

HOUSE COMMITTEE OF REFERENCE AMENDMENT  
Committee on Finance.

HB25-1268 be amended as follows:

1 Amend the Energy and Environment Committee Report, dated March 20,  
2 2025, page 1, after line 13 insert:

3        "(a) UTILITIES BENEFIT FROM UTILITY ON-BILL PROGRAMS  
4 BECAUSE THE PROGRAMS CAN REDUCE ENERGY CONSUMPTION AND PEAK  
5 DEMAND;".

6 Reletter succeeding paragraphs accordingly.

7 Page 12, strike line 40 and substitute "DESCRIBED IN SECTION  
8 24-38.5-603;

9        (II) ENTER INTO CONTRACTS THAT AUTHORIZE PARTICIPATING  
10 UTILITIES AND THIRD-PARTY PROGRAM ADMINISTRATORS, AS THOSE TERMS  
11 ARE DEFINED IN SECTION 24-38.5-602, TO REMIT ANY INTEREST DIRECTLY  
12 TO THE UNCLAIMED PROPERTY TRUST FUND; AND".

13 Renumber succeeding subparagraph accordingly.

14 Page 14, line 5, strike "PUBLIC INTEREST" and substitute "BEST INTEREST  
15 OF COVERED BUILDING OWNERS AND PARTICIPATING UTILITIES".

16 Page 14, strike lines 28 through 33 and substitute:

17        "(V) IT IS IN THE BEST INTEREST OF COVERED BUILDING OWNERS  
18 TO CREATE A BUILDING DECARBONIZATION ENTERPRISE CASH FUND WITHIN  
19 THE BUILDING DECARBONIZATION ENTERPRISE, THE USE OF WHICH IS  
20 DEDICATED TO FINANCING THE PROVISION OF TECHNICAL SUPPORT FOR  
21 COVERED BUILDING OWNERS SEEKING TO IMPLEMENT ENERGY EFFICIENCY  
22 MEASURES AND BUILDING DECARBONIZATION MEASURES;

23        (VI) THE ACTIVITIES OF THE ENTERPRISE ARE FUNDED BY REVENUE  
24 GENERATED FROM AN ON-BILL PROGRAM ADMINISTRATION FEE PAID BY  
25 PARTICIPATING UTILITIES AND ANY GIFTS, GRANTS, AND DONATIONS  
26 RECEIVED;

27        (VII) IT IS APPROPRIATE THAT PARTICIPATING UTILITIES SHOULD  
28 PAY AN ON-BILL PROGRAM ADMINISTRATION FEE BECAUSE PARTICIPATING  
29 UTILITIES ARE THE DIRECT BENEFICIARIES OF SERVICES THAT THE  
30 ENTERPRISE PROVIDES, WHICH SERVICES INCLUDE TECHNICAL ASSISTANCE  
31 AND OTHER PROGRAMMATIC SUPPORT FOR ON-BILL PROGRAMS DESCRIBED  
32 IN SUBSECTION (1)(a)(III) OF THIS SECTION;

33        (VIII) PARTICIPATING UTILITIES BENEFIT FROM THE  
34 IMPLEMENTATION OF ON-BILL PROGRAMS BECAUSE:

1                   (A)    UTILITY ON-BILL PROGRAMS CAN REDUCE ENERGY  
2 CONSUMPTION AND PEAK DEMAND;

3 (B) UTILITY CUSTOMERS BENEFIT FROM HAVING ACCESS TO  
4 SIGNIFICANT AMOUNTS OF PUBLIC AND PRIVATE CAPITAL FOR LOW-COST  
5 FINANCING SOLUTIONS FOR ENERGY-RELATED IMPROVEMENTS, INCLUDING  
6 END-OF-LIFE EQUIPMENT REPLACEMENT; AND

7 (C) UTILITY ON-BILL PROGRAMS THAT ALLOW REPAYMENTS  
8 THROUGH UTILITY BILL PAYMENTS COULD EXPAND THE OPPORTUNITIES  
9 FOR ELIGIBLE RETAIL UTILITY CUSTOMERS TO PURSUE ENERGY EFFICIENCY  
10 MEASURES AND ELECTRIFICATION MEASURES, ENABLING UTILITY  
11 CUSTOMERS TO PAY BACK THE UP-FRONT COSTS OF THE UPGRADES AND  
12 MEASURES OVER TIME THROUGH THEIR UTILITY BILL PAYMENTS AT OR  
13 BELOW INTEREST RATES THAT MAY BE AVAILABLE FROM OTHER SOURCES;

14 (IX) IT IS IN THE BEST INTEREST OF PARTICIPATING UTILITIES TO  
15 CREATE AN ON-BILL CASH FUND WITHIN THE BUILDING DECARBONIZATION  
16 ENTERPRISE, THE USE OF WHICH IS DEDICATED TO TECHNICAL ASSISTANCE  
17 AND OTHER PROGRAMMATIC SUPPORT FOR ON-BILL PROGRAMS FOR  
18 PARTICIPATING UTILITIES;".

19 Renumber succeeding subparagraphs accordingly.

20 Page 14, line 39, strike "IS A FEE, NOT A TAX," and substitute "AND THE  
21 ON-BILL PROGRAM ADMINISTRATION FEE ARE BOTH FEES, NOT TAXES.".

22 Page 15, line 10, strike "RETAIL CUSTOMERS;" and substitute "ELIGIBLE  
23 RETAIL CUSTOMERS AND COLLECTED AT A RATE THAT IS REASONABLY  
24 RELATED TO THE OVERALL COST OF THE BUSINESS SERVICES BEING  
25 PROVIDED;".

26 Page 17, strike line 26.

27 Page 17, after line 28 insert:

28                    "(D) PROVIDING CONSUMER EDUCATION AND MARKETING SUPPORT  
29                    TO INCREASE CUSTOMER PARTICIPATION IN THE PARTICIPATING UTILITIES'  
30                    ON-BILL PROGRAMS; AND".

31 Page 17, strike line 31 and substitute "DESIGNS AND TECHNICAL  
32 ASSISTANCE FOR THE".

33 Page 19, line 17, after "duties" insert "of board".

34 Page 20, after line 4 insert:

1           "(VI) TO SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, AND  
2 DONATIONS IN SUPPORT OF SERVICES THAT THE ENTERPRISE PROVIDES TO  
3 COVERED BUILDING OWNERS FOR BUILDING DECARBONIZATION MEASURES  
4 OR TO PARTICIPATING UTILITIES FOR ON-BILL PROGRAMS;".

5           Renumber succeeding subparagraphs accordingly.

6           Page 20, strike lines 7 through 10 and substitute "EXPANDING AN ON-BILL  
7 PROGRAM, WHICH PROGRAM INCLUDES:

8           (A) DEVELOPING A FULL SET OF ON-BILL PROGRAM MODELS,  
9 INCLUDING MODELS THAT ARE RUN BY THIRD-PARTY OPT-IN ON-BILL  
10 PROGRAMS THAT PARTICIPATING UTILITIES ADOPT;

11           (B) ASSISTING UTILITIES IN MEETING REPORTING OBLIGATIONS SET  
12 FORTH IN SECTION 24-38.5-603 (5)(a);

13           (C) PROVIDING TECHNICAL ASSISTANCE FOR THE IMPLEMENTATION  
14 AND ADMINISTRATION OF ON-BILL PROGRAMS; AND

15           (D) PROVIDING CONSUMER EDUCATION AND MARKETING SUPPORT  
16 TO INCREASE CUSTOMER PARTICIPATION IN THE PARTICIPATING UTILITIES'  
17 ON-BILL PROGRAMS; AND".

18           Page 20, line 27, strike "DOLLARS" and substitute "DOLLARS, WHICH IS  
19 REASONABLY RELATED TO THE OVERALL COST OF THE PROVIDED SERVICES  
20 FUNDED BY THE BUILDING DECARBONIZATION FEE. THE FEE SHALL BE  
21 PAID".

22           Page 20, line 36, strike "OFFICE" and substitute "ENTERPRISE".

23           Page 21, strike lines 3 and 4 and substitute:

24           "(B) IS COLLECTED ON BEHALF OF THE ENTERPRISE;

25           (C) IS HELD TEMPORARILY BY THE OFFICE AND THE STATE  
26 TREASURER SOLELY".

27           Reletter succeeding sub-subparagraph accordingly.

28           Page 21, line 15, after the period add "TO ENSURE THAT THE ON-BILL  
29 PROGRAM ADMINISTRATION FEE FOR EACH PARTICIPATING UTILITY IS  
30 REASONABLY RELATED TO THE SERVICES PROVIDED BY THE ENTERPRISE,  
31 THE BOARD SHALL SET THE ADMINISTRATION FEE WITHIN THE RANGES  
32 SPECIFIED IN SUBSECTION (5)(c)(II) OF THIS SECTION BASED ON CRITERIA  
33 INCLUDING:

34           (A) THE ANTICIPATED SIZE OF THE PROPOSED ON-BILL PROGRAM;  
35           (B) THE NUMBER AND AMOUNT OF SERVICES THAT THE ENTERPRISE

1 INTENDS TO PROVIDE TO PARTICIPATING UTILITIES BASED ON THE SIZE OF  
2 THE LOAN;

3 (C) WHETHER THE PARTICIPATING UTILITY IS SEEKING TO  
4 ESTABLISH A NEW ON-BILL PROGRAM OR EXPAND AN EXISTING ON-BILL  
5 PROGRAM; AND

6 (D) THE ESTIMATED NUMBER OF CUSTOMERS IN EACH RATE CLASS  
7 FORECASTED TO PARTICIPATE IN THE ON-BILL PROGRAM.".

8 Page 21, line 16, strike "(5)(c)(III)" and substitute "(5)(c)(IV)".

9 Page 21, strike lines 19 through 23 and substitute "2025, AND ON OR  
10 BEFORE NOVEMBER 1 OF EACH YEAR THEREAFTER, SO LONG AS THE  
11 PARTICIPATING UTILITY IS ESTABLISHING, MAINTAINING, OR EXPANDING  
12 ITS ON-BILL PROGRAM. THE ON-BILL PROGRAM ADMINISTRATION FEE MUST  
13 BE BASED ON THE AMOUNT OF THE MONEY LOANED TO THE PARTICIPATING  
14 UTILITY OR A UTILITY-DESIGNATED ADMINISTRATOR FROM THE ON-BILL  
15 CASH FUND AS FOLLOWS:".

16 Page 22, after line 8 insert:

17 (III) THE FEE RANGES PRESCRIBED IN SUBSECTION (5)(c)(II) OF  
18 THIS SECTION ARE REASONABLY RELATED TO THE OVERALL COST OF THE  
19 SERVICES PROVIDED. THE COST OF SERVICES TO FEE PAYERS THAT RECEIVE  
20 LARGER LOANS IS HIGHER BECAUSE PARTICIPATING UTILITIES THAT  
21 RECEIVE LARGER LOANS WILL REQUIRE GREATER SERVICES FROM THE  
22 ENTERPRISE, INCLUDING SERVICES FOR TECHNICAL SUPPORT, PROGRAM  
23 DEVELOPMENT, AND RATE IMPACT MODELING FOR LARGER AND MORE  
24 COMPLEX ON-BILL PROGRAMS.".

25 Renumber succeeding subparagraphs accordingly.

26 Page 22, line 27, before "repeal." insert "**gifts, grants, and donations -**".

27 Page 22, after line 31 insert:

28 (II) ANY MONEY THAT THE ENTERPRISE RECEIVES AS GIFTS,  
29 GRANTS, AND DONATIONS IN SUPPORT OF SERVICES THAT THE ENTERPRISE  
30 PROVIDES TO COVERED BUILDING OWNERS FOR BUILDING  
31 DECARBONIZATION MEASURES;".

32 Renumber succeeding subparagraphs accordingly.

33 Page 23, line 18, before "repeal." insert "**gifts, grants, and donations -**".

1 Page 23, after line 23 insert:

2 "(II) ANY MONEY THAT THE ENTERPRISE RECEIVES AS GIFTS,  
3 GRANTS, AND DONATIONS IN SUPPORT OF SERVICES THAT THE ENTERPRISE  
4 PROVIDES TO PARTICIPATING UTILITIES FOR ON-BILL PROGRAMS;".

5 Renumber succeeding subparagraphs accordingly.

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