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

HB21-1286 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

1 Amend printed bill, page 7, line 16, strike "AND".

2 Page 7, strike line 18 and substitute "17-1-102 (7.3); (III) A LOCAL JAIL AS DEFINED IN SECTION 17-1-102 (7); (IV) A MUNICIPAL JAIL AS AUTHORIZED IN SECTION 31-15-401 (1)(j); AND (V) A JUVENILE DETENTION FACILITY GOVERNED BY PART 4 OF ARTICLE 2 OF TITLE 19.".

3 Page 14, line 14, strike "A" and substitute "AN ELECTRONIC".

4 Page 16, strike lines 14 through 18 and substitute:

"(II) FOR A COVERED BUILDING OWNED BY THE STATE, A LOCAL GOVERNMENT, A SPECIAL DISTRICT REGULATED UNDER TITLE 32, A STATE INSTITUTION OF HIGHER EDUCATION, A SCHOOL DISTRICT CREATED PURSUANT TO ARTICLE 30 OF TITLE 22, OR A CHARTER SCHOOL AUTHORIZED PURSUANT TO PART 1 OF ARTICLE 30.5 OF TITLE 22, THE OWNER NEED COMPLY WITH THE PERFORMANCE REQUIREMENTS SET FORTH IN THIS SUBSECTION (8) ONLY IF THE OWNER COMPLETES WORK ON A CONSTRUCTION OR RENOVATION PROJECT THAT HAS AN ESTIMATED COST OF AT LEAST FIVE HUNDRED THOUSAND DOLLARS AND IMPACTS AT LEAST TWENTY-FIVE PERCENT OF THE COVERED BUILDING'S SQUARE FOOTAGE.".

5 Page 17, line 13, after "THE" insert "TWENTY-FIFTH PERCENTILE".
"(II) In at least two of the most recent five years, the covered building met one or more of the conditions for financial hardship;".

Renumber succeeding subparagraphs accordingly.

Page 19, line 22, strike "EIGHTY" and substitute "SIXTY-SIX".

Page 21, strike line 11 and substitute:

"(10) Performance standard rules - task force recommendations for implementation - repeal. (a) (I) No later than November 1, 2021, the director of the office shall appoint, convene, and facilitate a task force to develop and provide consensus recommendations to the commission, the general assembly, and the governor on modifications to the implementation of benchmarking and performance standards. (II) The task force may consider recommendations related to: (A) Workforce availability and development related to building energy performance; (B) Financial and nonfinancial costs and benefits of upgraded building energy performance; (C) Availability of programs, technical assistance, and incentives to support building owners, utilities, and local governments; (D) Opportunities to improve commercial building energy use in Colorado; and (E) Future actions that the commission and the general assembly may take related to implementing the benchmarking and performance standards. (III) The task force shall develop and deliver to the commission, the general assembly, and the governor: (A) Interim consensus recommendations no later than December 1, 2022; and (B) Final consensus recommendations no later than
DECEMBER 1, 2024.

(IV) THE TASK FORCE CONSISTS OF THE FOLLOWING MEMBERS:

(A) THE DIRECTOR OF THE OFFICE OR THE DIRECTOR'S DESIGNEE;

(B) THE DIRECTOR OF ENVIRONMENTAL PROGRAMS IN THE
    DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT OR THE DIRECTOR'S
    DESIGNEE;

(C) TWO MEMBERS WHO ARE BUILDING OWNERS OR WHO
    REPRESENT BUILDING OWNERS, WITH ONE REPRESENTING COMMERCIAL
    BUILDINGS AND ONE REPRESENTING MULTIFAMILY RESIDENTIAL
    BUILDINGS;

(D) TWO MEMBERS WHO HAVE DIRECT EXPERIENCE IN, OR ARE
    MEMBERS OF ORGANIZATIONS REPRESENTING WORKERS IN, MECHANICAL,
    PLUMBING, OR ELECTRICAL WORK;

(E) TWO MEMBERS REPRESENTING DESIGN PROFESSIONALS,
    DEVELOPERS, BUILDING ENGINEERS, CONSTRUCTION ORGANIZATIONS, OR
    BUILDING CONTRACTORS;

(F) TWO MEMBERS OF ENVIRONMENTAL CONSERVATION OR
    ENVIRONMENTAL JUSTICE GROUPS WITH EXPERIENCE IN ENERGY
    EFFICIENCY OR THE BUILT ENVIRONMENT;

(G) ONE MEMBER FROM A LOCAL GOVERNMENT THAT HAS
    ENACTED OR ADOPTED A BENCHMARKING OR BUILDING ENERGY
    PERFORMANCE ORDINANCE OR RESOLUTION; AND

(H) ONE MEMBER FROM A LOCAL GOVERNMENT THAT HAS NOT
    ENACTED OR ADOPTED A BENCHMARKING OR BUILDING ENERGY
    PERFORMANCE ORDINANCE OR RESOLUTION.

(V) THIS SUBSECTION (10)(a) IS REPEALED, EFFECTIVE JULY 1,
    2025.

(b) ON OR AFTER DECEMBER".

Reletter succeeding paragraphs accordingly.

Page 21, line 17, strike "PROPERTIES," and substitute "BUILDINGS,".

Page 21, line 18, strike "BY" and substitute "AS MEASURED IN".

Page 23, after line 12 insert:

"SECTION 2. In Colorado Revised Statutes, 24-38.5-102.4,
   amend (2)(b)(VII); and add (2)(b)(VII.5) as follows:
   24-38.5-102.4. Energy fund - creation - use of fund -
   definitions - repeal. (2) (b) The Colorado energy office may expend
money from the energy fund:

(VII) To educate the general public on energy issues and opportunities; and

(VII.5) TO IMPLEMENT THE BUILDING PERFORMANCE PROGRAM DEFINED IN SECTION 24-38.5-110 (2)(b) AND DESCRIBED IN THAT SECTION AND SECTION 25-7-142; AND".

Renumber succeeding sections accordingly.

Page 26, strike lines 19 through 22 and substitute "FIRST VIOLATION AND UP TO FIVE THOUSAND DOLLARS FOR A SUBSEQUENT VIOLATION. ".

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