COLORADO · C.R.S. § 25-7-142 & HB 25-1269

Building Performance Colorado (BPC & Reg 28)

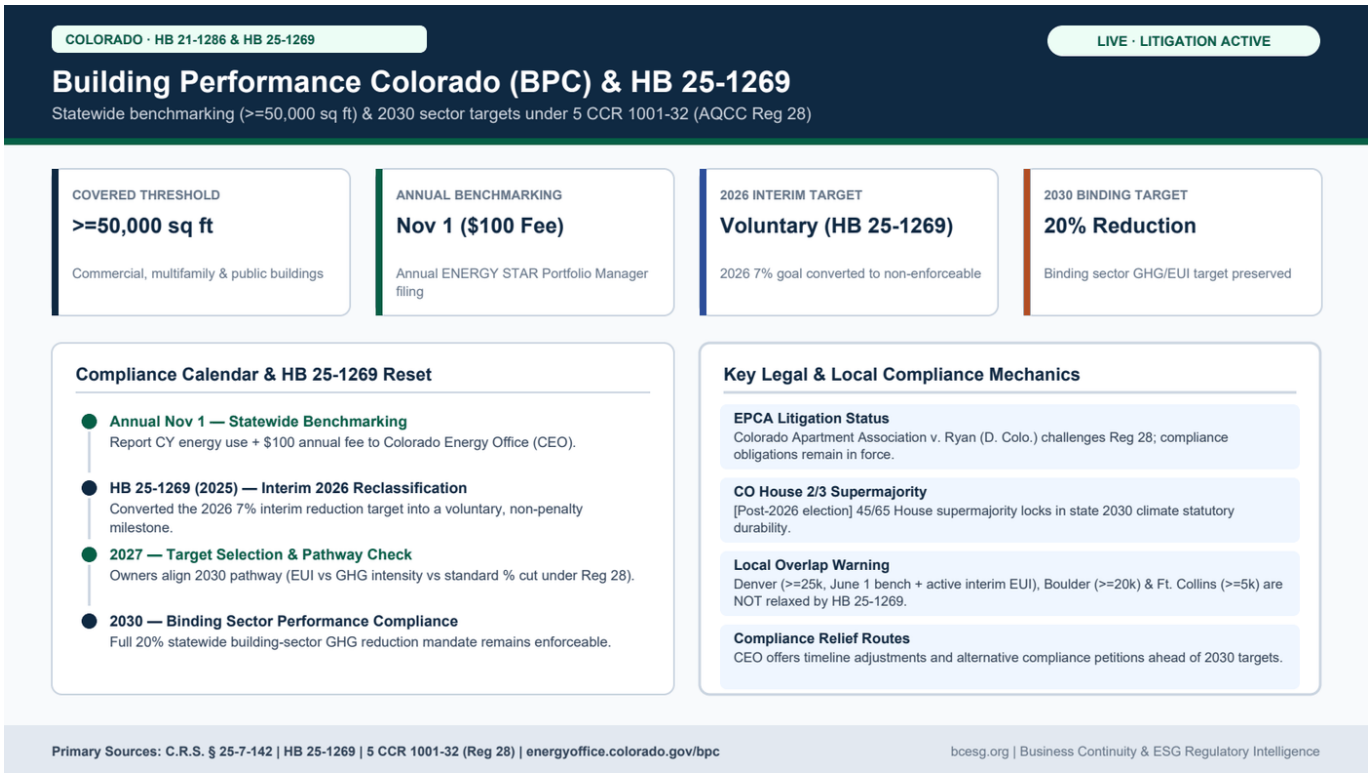
Statewide >=50,000 sq ft annual Nov 1 benchmarking, 2026 interim reset & binding 2030 targets

1. Statutory Scope, Thresholds & Key Dates

Obligation Layer	Scope & Citation	Current Deadlines & Enforceability
Annual Benchmarking	C.R.S. § 25-7-142 (>=50k sq ft)	Annual Nov 1 Portfolio Manager report + $100 fee (Live/Mandatory)
2026 Interim Target (7%)	HB 25-1269 (amending Reg 28)	Converted to non-enforceable voluntary target (No 2026 state fine)
2030 Binding Target (20%)	5 CCR 1001-32 (AQCC Reg 28)	Mandatory 2030 EUI / GHGI / % reduction compliance preserved
EPCA Preemption Suit	Colorado Apt. Assoc. v. Ryan (D. Colo.)	Litigation active; no injunction staying BPC filings or 2030 roadmap

2. Operational Requirements & Enforcement

- **HB 25-1269 Reset:** Colorado's 2026 7% interim goal is voluntary with zero state penalty, yet November 1 benchmarking ($100 fee) and 2030 binding 20% targets remain law.
- **Local Rules Stay Strict:** State HB 25-1269 relief does not alter Denver's >=25,000 sq ft Energize Denver caps, Boulder audits, or Fort Collins >=5,000 sq ft scoring.
- **Active EPCA Challenge:** Litigation continues in D. Colo. without halting reporting; treat legal challenges as upside rather than a compliance strategy.



COLORADO · C.R.S. § 25-7-142 & HB 25-1269 · PAGE 2 CHECKLIST

Colorado Dual-Layer Action Checklist (BPC vs. Local BPS)

Step-by-step workflow from utility data verification through filing & compliance proof

Step	Owner / Team	Auditable Deliverable
1. Annual Nov 1 Filing	Property Mgr	File whole-building Portfolio Manager data + remit $100 fee to Colorado Energy Office before Nov 1.
2. Pathway Audit	Energy Engineer	Select optimal 2030 Reg 28 pathway (EUI vs. GHGI vs. standard %) and verify meter accuracy.
3. Municipal Separation	Portfolio Lead	Segregate Denver (>=25k), Boulder (>=20k), Ft. Collins (>=5k), and Aspen schedules from state BPC rules.
4. CapEx & Petitions	Asset Finance	Document equipment end-of-life windows and file CEO timeline adjustments early if hardship applies.

Key Questions & Edge-Case Rules

- **Did HB 25-1269 repeal Building Performance Colorado?** No. HB 25-1269 converted only the interim 2026 7% reduction goal into a non-enforceable voluntary milestone. Annual November 1 benchmarking ($100 fee) and the 2030 binding 20% sector reduction target under AQCC Regulation 28 remain in force.
- **When is annual Colorado BPC benchmarking due?** Every November 1 for buildings of 50,000 gross sq ft or more, accompanied by a $100 annual fee paid to the Colorado Energy Office.
- **Does HB 25-1269 relax Energize Denver deadlines for my Denver building?** No. Energize Denver is a separate municipal ordinance (covering buildings >=25,000 sq ft with June 1 annual benchmarking and local EUI targets) unaffected by Colorado's state interim adjustment.

Primary Sources & Statutory Citations

- Colorado Energy Office — Building Performance Colorado (BPC)
- Colorado General Assembly — HB 25-1269 Bill Record
- DC BEPS Pathway Management Reference — BC ESG
- Washington Clean Buildings Performance Standard Guide — BC ESG

Canonical Guide: https://bcesg.org/building-performance-colorado-bpc-hb25-1269-compliance-guide/

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