

First Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 17-0633.01 Jennifer Berman x3286

**SENATE BILL 17-105**

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**SENATE SPONSORSHIP**

**Garcia**, Cooke, Fenberg, Jones

**HOUSE SPONSORSHIP**

**(None)**,

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**Senate Committees**  
Agriculture, Natural Resources, & Energy

**House Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING CONSUMERS' RIGHT TO KNOW THEIR ELECTRIC UTILITY**  
102         **CHARGES BY REQUIRING INVESTOR-OWNED ELECTRIC UTILITIES**  
103         **TO PROVIDE THEIR CUSTOMERS WITH A COMPREHENSIVE**  
104         **BREAKDOWN OF COST ON THEIR MONTHLY BILLS.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

The bill requires an investor-owned electric utility to file with the public utilities commission (commission) for the commission's review a comprehensive billing format that the investor-owned electric utility has

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

developed for its monthly billing of customers. An investor-owned electric utility shall file the comprehensive billing format at the time of filing a rate schedule with the commission. The comprehensive billing format must include the following:

- ! A line-item representation of all monthly charges and credits applied to the customer;
- ! For months in which tiered rates are applied, a breakdown of the tiered rates and the amount of usage to which each rate was applied for the month;
- ! The rate and usage for the current month and each of the previous 12 months, as shown in a bar graph or other visual format; and
- ! For customers to which demand rates apply, a listing of the demand charge, aggregated data about the range and average of kilowatts used during the various demand periods of the billing period, and, if the customer is a residential customer, a calculation of the amount that the customer would have been billed had standard residential rates applied.

The bill sets forth procedures for the commission's review of a filed comprehensive billing format and provides that once a comprehensive billing format has been approved by the commission, the investor-owned utility need not refile it unless changes have been made to it.

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1       *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1.** In Colorado Revised Statutes, **amend** 40-3-103 as  
3 follows:

4           **40-3-103. Utilities to file rate schedules - rules.** (1) Under such  
5 THE rules ~~as~~ PRESCRIBED BY the commission, ~~may prescribe, every~~ EACH  
6 public utility shall file with the commission, within ~~such~~ THE time and in  
7 ~~such~~ THE form ~~as~~ DESIGNATED BY the commission, ~~may designate,~~ and  
8 shall print and keep open to public inspection, schedules showing all  
9 rates, tolls, rentals, charges, and classifications collected or enforced, or  
10 to be collected and enforced, together with all rules, regulations,  
11 contracts, privileges, and facilities that in any manner affect or relate to

1       rates, tolls, rentals, classifications, or service.

2           (2) (a) ON OR AFTER JANUARY 1, 2018, ON A SCHEDULE  
3 DETERMINED BY THE COMMISSION, EACH INVESTOR-OWNED ELECTRIC  
4 UTILITY SHALL FILE FOR THE COMMISSION'S REVIEW A COMPREHENSIVE  
5 BILLING FORMAT THAT THE INVESTOR-OWNED ELECTRIC UTILITY HAS  
6 DEVELOPED FOR ITS MONTHLY BILLING OF CUSTOMERS. THE  
7 COMPREHENSIVE BILLING FORMAT MUST INCLUDE THE FOLLOWING  
8 COMPONENTS OF A CUSTOMER'S MONTHLY BILL:

9           (I) A LINE-ITEM REPRESENTATION OF ALL MONTHLY CHARGES AND  
10 CREDITS APPLIED TO THE CUSTOMER AND AN INDICATION OF WHETHER THE  
11 CHARGES HAVE INCREASED FROM THE PRIOR MONTH AS A RESULT OF  
12 INCREASED FUEL COSTS;

13           (II) FOR MONTHS IN WHICH TIERED RATES ARE APPLIED, A  
14 BREAKDOWN OF THE TIERED RATES AND THE AMOUNT OF USAGE TO WHICH  
15 EACH RATE WAS APPLIED FOR THE MONTH;

16           (III) THE RATE AND USAGE FOR THE CURRENT MONTH AND EACH  
17 OF THE PREVIOUS TWELVE MONTHS, AS SHOWN IN A BAR GRAPH OR  
18 SIMILAR VISUAL FORMAT; AND

19           (IV) FOR CUSTOMERS TO WHICH DEMAND RATES APPLY:

20           (A) A LISTING OF THE APPLICABLE DEMAND CHARGE;

21           (B) AFTER AGGREGATING THE DATA OF THE BILLING PERIOD, A  
22 CALCULATION OF THE DEMAND DURING THE BILLING PERIOD; AND

23           (C) IF THE CUSTOMER IS A RESIDENTIAL CUSTOMER, A  
24 CALCULATION OF THE AMOUNT THAT THE RESIDENTIAL CUSTOMER WOULD  
25 HAVE BEEN BILLED HAD STANDARD RESIDENTIAL RATES APPLIED.

26           (b) EACH INVESTOR-OWNED UTILITY SHALL PROVIDE ITS  
27 CUSTOMERS, ON A BIANNUAL BASIS, WITH AN INSERT THAT INDICATES, AS

1       A PERCENTAGE, EACH FUEL SOURCE USED IN POWER GENERATION AND  
2       PURCHASED FOR THAT UTILITY, INCLUDING RENEWABLE ENERGY SOURCES,  
3       NATURAL GAS, AND COAL.

4               (c) (I) THE COMMISSION SHALL REVIEW A FILING SUBMITTED  
5        PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION WITHIN THIRTY DAYS  
6        AFTER THE FILING. IF THE COMMISSION DETERMINES THAT THE FILING DOES  
7        NOT MEET THE COMPREHENSIVE BILLING FORMAT REQUIREMENTS SET  
8        FORTH IN SUBSECTION (2)(a) OF THIS SECTION, THE COMMISSION MAY  
9        REQUIRE THE INVESTOR-OWNED ELECTRIC UTILITY TO RESUBMIT A  
10      COMPREHENSIVE BILLING FORMAT IN COMPLIANCE WITH THE  
11      REQUIREMENTS. THE COMMISSION SHALL NOTIFY THE INVESTOR-OWNED  
12      ELECTRIC UTILITY IN WRITING OF THE REASONS FOR THE DEFICIENCY, AND  
13      THE INVESTOR-OWNED ELECTRIC UTILITY SHALL RESUBMIT A  
14      COMPREHENSIVE BILLING FORMAT IN COMPLIANCE WITH THE  
15      REQUIREMENTS OF SUBSECTION (2)(a) OF THIS SECTION WITHIN SIXTY DAYS  
16      AFTER THE DATE OF THE COMMISSION'S NOTICE OF DEFICIENCY; EXCEPT  
17      THAT THE COMMISSION MAY, UPON REQUEST, EXTEND THE DEADLINE.

18               (II) AFTER THE COMMISSION HAS APPROVED A COMPREHENSIVE  
19      BILLING FORMAT SUBMITTED BY AN INVESTOR-OWNED ELECTRIC UTILITY  
20      PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION, THE INVESTOR-OWNED  
21      ELECTRIC UTILITY NEED NOT SUBMIT A COMPREHENSIVE BILLING FORMAT  
22      ALONG WITH SUBSEQUENT FILINGS OF ITS RATE SCHEDULE UNLESS THE  
23      INVESTOR-OWNED ELECTRIC UTILITY MAKES CHANGES TO ITS  
24      COMPREHENSIVE BILLING FORMAT.

25               **SECTION 2. Applicability.** This act applies to rate schedules  
26      filed on or after the effective date of this act.

27               **SECTION 3. Safety clause.** The general assembly hereby finds,

1      determines, and declares that this act is necessary for the immediate  
2      preservation of the public peace, health, and safety.