

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO**

PROCEEDING NO. 16A-0139E

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IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF  
COLORADO FOR APPROVAL OF ITS 2017 – 2019 RENEWABLE ENERGY  
STANDARD COMPLIANCE PLAN.

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**DECISION ADDRESSING 2019 RENEWABLE  
ENERGY STANDARD COMPLIANCE REPORT**

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Mailed Date: September 22, 2020

Adopted Date: September 16, 2020

**I. BY THE COMMISSION**

1. This Decision addresses the 2019 Renewable Energy Standard Compliance Report (RES Compliance Report) filed by Public Service Company of Colorado (Public Service or Company) pursuant to Rule 3662 of the Commission's RES Rules, 4 *Code of Colorado Regulations* (CCR) 723-3-3650, *et seq.* We find that Public Service complied with the RES requirements in 2019 and that no hearing is necessary.

**A. Statement**

2. On June 1, 2020, Public Service filed its RES Compliance Report pursuant to Rule 3662 of the Commission's RES Rules. The Commission issued a notice of the Company's filing on June 3, 2020, and set a 30-day period during which interested parties could submit comments. No public comments were filed.

3. 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.

4. On July 22, 2020, Staff filed a motion requesting that the Commission extend the deadline for Staff to file its review of the 2019 RES Compliance Report.

5. By Decision No. C20-0554, issued on August 3, 2020, the Commission waived the 60-day requirement set forth in Rule 4 CCR 723-3-3663(a) and extended the deadline for Staff to file its review of Public Service's 2019 RES Compliance Report.

6. On August 31, 2020, Staff filed its review of Public Service's 2019 RES Compliance Report.

#### **B. Discussion and Findings**

7. In accordance with Colorado's Renewable Energy Statute, codified at § 40-2-124(1)(c)(I)(C), C.R.S., Public Service was required to generate 20 percent of its 2019 retail electric sales from eligible energy resources. The Company's retail sales for 2019 were 29,153,356 MWh. The 20 percent RES requirement amounts to 5,830,671 MWh. In addition, the RES statute requires Public Service to generate 2 percent of its retail electric sales (or 583,067 MWh) from renewable distributed generation (DG) resources. At least one half of that generation (or 291,534 MWh) must come from retail distributed generation (RDG) resources.

8. Consistent with the requirements in Commission Rule 3659, Public Service generally demonstrates compliance with the RES through the retirement of renewable energy credits (RECs).<sup>1</sup> Each REC corresponds to 1 MWh of electricity generated from an eligible energy resource. Using this approach, Public Service must show it retired a minimum of

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<sup>1</sup> Under Rule 3652, each REC is associated with 1 MWh of generation from a renewable energy resource. However, pursuant to Rule 3654, each MWh of renewable energy generated in Colorado provides 1.25 RECs for the purpose of demonstrating compliance with the RES.

5,830,671 RECs for the 2019 compliance year or demonstrate that it caused a certain number of MWh of electricity to be generated from eligible energy resources.

9. Based on its review of Public Service's 2019 RES Compliance Report, Staff concluded that the Company retired sufficient RECs to comply with all aspects of the RES for the 2019 compliance year. Staff concluded therefore, no hearing is necessary.

10. The Commission finds that Public Service is in compliance with the RES statute and rules for 2019. Based on Staff's analysis submitted in this Proceeding, we find that Public Service may carry forward 895,153 RDG RECs, 1,737,848 Wholesale DG RECs, and 19,846,247 non-DG RECs. These RECs may be used to meet RES requirements in future years or for any other legal purpose, in accordance with the Commission's RES Rules, 4 CCR 723-3-3650, *et seq.*

## **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 2019 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 2019, consistent with the discussion above.

3. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
September 16, 2020.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

JEFFREY P. ACKERMANN

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JOHN GAVAN

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MEGAN M. GILMAN

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Commissioners