

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Energy & Environment.

HB26-1326 be amended as follows:

1 Amend printed bill, page 43, after line 23 insert:

2 "SECTION 44. In Colorado Revised Statutes, **add** 40-4-123 as
3 follows:

4 **40-4-123. Electric utilities - interconnection information -**
5 **disclosure for federal clean electricity investment credit compliance**
6 **- definitions.**

7 (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
8 REQUIRES:

9 (a) "FEDERAL CREDIT" MEANS THE FEDERAL CLEAN ELECTRICITY
10 INVESTMENT CREDIT AUTHORIZED UNDER SECTION 48E OF THE FEDERAL
11 "INTERNAL REVENUE CODE OF 1986", 26 U.S.C. SEC. 48E.

12 (b) "INTERCONNECTION UTILITY" MEANS AN INVESTOR-OWNED
13 ELECTRIC UTILITY.

14 (c) "MATERIAL ASSISTANCE COST RATIO" MEANS THE
15 MEASUREMENT OF HOW MUCH OF A PROJECT'S COST IS FROM
16 NONPROHIBITED FOREIGN ENTITY SOURCES AND IS CALCULATED IN
17 ACCORDANCE WITH 26 U.S.C. SEC. 7701 (a)(52)(D) OR ANY SUCCESSOR
18 FEDERAL STATUTE.

19 (d) "QUALIFIED INTERCONNECTION PROPERTY" HAS THE MEANING
20 SET FORTH IN 26 U.S.C. SEC. 48E (b)(4).

21 (2) AN INTERCONNECTION UTILITY SHALL, UPON WRITTEN
22 REQUEST, PROVIDE A TAXPAYER CLAIMING THE FEDERAL CREDIT ANY
23 INFORMATION OR CERTIFICATIONS REASONABLY NECESSARY FOR A
24 DETERMINATION OF COMPLIANCE WITH APPLICABLE FEDERAL
25 REQUIREMENTS, INCLUDING THE MATERIAL ASSISTANCE COST RATIO. THE
26 INFORMATION OR CERTIFICATIONS MUST INCLUDE, TO THE EXTENT IT IS
27 AVAILABLE, INFORMATION REGARDING THE ORIGIN, COST, AND
28 CONSTITUENT COMPONENTS OF ANY PROPERTY OR EQUIPMENT, INCLUDING
29 ASSOCIATED LABOR COSTS, THAT IS REQUIRED FOR CALCULATING THE
30 MATERIAL ASSISTANCE COST RATIO FOR QUALIFIED INTERCONNECTION
31 PROPERTY.

32 (3) AN INTERCONNECTION UTILITY SHALL PROVIDE THE
33 INFORMATION OR CERTIFICATIONS REQUESTED PURSUANT TO SUBSECTION
34 (2) OF THIS SECTION WITHIN A REASONABLE TIME FRAME AND IN
35 SUFFICIENT DETAIL TO ENABLE THE TAXPAYER TO PERFORM THE REQUIRED
36 CALCULATIONS AND CERTIFICATIONS REQUIRED UNDER FEDERAL TAX
37 RULES AND GUIDANCE REGARDING THE FEDERAL CREDIT."

38 Renumber succeeding section accordingly.

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