

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

April 30, 2026
Date

Committee on Energy & Environment.

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

HB26-1337 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 2, line 5, after "ADVANCED" insert
2 "NUCLEAR".

3 Page 3, strike lines 19 and 20 and substitute:

4 "(3) "DEVELOPER" MEANS A PERSON THAT SEEKS TO OWN OR
5 OPERATE A NUCLEAR ENERGY PROJECT."

6 Page 3, strike lines 26 and 27 and substitute:

7 "(6) "OFFICE" MEANS THE ADVANCED NUCLEAR ENERGY
8 DEVELOPMENT AND TECHNICAL ASSISTANCE OFFICE CREATED IN SECTION
9 24-38.5-603."

10 Page 4, strike lines 3 through 5 and substitute:

11 "**24-38.5-603. Advanced nuclear energy development and**
12 **technical assistance office - creation - duties.**

13 (1) THERE IS CREATED IN THE COLORADO ENERGY OFFICE THE
14 ADVANCED NUCLEAR ENERGY DEVELOPMENT AND TECHNICAL ASSISTANCE
15 OFFICE.

16 (2) THE DIRECTOR OF THE COLORADO ENERGY OFFICE SHALL
17 APPOINT THE DIRECTOR OF THE OFFICE."

18 Renumber succeeding subsections accordingly.

19 Page 4, after line 21 insert:

1 "(5) THE OFFICE SHALL COORDINATE ONLY WITH A LOCAL
2 GOVERNMENT THAT RESPONDS TO THE REQUEST FOR INFORMATION
3 SOLICITED BY AN INVESTOR-OWNED UTILITY PURSUANT TO SECTION
4 40-2-140 (2)(a)(I)."

5 Renumber succeeding subsection accordingly.

6 Page 5, line 9, strike "(3)(a)(II)(B)" and substitute "(6)(a)(II)(B)".

7 Page 5, after line 17 insert:

8 "(7) ANY NUCLEAR ENERGY PLANNING FRAMEWORK OR OTHER
9 REGULATORY REQUIREMENTS RELATED TO THE DEVELOPMENT OR
10 DEPLOYMENT OF NUCLEAR ENERGY TECHNOLOGY BY A DEVELOPER IN THE
11 STATE MUST INCLUDE REQUIREMENTS THAT A PROJECT THAT IS AN ENERGY
12 SECTOR PUBLIC WORKS PROJECT, AS DEFINED IN SECTION 24-92-303 (5),
13 COMPLY WITH THE STATE PREVAILING WAGE SET FORTH IN PART 3 OF
14 ARTICLE 92 OF THIS TITLE 24 AND THE APPRENTICESHIP UTILIZATION
15 REQUIREMENTS SET FORTH IN SECTION 24-92-115 (7) AND IS SUBJECT TO
16 THE REQUIREMENTS SET FORTH IN SECTIONS 24-92-305 TO 24-92-307.

17 **24-38.5-604. Advanced nuclear energy development fund -**
18 **creation - annual fee.**

19 (1) THE ADVANCED NUCLEAR ENERGY DEVELOPMENT FUND IS
20 CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF MONEY
21 CREDITED TO THE FUND PURSUANT TO SUBSECTION (4)(b) OF THIS SECTION
22 AND ANY OTHER MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE
23 OR TRANSFER TO THE FUND.

24 (2) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
25 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
26 FUND TO THE FUND.

27 (3) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE
28 OFFICE FOR PROVIDING:

29 (a) TECHNICAL ASSISTANCE TO AN INVESTOR-OWNED UTILITY
30 THAT IS A DEVELOPER TO AVOID REGULATORY DELAYS AND REGULATORY
31 OBSTACLES; AND

32 (b) EXPERT STAFF CAPACITY ON ADVANCED NUCLEAR
33 TECHNOLOGY, SITING, AND PERMITTING.

34 (4) (a) AN INVESTOR-OWNED UTILITY THAT IS A DEVELOPER SHALL
35 PAY TO THE OFFICE AN ANNUAL FEE. THE AMOUNT OF THE FEE IS
36 DETERMINED BY THE DIRECTOR OF THE OFFICE, NOT TO EXCEED ONE
37 MILLION ONE HUNDRED AND FIFTY THOUSAND DOLLARS.

38 (b) THE OFFICE SHALL DEPOSIT THE ANNUAL FEE INTO THE FUND."

- 1 Page 5, strike lines 24 and 25 and substitute:
- 2 "(a) "DEVELOPER" MEANS A PERSON THAT SEEKS TO OWN OR
3 OPERATE A NUCLEAR ENERGY PROJECT.
- 4 (b) "JUST TRANSITION COMMUNITY" HAS THE SAME MEANING AS
5 "COAL TRANSITION COMMUNITY", AS DEFINED IN SECTION 8-83-502 (1).".
- 6 Reletter succeeding paragraphs accordingly.
- 7 Page 6, strike lines 4 and 5 and substitute:
- 8 "(e) "OFFICE" MEANS THE ADVANCED NUCLEAR ENERGY
9 DEVELOPMENT AND TECHNICAL ASSISTANCE OFFICE CREATED IN SECTION
10 24-38.5-603.".
- 11 Page 6, line 7, strike "CUSTOMERS SHALL:" and substitute "CUSTOMERS:".
- 12 Page 6, line 8, after "2027," insert "SHALL".
- 13 Page 6, line 9, strike "COMMUNITIES AND".
- 14 Page 6, line 11, after "2027," insert "SHALL".
- 15 Page 6, line 15, strike "IDENTIFY," and substitute "MAY IDENTIFY,".
- 16 Page 6, line 25, after "PROJECTS," insert "SHALL".
- 17 Page 7, strike line 1 and substitute "117-169, OR A JUST TRANSITION
18 COMMUNITY; AND".
- 19 Page 7, line 2, after "PRACTICABLE," insert "SHALL".
- 20 Page 7, line 10, strike "MAY" and substitute "SHALL".
- 21 Page 7, line 11, strike "SHALL APPROVE," and substitute "MAY APPROVE,
22 MODIFY, OR DENY,".
- 23 Page 7, line 15, after "STATE." add "COMMISSION APPROVAL OF AN
24 APPLICATION CONFERS A REBUTTABLE PRESUMPTION OF PRUDENCE FOR
25 ACTIONS CONSISTENT WITH THE COMMISSION-APPROVED APPLICATION.".
- 26 Page 8, strike line 1 and substitute "(6)(a)(II)(B)".

1 Page 8, line 4, strike "24-38.5-603 (3)(a)(II)(B)." and substitute
2 "24-38.5-603 (6)(a)(II)(B).".

3 Page 8, after line 10 insert:

4 "(5) AN INVESTOR-OWNED UTILITY THAT IS A DEVELOPER EARNS
5 A WEIGHTED AVERAGE COST OF CAPITAL RETURN ON ANY DEFERRED
6 EXPENDITURES AND MAY RECOVER ANY ANNUAL FEE PAID TO THE OFFICE
7 PURSUANT TO SECTION 24-38.5-604 (4)(a) IN THE SAME MANNER AS STUDY
8 EXPENDITURES."

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