

CHAPTER 275

PUBLIC UTILITIES

HOUSE BILL 08-1222

BY REPRESENTATIVE(S) McNulty, Gardner C., Summers, Massey, Kerr J., Witwer, Vaad, Gardner B., King, Loooper, Marostica, May M., Mitchell V., Roberts, Rose, Sonnenberg, Stephens, White, Buescher, Gallegos, Jahn, Labuda, Liston, Rice, Soper, Stafford, Swalm, and Todd;
also SENATOR(S) Harvey, Renfroe, Kester, Kopp, McElhany, Taylor, Wiens, Brophy, Gibbs, Isgar, Mitchell S., Penry, Schwartz, Spence, Tochtrop, and Ward.

AN ACT

CONCERNING AN EXPANSION OF THE DEFINITION OF RENEWABLE ENERGY RESOURCES TO INCLUDE CERTAIN TYPES OF HYDROELECTRICITY.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 37-98-103, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

37-98-103. Annual recommendations - bill limitation - deadlines for introduction - repeal. (3) (a) THE COMMITTEE SHALL, DURING THE 2008 INTERIM, STUDY THE FEASIBILITY OF EXPANDING THE TYPES OF HYDROELECTRICITY THAT QUALIFY AS AN ELIGIBLE ENERGY RESOURCE UNDER SECTION 40-2-124, C.R.S. THE COMMITTEE SHALL CONSIDER ISSUES RELATED TO THE APPROPRIATE DEFINITION OF ELIGIBLE HYDROELECTRICITY, INCLUDING CONSIDERATION OF ENVIRONMENTAL IMPACTS, AND THE EXTENT TO WHICH INCLUSION OF HYDROELECTRICITY AS AN ELIGIBLE ENERGY RESOURCE COULD DISPLACE OTHER ELIGIBLE ENERGY RESOURCES AND WHETHER THE INCLUSION OF HYDROELECTRICITY AS AN ELIGIBLE ENERGY RESOURCE UNDER SECTION 40-2-124, C.R.S., VIOLATES THE INTENT OF AMENDMENT 37.

(b) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JULY 1, 2009.

SECTION 2. Effective date - applicability. (1) This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution, (August 6, 2008,

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

if adjournment sine die is on May 7, 2008); except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

(2) The provisions of this act shall apply to acts occurring on or after the applicable effective date of this act.

Approved: May 21, 2008