

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

March 21, 2024
Date

Committee on Energy & Environment.

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

HB24-1338 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 3, line 6, strike "**definitions.**" and substitute
- 2 "**definitions - report.**".

- 3 Page 5, line 5, strike "AND".

- 4 Page 5, strike lines 7 and 8 and substitute "CUMULATIVE IMPACTS AND
- 5 HOW THOSE PROBLEMS AND INDICATORS CAN BE AVOIDED, MINIMIZED,
- 6 AND MITIGATED, BUT SHOULD NOT RECOMMEND SOLUTIONS TO
- 7 INDIVIDUAL AGENCIES; AND
- 8 (f) SHOULD EMPOWER AGENCIES AND LOCAL GOVERNMENTS TO
- 9 SCORE, EVALUATE, OR COMPARE ALTERNATIVE MITIGATION OPTIONS
- 10 PROPOSED FOR FUTURE PROJECTS TO ENSURE THAT THE FUTURE PROJECTS
- 11 ARE EFFECTIVE WHILE CONSIDERING POTENTIAL UNINTENDED
- 12 CONSEQUENCES."

- 13 Page 7, line 10, strike "AND".

- 14 Page 7, line 12, strike "PROCESS." and substitute "PROCESS; AND
- 15 (d) ENSURE THAT AN EECIA IS CRAFTED TO BE COMPREHENSIBLE,
- 16 EASY TO UTILIZE, AND ACCESSIBLE. AS USED IN THIS SUBSECTION (5)(d),
- 17 "ACCESSIBLE" INCLUDES ENSURING THAT THE DATA SUPPORTING AN
- 18 EECIA IS TRANSPARENT, TRANSLATED FROM ENGLISH INTO THE TWO
- 19 MOST PREVALENT OTHER LANGUAGES SPOKEN IN THE RELEVANT
- 20 COMMUNITY, AND MADE READILY AVAILABLE TO COMMUNITIES."

- 21 Page 7, line 13, strike "THE" and substitute "(a) EXCEPT AS PROVIDED IN
- 22 SUBSECTION (6)(b) OF THIS SECTION, THE".

1 Page 7, after line 16 insert:

2 "(b) THE DEPARTMENT SHALL NOT ACCEPT GIFTS, GRANTS, OR
3 DONATIONS FROM INDUSTRY INTERESTS. AS USED IN THIS SUBSECTION
4 (6)(b), "INDUSTRY INTEREST" MEANS AN ENTITY THAT CURRENTLY HOLDS
5 OR THAT APPLIED TO RECEIVE A PERMIT OR LICENSE FROM THE DIVISION OF
6 ADMINISTRATION OR THE HAZARDOUS MATERIALS AND WASTE
7 MANAGEMENT DIVISION.

8 (7) (a) WITHIN NINE MONTHS AFTER COMPLETING THE FIRST
9 EECIA, THE DEPARTMENT SHALL PREPARE A REPORT REGARDING THE
10 EECIA AND SUBMIT THE REPORT TO THE HOUSE OF REPRESENTATIVES
11 ENERGY AND ENVIRONMENT COMMITTEE AND THE SENATE
12 TRANSPORTATION AND ENERGY COMMITTEE, OR THEIR SUCCESSOR
13 COMMITTEES.

14 (b) THE REPORT MUST INCLUDE:

15 (I) RECOMMENDATIONS FOR IMPLEMENTING THE FINDINGS OF THE
16 EECIA; AND

17 (II) IDENTIFICATION OF ANY RESOURCES OR STEPS NECESSARY FOR
18 THE DEPARTMENT OR OTHER AGENCIES TO IMPLEMENT THE FINDINGS OF
19 THE EECIA ONCE THE EECIA IS DEVELOPED.

20 (c) IN PREPARING THE REPORT, THE DEPARTMENT SHALL CONSULT
21 WITH:

22 (I) THE COLORADO ENERGY OFFICE CREATED IN SECTION
23 24-38.5-101 (1);

24 (II) THE DEPARTMENT OF NATURAL RESOURCES CREATED IN
25 SECTION 24-1-124 (1);

26 (III) THE DEPARTMENT OF AGRICULTURE CREATED IN SECTION
27 35-1-103;

28 (IV) THE PUBLIC UTILITIES COMMISSION CREATED IN SECTION
29 40-2-101 (1)(a);

30 (V) THE DEPARTMENT OF TRANSPORTATION CREATED IN SECTION
31 24-1-128.7 (1); AND

32 (VI) REPRESENTATIVES OF DISPROPORTIONATELY IMPACTED
33 COMMUNITIES."

34 Page 9, strike lines 26 and 27.

35 Strike pages 10 through 12.

36 Page 13, strike lines 1 through 19.

37 Renumber succeeding sections accordingly.

1 Page 14, line 22, strike "SECTION," and substitute "SECTION AND
2 NOTWITHSTANDING ANY EXISTING AUTHORITY THAT THE COMMISSION HAS
3 UNDER THE LAW,".

4 Page 15, line 16, strike "UPGRADE" and substitute "INSTALL AND
5 OPERATE".

6 Page 16, line 5, strike "UPGRADED" and substitute "INSTALLED AND
7 OPERATED".

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