

SB061_L.003

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Agriculture, Natural Resources, & Energy.

SB16-061 be amended as follows:

1 Amend printed bill, page 2, after line 14 insert:

2 "(II) ON FEBRUARY 9, 2016, THE SUPREME COURT OF THE UNITED
3 STATES GRANTED A STAY OF EPA'S 111 (d) RULES BASED ON A FINDING
4 THAT IRREPARABLE HARM WOULD RESULT IF THE STAY WAS NOT GRANTED.
5 THE COURT MADE IT CLEAR THAT THE STAY WILL BE EFFECTIVE THROUGH
6 THE COMPLETION OF ANY PROCEEDINGS IN THE SUPREME COURT."

7 Renumber succeeding subparagraphs accordingly.

8 Page 4, line 1, strike "40-8.7-205" and substitute "24-38.5-110, C.R.S."

9 Page 5, strike lines 18 through 27.

10 Page 6, strike lines 1 through 4.

11 Renumber succeeding C.R.S. section accordingly.

12 Page 6, line 16, strike "APPROPRIATE" and substitute "TRANSFER".

13 Page 6, lines 17 and 18, strike "STATIONARY SOURCES CONTROL FUND
14 CREATED IN SECTION 25-7-114.7 (2) (b) (I), C.R.S.," and substitute
15 "GENERAL FUND".

16 Page 6, strike lines 20 through 27.

17 Page 7, strike lines 1 through 14 and substitute:

18 "**SECTION 2.** In Colorado Revised Statutes, **add** 24-38.5-110 as
19 follows:

20 **24-38.5-110. Ratepayer protection fund.** (1) THE RATEPAYER
21 PROTECTION FUND IS HEREBY CREATED IN THE STATE TREASURY. THE
22 FUND CONSISTS OF MONEY APPROPRIATED TO THE FUND PURSUANT TO
23 SECTION 40-8.7-205 (2), C.R.S. THE STATE TREASURER SHALL CREDIT ALL
24 INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF
25 MONEY IN THE FUND TO THE FUND.

26 (2) THE PUBLIC UTILITIES COMMISSION SHALL USE THE FUND ONLY
27 TO:



1 (a) REMIT TO UTILITIES THE AMOUNTS REPORTED TO THE
2 COMMISSION AS SPECIFIED IN SECTION 40-8.7-204 (1) (b), C.R.S.; AND
3 (b) COVER ITS DIRECT COSTS IN ADMINISTERING THE RATEPAYER
4 PROTECTION PROGRAM CREATED IN PART 2 OF ARTICLE 8.7 OF TITLE 40,
5 C.R.S., WHICH MUST NOT EXCEED THREE PERCENT OF THE AVERAGE
6 ANNUAL BALANCE OF THE FUND.
7 (3) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE
8 COMMISSION FOR THESE PURPOSES."

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