCLUDING:

10 (I) EXCLUDING OIL AND GAS EXTRACTION APPLICATIONS, SUCH AS

11 ENHANCED OIL RECOVERY, FROM CARBON MANAGEMENT FUNDING;

12 (II) REQUIRING FAIR LABOR PRACTICES SUCH AS:

13 (A) PREVAILING WAGES WITH COMMENSURATE BENEFITS;

14 (B) APPRENTICESHIP UTILIZATION REQUIREMENTS;

15 (C) PROJECT LABOR AGREEMENTS;

16 (D) LOCAL HIRE AND TARGETED HIRE PROVISIONS; AND

17 (E) ORGANIZING RIGHTS; AND

18 (III) APPLYING STRICT ENVIRONMENTAL JUSTICE STANDARDS SO

19 THAT:

20 (A) CARBON MANAGEMENT METHODS AND PROJECTS THAT POSE

21 RISKS TO HEALTH, OPPORTUNITY, AND QUALITY OF LIFE IN COMMUNITIES,

22 INCLUDING DISPROPORTIONATELY IMPACTED COMMUNITIES, ARE

23 EXCLUDED FROM CARBON MANAGEMENT FUNDING;

24 (B) CARBON MANAGEMENT FUNDING IS NOT USED TO FUND

25 COMPLIANCE MECHANISMS INVOLVING EXISTING FACILITIES OR FACILITIES

26 THAT EITHER ARE NOT IN COMPLIANCE WITH AIR PERMITS OR HAVE A

27 HISTORY OF PERMIT VIOLATIONS THAT IMPOSE HARMS AND RISKS ON



1 COMMUNITIES WITHIN THE PREVIOUS FIVE YEARS; █

2 (C) CARBON MANAGEMENT FUNDING IS NOT USED TO SUPPORT  
3 FOSSIL FUEL PROJECTS WITHOUT VERIFIED EMISSIONS AND POLLUTION  
4 REDUCTION POTENTIAL, FOSSIL FUEL PROJECTS WHICH ALLOW FOR  
5 INCREASED LIFETIME EMISSIONS, OR FOSSIL FUEL PROJECTS THAT INCREASE  
6 THE LIFETIME NEGATIVE ENVIRONMENTAL IMPACT OF A GIVEN FACILITY;  
7 AND

8 (D) REPRESENTATIVES OF ENVIRONMENTAL JUSTICE ADVOCACY  
9 GROUPS, LABOR ORGANIZATIONS, JUST TRANSITION GROUPS, PUBLIC  
10 HEALTH AGENCIES, AND TRIBAL COMMUNITIES ARE INVOLVED IN THE  
11 CREATION OF THE ROADMAP;

12 (f) CRITERIA FOR CARBON MANAGEMENT PROJECT SELECTION  
13 INCLUDING:

14 (I) PRIORITIZING:

15 (A) CERTAIN ECONOMIC SECTORS SUCH AS AGRICULTURE,  
16 CONSTRUCTION, MATERIALS MANUFACTURING, FOREST MANAGEMENT,  
17 FOOD AND BEVERAGE, RECLAIMED MINING, ENERGY, AND HEAVY  
18 INDUSTRY;

19 █

20 (B) SOCIAL AND ECONOMIC BENEFITS INCLUDING THE PROTECTION  
21 OF LABOR RIGHTS AND HIGH-QUALITY JOBS; AND

22 (C) GEOGRAPHIC DISTRIBUTION BY PROVIDING TECHNOLOGICAL  
23 SOLUTIONS AND SECTOR DIVERSIFICATION WITH THE EXPLICIT GOAL OF  
24 ENSURING THAT PROJECTS ARE DISTRIBUTED THROUGHOUT THE STATE;

25 (II) ASSESSING THE VERIFIABLE COUNTERFACTUAL REDUCTION IN  
26 ATMOSPHERIC CARBON OVER A PROJECT'S LIFE CYCLE AND PRIORITIZING  
27 PROJECTS THAT ARE PROJECTED TO HAVE THE GREATEST AND MOST

1 DURABLE IMPACT, EITHER THROUGH THE REDUCTION OF GREENHOUSE GAS  
2 EMISSIONS TO MEET THE STATE'S GREENHOUSE GAS EMISSION REDUCTION  
3 GOALS, ATMOSPHERIC REMOVAL, OR RELIABLE CARBON STORAGE; AND

4 (III) ENSURING THAT PROJECT GOALS CAN BE VALIDATED BY  
5 RIGOROUS MONITORING AND REPORTING METHODS IN LINE WITH EMERGING  
6 INTERNATIONAL BEST PRACTICES AND STANDARDS; AND

7 (g) RECOMMENDATIONS, INCLUDING LEGISLATIVE  
8 RECOMMENDATIONS FOR THE GENERAL ASSEMBLY AND ADMINISTRATIVE  
9 RECOMMENDATIONS FOR STATE AGENCIES, ON ISSUES RELATED TO CARBON  
10 MANAGEMENT.

11 (4) IN CREATING THE ROADMAP, IN ADDITION TO SATISFYING THE  
12 REQUIREMENTS OF SUBSECTION (3) OF THIS SECTION, THE QUALIFIED  
13 ORGANIZATION SHALL GATHER:

14 (a) WHERE PRACTICABLE, PROJECT DATA ON THE AMOUNT OF  
15 CARBON, CARBON DIOXIDE, AND CO-POLLUTANTS CAPTURED, EMITTED,  
16 REMOVED, STORED, OR UTILIZED FOR THE PURPOSE OF:

17 (I) HELPING TO ASSESS THE MARKET POTENTIAL FOR  
18 PERFORMANCE-BASED FINANCIAL INCENTIVES IN THE FUTURE; ■

19 (II) ELEVATING THE CARBON MANAGEMENT POTENTIAL OF  
20 VARIOUS PROPOSALS AND TECHNOLOGIES; AND

21 (III) PROVIDING INPUT ON CARBON MANAGEMENT FOR THE  
22 GREENHOUSE GAS POLLUTION REDUCTION ROADMAP; AND

23 (b) OPERATIONAL DATA INCLUDING:

24 (I) QUANTITIES AND TYPES OF MATERIALS NEEDED FOR CARBON  
25 MANAGEMENT FACILITY CONSTRUCTION AND OPERATION;

26 (II) THE NUMBER AND TYPES OF JOBS THAT WILL BE CREATED  
27 RELATED TO CARBON MANAGEMENT AS WELL AS THE TIMELINE OF JOB

1 CREATION;

2 (III) THE OPERATIONAL REQUIREMENTS FOR CARBON  
3 MANAGEMENT FACILITIES INCLUDING ENERGY INFRASTRUCTURE,  
4 PROJECTED ENERGY NEEDS, CONSTRUCTION COSTS, AND STAFFING; AND

5 (IV) THE OPPORTUNITIES FOR SKILL MATCHING AMONG EXISTING  
6 PROFESSIONS.

7 (5) IN CREATING THE ROADMAP, THE QUALIFIED ORGANIZATION  
8 MAY REFERENCE OR RELY ON WORK DONE BY STATE AGENCIES OR LOCAL  
9 GOVERNMENTS. THE OFFICE SHALL WORK WITH OTHER STATE AGENCIES  
10 AS APPROPRIATE IN ORDER TO ENSURE THAT THE ROADMAP FUNCTIONS IN  
11 CONCERT WITH OTHER STATE TARGETS, TEAMS, AND DOCUMENTS,  
12 INCLUDING THE GREENHOUSE GAS POLLUTION REDUCTION ROADMAP,  
13 GREENHOUSE GAS ACCOUNTING MEASURES, AND THE COLORADO CARBON  
14 CAPTURE AND GEOLOGICAL SEQUESTRATION TASK FORCE REPORT.

15 (6) (a) IN SOLICITING FEEDBACK ON THE ROADMAP PURSUANT TO  
16 SUBSECTION (2)(b) OF THIS SECTION, THE OFFICE SHALL CONDUCT  
17 MEETINGS WITH INTERESTED PERSONS THROUGHOUT THE STATE,  
18 INCLUDING:

19 (I) LABOR ORGANIZATIONS;

20 (II) ENVIRONMENTAL ADVOCACY GROUPS;

21 (III) INDUSTRIES OR PROFESSIONS RELATED TO CARBON  
22 MANAGEMENT;

23 (IV) STATEWIDE ASSOCIATIONS OF MECHANICAL, ELECTRICAL,  
24 AND PLUMBING CONTRACTORS;

25 (V) TRIBAL AND LOCAL GOVERNMENTS; AND

26 (VI) COMMUNITY LEADERS, INCLUDING COMMUNITY LEADERS  
27 FROM DISPROPORTIONATELY IMPACTED COMMUNITIES.

1 (b) THE OFFICE SHALL ALSO SOLICIT FEEDBACK FROM:  
2 (I) THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT;  
3 (II) THE DEPARTMENT OF TRANSPORTATION;  
4 (III) THE DEPARTMENT OF NATURAL RESOURCES;  
5 (IV) THE DEPARTMENT OF AGRICULTURE;  
6 (V) THE STATE ARCHITECT;  
7 (VI) THE GOVERNOR'S OFFICE;  
8 (VII) THE ENVIRONMENTAL JUSTICE OMBUDSPERSON IN THE  
9 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT APPOINTED  
10 PURSUANT TO SECTION 25-1-134 (1) OR THE OMBUDSPERSON'S DESIGNEE;

11 ■  
12 (VIII) THE DIRECTOR OF THE JUST TRANSITION OFFICE CREATED IN  
13 SECTION 8-83-503 OR THE DIRECTOR'S DESIGNEE; AND

14 (IX) THE AIR POLLUTION AND CONTROL DIVISION.

15 (7) DURING THE 2026 AND 2027 LEGISLATIVE SESSIONS, THE  
16 OFFICE SHALL PRESENT TO THE HOUSE OF REPRESENTATIVES ENERGY AND  
17 ENVIRONMENT COMMITTEE AND THE SENATE TRANSPORTATION AND  
18 ENERGY COMMITTEE OR THEIR SUCCESSOR COMMITTEES:

19 (a) THE PROGRESS MADE IN IMPLEMENTING THE GOALS IDENTIFIED  
20 IN THE ROADMAP; AND

21 (b) ANY RECOMMENDATIONS, INCLUDING LEGISLATIVE  
22 RECOMMENDATIONS FOR THE GENERAL ASSEMBLY AND ADMINISTRATIVE  
23 RECOMMENDATIONS FOR STATE AGENCIES, NECESSARY TO BETTER  
24 IMPLEMENT THE GOALS IDENTIFIED IN THE ROADMAP.

25 (8) THIS SECTION AND THE ROADMAP CREATED PURSUANT TO THIS  
26 SECTION DO NOT PREVENT PUBLIC AND PRIVATE ACTORS FROM ADVANCING  
27 THEIR OWN PROJECTS UNDER EXISTING RULES AND REGULATIONS.

1           **SECTION 3. Appropriation.** For the 2023-24 state fiscal year,  
2           \$135,533 is appropriated to the office of the governor for use by the  
3           Colorado energy office. This appropriation is from the general fund and  
4           is based on an assumption that the office will require an additional 0.4  
5           FTE. To implement this act, the office may use this appropriation for  
6           program administration.

7           **SECTION 4. Act subject to petition - effective date.** This act  
8           takes effect at 12:01 a.m. on the day following the expiration of the  
9           ninety-day period after final adjournment of the general assembly; except  
10          that, if a referendum petition is filed pursuant to section 1 (3) of article V  
11          of the state constitution against this act or an item, section, or part of this  
12          act within such period, then the act, item, section, or part will not take  
13          effect unless approved by the people at the general election to be held in  
14          November 2024 and, in such case, will take effect on the date of the  
15          official declaration of the vote thereon by the governor.