

Decision No. C24-0891

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 21A-0625EG

IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF COLORADO FOR APPROVAL OF ITS 2022-2025 RENEWABLE ENERGY COMPLIANCE PLAN.

**COMMISSION DECISION ADDRESSING PUBLIC
SERVICE COMPANY OF COLORADO 2023 RENEWABLE
ENERGY STANDARD COMPLIANCE REPORT**

Issued Date: December 5, 2024
Adopted Date: November 27, 2024

I. BY THE COMMISSION

A. Statement

1. This Decision addresses the 2023 Renewable Energy Standard (“RES”) Compliance Report (“RES Compliance Report”) filed by Public Service Company of Colorado (“Public Service” or the “Company”) on May 31, 2024, pursuant to Rule 3662 of the Commission’s Renewable Energy Standard (“RES”) Rules, 4 *Code of Colorado Regulations* (“CCR”) 723-3-3650, *et seq.* As discussed below, we find that Public Service complied with the RES requirements in 2023 and that no hearing is necessary.

B. Discussion

2. Public Service’s 2022-2025 RES Plan was approved pursuant to Decision No. C22-0678, issued November 3, 2022. This is the first annual compliance report for this Proceeding.

3. On May 31, 2024, Public Service filed its 2023 RES Compliance Report pursuant to Rule 3662 of the Commission’s RES Rules. The Commission issued a notice of the Company’s

filing of its RES Compliance Report on June 3, 2024, and thereby established a 30-day period for interested persons to submit comments in response to the RES Compliance Report. No comments were filed.

4. Rule 3663(a)(III) of the Commission’s RES Rules requires Staff of the Commission (“Staff”) to review a utility’s annual compliance report within 60 days of its filing and recommend to the Commission whether the utility complied with the RES during the compliance year, whether a hearing is necessary, and whether any changes to the report are needed.

5. The Commission granted motions by Staff to extend the time required to file its analysis of the 2023 RES Compliance Report.¹ Staff filed its review of Public Service’s 2023 RES Compliance Report on September 13, 2024.

C. Findings and Conclusions

6. In accordance with the Electric Resource Standards of the Colorado Renewable Energy Standards (§ 40-2-124(1)(c)(I)(C), C.R.S.), Public Service was required to generate 30 percent of its retail electric sales from eligible energy resources. The Company’s retail sales for 2023 were 28,036,096 MWh. Therefore, the 30 percent of RES requirement is 8,410,829 MWh. Pursuant to the statute, Public Service was required to generate three percent of its retail electric sales—amounting to 841,083 MWh—from renewable distributed generation (“DG”) resources. At least one-half of that—amounting to 420,541 MWh—must come from retail DG resources.

7. Consistent with the requirements in Commission Rule 3659, Public Service generally demonstrates compliance with the RES through the retirement of renewable energy credits (“RECs”), as further defined by Electric Rules 3652 and 3654. Each REC corresponds to 1 MWh of electricity generated from an eligible energy resource. Using this approach,

¹ Decision No. C24-0532-I (issued July 25, 2024); Decision No. C24-0686-I (issued September 23, 2024).

Public Service must show it retired a minimum of 8,410,829 RECs for the 2023 compliance year or demonstrate that it caused a certain number of MWh of electricity to be generated from eligible energy resources.

8. Based on its review of Public Service's 2023 RES Compliance Report, Staff concluded that the Company retired sufficient RECs to comply with all aspects of the RES for the 2023 compliance year. Staff concluded therefore that no hearing is necessary.

9. The Commission finds that Public Service is in compliance with the RES statute and rules for 2023. In addition to retiring the required RECs pursuant to Rule 3663(a)(IV)(A), Public Service satisfied the requirement of retiring renewable DG pursuant to Rule 3663(a)(IV)(B). As it did not have eligible energy resources planned for the upcoming compliance year, it satisfied the requirement of Rule 3663(IV)(C). Public Service will carry forward 30,540,146 RECs in this compliance year, consistent with the 2023 RES Compliance Report and Staff's analysis.

II. ORDER

A. The Commission Orders That:

1. Public Service Company of Colorado ("Public Service") is in compliance with the Renewable Energy Standard ("RES"), including its distributed generation requirements, for the 2023 compliance year. Therefore, no hearing is necessary.

2. Public Service shall carry forward the renewable energy credits in excess of those used to demonstrate compliance with the RES in 2023, consistent with the discussion above.

3. This Decision is effective immediately upon its Issued Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
November 27, 2024.**

(S E A L)



ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Rebecca E. White".

Rebecca E. White,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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MEGAN M. GILMAN

TOM PLANT

Commissioners