

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

April 23, 2026
Date

Committee on Energy & Environment.

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

HB26-1326 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

- 1 Amend printed bill, page 5, strike line 6 and substitute "SEPTEMBER 1,
2 2033."
- 3 Page 5, line 8 strike "(38)(a)(II)" and substitute "(34)(a)(XIV)".
- 4 Page 5, strike lines 16 through 18 and substitute:
5 "(34) (a) The following agencies, functions, or both, are scheduled
6 for repeal on September 1, 2033:
7 (XIV) THE COLORADO PUBLIC UTILITIES COMMISSION CREATED
8 IN".
- 9 Page 5, strike lines 20 through 27.
- 10 Page 6, strike lines 1 through 22.
- 11 Renumber succeeding sections accordingly.
- 12 Page 11, line 3, after "COMPLIANCE" insert "EACH TIME THAT THE
13 DIVISION OF ADMINISTRATION VERIFIES COMPLIANCE WITH THE CLEAN
14 ENERGY TARGETS".
- 15 Page 11, line 5, strike "SECTION." and substitute "SECTION OR IS
16 CONTINUING TO OPT OUT OF THE REQUIREMENTS."
- 17 Page 12, strike lines 25 through 27.
- 18 Page 13, strike lines 1 through 21 and substitute "**definition - repeal**".

- 1 Renumber succeeding subsections accordingly.
- 2 Page 14, line 2, after the first "GENERATION," insert "NONEMITTING CLEAN
3 FIRM GENERATION,".
- 4 Page 14, line 18, strike "(3)" and substitute "(2)".
- 5 Page 23, strike lines 3 through 27.
- 6 Page 24, strike lines 1 through 4.
- 7 Renumber succeeding sections accordingly.
- 8 Page 36, strike lines 4 through 27.
- 9 Strike pages 37 through 40.
- 10 Page 41, strike lines 1 through 5 and substitute:
- 11 **"SECTION 33.** In Colorado Revised Statutes, 40-2-113, **add**
12 (4) as follows:
13 **40-2-113. Collection of fees - limitation - filing fees.**
14 (4) (a) EXCEPT AS PROVIDED IN SUBSECTION (4)(b) OF THIS
15 SECTION, THE COMMISSION MAY SET ADMINISTRATIVELY A FILING FEE
16 SCHEDULE FOR APPLICATIONS, PETITIONS, REGISTRATIONS, FORMAL
17 COMPLAINTS, AND SIMILAR FILINGS THAT ARE SUBMITTED TO THE
18 COMMISSION THAT RELATE TO COMMUNICATIONS SERVICES,
19 TELECOMMUNICATIONS SERVICES, AND BASIC EMERGENCY SERVICES.
20 THE PURPOSE OF THE FILING FEES IS TO RECOVER THE COMMISSION'S
21 COSTS ASSOCIATED WITH REGULATORY ACTIVITIES THAT ARE NOT
22 COVERED BY THE FEES ASSESSED PURSUANT TO SECTIONS 40-2-112 AND
23 40-2-113.
24 (b) MEMBERS OF THE PUBLIC WHO FILE COMPLAINTS AND
25 PUBLIC UTILITIES THAT ARE SUBJECT TO THE FEES ASSESSED PURSUANT
26 TO SECTIONS 40-2-112 AND 40-2-113 ARE EXEMPT FROM THE FILING
27 FEES SET PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION.
28 (c) THE STATE TREASURER SHALL CREDIT ALL FILING FEES
29 COLLECTED BY THE COMMISSION PURSUANT TO THIS SUBSECTION (4) TO
30 THE TELECOMMUNICATIONS UTILITY FUND CREATED IN SECTION
31 40-2-114 (1)(b)(I).
- 32 **SECTION 34.** In Colorado Revised Statutes, 40-15-402,
33 **amend** (1) as follows:

1 **40-15-402. No regulation by the commission - no certificate**
2 **required.**

3 (1) Nothing in articles 1 to 7 of this ~~title~~ TITLE 40 or parts 2 and
4 3 of this ~~article~~ ARTICLE 15 ~~shall apply~~ APPLIES to deregulated services
5 and products pursuant to this part 4; EXCEPT THAT THE FILING FEES SET
6 ADMINISTRATIVELY BY THE COMMISSION PURSUANT TO SECTION
7 40-2-113 (4) APPLY TO DEREGULATED SERVICES AND PRODUCTS."

8 Renumber succeeding sections accordingly.

9 Page 41, line 16 strike "(5)(c)(III)" and substitute "(5)(c)(III); and **add**
10 (5)(d.5), (6), and (7)".

11 Page 42, after line 9 insert:

12 "(d.5) THE PUBLIC UTILITIES COMMISSION SHALL DEVELOP
13 FLYERS OR OTHER INFORMATIONAL DOCUMENTS TO INFORM MEMBERS
14 OF THE PUBLIC OF THE METHODS BY WHICH THEY MAY SUBMIT AN
15 INFORMAL COMPLAINT TO THE PUBLIC UTILITIES COMMISSION
16 REGARDING PENAL COMMUNICATIONS SERVICES. BEGINNING JANUARY
17 1, 2027, EACH CORRECTIONAL FACILITY SHALL POST THE DOCUMENTS IN
18 A CONSPICUOUS LOCATION WHERE THE DOCUMENTS MAY BE VIEWED BY
19 VISITORS TO THE CORRECTIONAL FACILITY.

20 (6) THE PUBLIC UTILITIES COMMISSION MAY ADOPT RULES
21 IMPLEMENTING THIS SECTION, INCLUDING RULES:

22 (a) REQUIRING PENAL COMMUNICATIONS SERVICE PROVIDERS
23 TO REPORT OUTAGES OF PENAL COMMUNICATIONS SERVICES TO THE
24 PUBLIC UTILITIES COMMISSION; AND

25 (b) IMPOSING PENALTIES THAT COMPORT WITH SECTION
26 40-7-113.5 (1) FOR A PENAL COMMUNICATIONS SERVICE PROVIDER'S
27 FAILURE TO COMPLY WITH THE REQUIREMENTS OF THIS SECTION THAT
28 APPLY TO PENAL COMMUNICATIONS SERVICE PROVIDERS.

29 (7) NOTHING IN THIS SECTION IS INTENDED TO ESTABLISH
30 PUBLIC UTILITIES COMMISSION AUTHORITY OVER CORRECTIONAL
31 FACILITIES."

32 Page 43, after line 23 insert:

33 "**SECTION 39.** In Colorado Revised Statutes, **add** 40-4-123 as
34 follows:

35 **40-4-123. Electric utilities - interconnection information -**
36 **disclosure for federal clean electricity investment credit**
37 **compliance - definitions.**

1 (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
2 REQUIRES:

3 (a) "FEDERAL CREDIT" MEANS THE FEDERAL CLEAN
4 ELECTRICITY INVESTMENT CREDIT AUTHORIZED UNDER SECTION 48E OF
5 THE FEDERAL "INTERNAL REVENUE CODE OF 1986", 26 U.S.C. SEC.
6 48E.

7 (b) "INTERCONNECTION UTILITY" MEANS AN INVESTOR-OWNED
8 ELECTRIC UTILITY.

9 (c) "MATERIAL ASSISTANCE COST RATIO" MEANS THE
10 MEASUREMENT OF HOW MUCH OF A PROJECT'S COST IS FROM
11 NONPROHIBITED FOREIGN ENTITY SOURCES AND IS CALCULATED IN
12 ACCORDANCE WITH 26 U.S.C. SEC. 7701 (a)(52)(D) OR ANY SUCCESSOR
13 FEDERAL STATUTE.

14 (d) "QUALIFIED INTERCONNECTION PROPERTY" HAS THE
15 MEANING SET FORTH IN 26 U.S.C. SEC. 48E (b)(4).

16 (2) AN INTERCONNECTION UTILITY SHALL, UPON WRITTEN
17 REQUEST, PROVIDE A TAXPAYER CLAIMING THE FEDERAL CREDIT ANY
18 INFORMATION OR CERTIFICATIONS REASONABLY NECESSARY FOR A
19 DETERMINATION OF COMPLIANCE WITH APPLICABLE FEDERAL
20 REQUIREMENTS, INCLUDING THE MATERIAL ASSISTANCE COST RATIO.
21 THE INFORMATION OR CERTIFICATIONS MUST INCLUDE, TO THE EXTENT
22 IT IS AVAILABLE, INFORMATION REGARDING THE ORIGIN, COST, AND
23 CONSTITUENT COMPONENTS OF ANY PROPERTY OR EQUIPMENT,
24 INCLUDING ASSOCIATED LABOR COSTS, THAT IS REQUIRED FOR
25 CALCULATING THE MATERIAL ASSISTANCE COST RATIO FOR QUALIFIED
26 INTERCONNECTION PROPERTY.

27 (3) AN INTERCONNECTION UTILITY SHALL PROVIDE THE
28 INFORMATION OR CERTIFICATIONS REQUESTED PURSUANT TO
29 SUBSECTION (2) OF THIS SECTION WITHIN A REASONABLE TIME FRAME
30 AND IN SUFFICIENT DETAIL TO ENABLE THE TAXPAYER TO PERFORM THE
31 REQUIRED CALCULATIONS AND CERTIFICATIONS REQUIRED UNDER
32 FEDERAL TAX RULES AND GUIDANCE REGARDING THE FEDERAL CREDIT.

33 **SECTION 40.** In Colorado Revised Statutes, **add 40-2-132.7**
34 as follows:

35 **40-2-132.7. Energy planning proceedings - investigation to**
36 **streamline - report - repeal.**

37 (1) ON OR BEFORE DECEMBER 1, 2026, THE COMMISSION SHALL
38 OPEN ONE OR MORE MISCELLANEOUS PROCEEDINGS TO INVESTIGATE
39 POTENTIAL BARRIERS TO AND OPPORTUNITIES FOR STREAMLINING
40 ENERGY PLANNING PROCEEDINGS, INTEGRATING GAS AND ELECTRIC
41 SYSTEM PLANNING, AND MAXIMIZING THE EFFICIENCY AND
42 EFFECTIVENESS OF CUSTOMER PROGRAMMING. IN CONDUCTING THE
43 MISCELLANEOUS PROCEEDINGS, THE COMMISSION SHALL IDENTIFY AND

1 EVALUATE RECOMMENDATIONS RELATED TO:
2 (a) REVISING THE TIMING AND ORDER FOR KEY PLANNING
3 PROCEEDINGS TO ACHIEVE REGULATORY EFFICIENCY AND REDUCE
4 LITIGATION COSTS WHILE MAINTAINING HIGH STANDARDS OF
5 REGULATORY OVERSIGHT;
6 (b) INTEGRATING GAS AND ELECTRIC SYSTEM PLANNING AS A
7 MEANS TO REDUCE RATEPAYER COSTS AND TO ADVANCE FEDERAL,
8 REGIONAL, STATE, AND LOCAL AIR QUALITY AND DECARBONIZATION
9 GOALS; AND
10 (c) IMPROVING THE COST-EFFECTIVENESS AND EFFECTIVENESS
11 OF UTILITY CUSTOMER PROGRAMS, INCLUDING DEMAND-SIDE
12 MANAGEMENT, BENEFICIAL ELECTRIFICATION, CLEAN HEAT,
13 CUSTOMER-SITED RENEWABLE ENERGY AND STORAGE, AND
14 INCOME-QUALIFIED SERVICE PROGRAMS.
15 (2) IN EVALUATING POTENTIAL BARRIERS AND OPPORTUNITIES
16 FOR INTEGRATING GAS AND ELECTRIC SYSTEM PLANNING PURSUANT TO
17 SUBSECTION (1)(b) OF THIS SECTION, THE COMMISSION SHALL
18 CONSIDER:
19 (a) IMPLEMENTING EMERGING FORECASTING AND MODELING
20 PRACTICES TO ALLOW FOR OPTIMIZATION ACROSS GAS AND ELECTRIC
21 SYSTEMS;
22 (b) ALIGNING PLANNING PROCESSES, FORECASTS, ASSUMPTIONS,
23 PROGRAMS, INITIATIVES, OR ANY COMBINATION THEREOF ACROSS GAS,
24 ELECTRIC, AND STEAM PROCEEDINGS;
25 (c) FACILITATING SECURE DATA SHARING BETWEEN GAS AND
26 ELECTRIC UTILITIES AND WITH CERTAIN NONUTILITY ENTITIES, SUCH AS
27 GOVERNMENTAL BODIES AND THIRD-PARTY PROVIDERS;
28 (d) IMPROVING COLLABORATION AMONG UTILITIES THAT HAVE
29 OVERLAPPING SERVICE TERRITORIES;
30 (e) EVALUATING AND IMPLEMENTING GEOGRAPHICALLY
31 TARGETED ZONAL ELECTRIFICATION;
32 (f) EVALUATING AND MINIMIZING STRANDED ASSET RISKS; AND
33 (g) MODIFYING COST-RECOVERY METHODS TO REDUCE
34 RATEPAYER RISK OR TO ALIGN UTILITY INCENTIVES WITH RELEVANT
35 PUBLIC POLICY OBJECTIVES SUCH AS REDUCING GREENHOUSE GAS
36 EMISSIONS.
37 (3) IN CONDUCTING THE MISCELLANEOUS PROCEEDINGS
38 PURSUANT TO SUBSECTION (1) OF THIS SECTION, THE COMMISSION
39 SHALL SOLICIT INPUT FROM STAKEHOLDERS THROUGH PUBLIC
40 WORKSHOPS, WRITTEN COMMENTS, AND OTHER FORUMS.
41 (4) (a) BASED ON THE MISCELLANEOUS PROCEEDINGS
42 CONDUCTED PURSUANT TO SUBSECTION (1) OF THIS SECTION, THE
43 COMMISSION SHALL PRODUCE A REPORT IDENTIFYING ITS FINDINGS,

1 CONCLUSIONS, AND RECOMMENDATIONS. THE COMMISSION SHALL
2 INCLUDE ANY RECOMMENDATIONS REGARDING LEGISLATIVE,
3 REGULATORY, OR OPERATIONAL ACTIONS NEEDED TO:
4 (I) IMPROVE REGULATORY EFFICIENCY AND EFFECTIVENESS,
5 INCLUDING THROUGH REVISING THE TIMING AND ORDER OF KEY
6 PLANNING PROCEEDINGS;
7 (II) ADVANCE INTEGRATED GAS AND ELECTRIC SYSTEM
8 PLANNING; AND
9 (III) DELIVER COST-EFFECTIVE, IMPACTFUL, AND STREAMLINED
10 UTILITY CUSTOMER PROGRAMMING TO ACHIEVE PUBLIC POLICY GOALS,
11 INCLUDING GOALS OF REDUCING GREENHOUSE GAS EMISSIONS AND
12 INCREASING ACCESS TO AND THE BENEFITS OF PROGRAMMING FOR
13 INCOME-QUALIFIED CUSTOMERS AND DISPROPORTIONATELY IMPACTED
14 COMMUNITIES.
15 (b) WITHIN THE REPORT, THE COMMISSION SHALL ALSO
16 IDENTIFY WHETHER ANY OF THE RECOMMENDATIONS MADE PURSUANT
17 TO SUBSECTION (4)(a) OF THIS SECTION WOULD REQUIRE OR BENEFIT
18 FROM LEGISLATION TO CHANGE STATUTORY DEADLINES FOR SPECIFIC
19 PLANNING PROCEEDINGS, AND, IF SO, THE COMMISSION SHALL
20 RECOMMEND THE STATUTORY CHANGES NEEDED.
21 (5) ON OR BEFORE NOVEMBER 30, 2027, THE COMMISSION
22 SHALL SUBMIT THE REPORT TO THE HOUSE OF REPRESENTATIVES
23 ENERGY AND ENVIRONMENT COMMITTEE, THE HOUSE OF
24 REPRESENTATIVES TRANSPORTATION, HOUSING, AND LOCAL
25 GOVERNMENT COMMITTEE, AND THE SENATE TRANSPORTATION AND
26 ENERGY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.
27 (6) THIS SECTION IS REPEALED, EFFECTIVE JANUARY 1, 2029."

28 Renumber succeeding section accordingly.

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