

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

April 29, 2026
Date

Committee on Transportation & Energy.

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

HB26-1226 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend reengrossed bill, page 10, strike lines 14 through 27.

2 Page 11, strike lines 1 through 5 and substitute:

3 "(2) ANY DECISION BY THE COMMISSION APPROVING OR
4 MODIFYING A PORTFOLIO IN AN ELECTRIC RESOURCE PLAN OR ANY
5 RELATED PROCEEDING IN WHICH THE COMMISSION EVALUATES THE
6 ACQUISITION OF SUPPLY-SIDE RESOURCES FOR AN INVESTOR-OWNED
7 UTILITY SERVING MORE THAN FIVE HUNDRED THOUSAND CUSTOMERS MUST
8 APPROVE AN AMOUNT OF ACCREDITED CAPACITY THAT ENABLES THE
9 INVESTOR-OWNED UTILITY TO RELIABLY:

10 (a) IMPLEMENT THE RETIREMENT DATES OR OPERATIONAL
11 RESTRICTIONS IN EFFECT AT THE TIME OF THE COMMISSION'S DECISION
12 REGARDING COVERED ELECTRIC GENERATING UNITS; AND

13 (b) COMPLY WITH ANY APPLICABLE STATE LAW REQUIREMENTS,
14 INCLUDING THE REQUIREMENTS TO REDUCE CARBON DIOXIDE EMISSIONS
15 DESCRIBED IN SECTION 40-2-125.5.

16 (3) THE COMMISSION SHALL DETERMINE IN WRITING IN THE
17 WRITTEN DECISION APPROVING OR MODIFYING THE PORTFOLIO THAT THE
18 PORTFOLIO MEETS THE ACCREDITED CAPACITY REQUIREMENTS DESCRIBED
19 IN SUBSECTION (2) OF THIS SECTION."