

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

April 8, 2021

Committee on Finance.

After consideration on the merits, the Committee recommends the following:

HB21-1201 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 2, line 5, strike "**telecommunications**" and
2 substitute "**communications**".
- 3 Page 3, strike lines 14 through 20 and substitute "PERSON OR COMPANY
4 THAT PROVIDES PENAL COMMUNICATIONS SERVICES."
- 5 Page 3, after line 20 insert:
6 "(e) "PENAL COMMUNICATIONS SERVICES" MEANS
7 COMMUNICATIONS SERVICES, INCLUDING TELEPHONE SERVICES PROVIDED
8 TO A CORRECTIONAL FACILITY FOR USE BY END USERS."
- 9 Reletter succeeding paragraphs accordingly.
- 10 Page 5, line 15, strike "AND".
- 11 Page 6, line 2, strike "COMPANY." and substitute "COMPANY; AND
12 (IX) THE TOTAL NUMBER OF CONSUMER COMPLAINTS RELATED TO
13 VIDEO QUALITY."
- 14 Page 6, line 24, after "TESTS" insert "ON A STATISTICALLY VALID SAMPLE"
15 and strike "TELECOMMUNICATIONS" and substitute "COMMUNICATIONS".
- 16 Page 7, before line 13 insert:
17 "(d) PENAL COMMUNICATIONS SERVICE PROVIDERS SHALL INCLUDE



1 THE FOLLOWING LANGUAGE PROMINENTLY ON THEIR WEBSITE: "THE
2 PUBLIC UTILITIES COMMISSION (PUC) GIVES CONSUMERS THE
3 OPPORTUNITY TO FILE INFORMAL COMPLAINTS ABOUT PROBLEMS WITH THE
4 COMMUNICATIONS SERVICES THAT THE PUC REGULATES. COMPLAINTS
5 CAN BE FILED THROUGH WWW.PUC.COLORADO.GOV".

6 Reletter succeeding paragraphs accordingly.

7 Page 7, after line 21, insert:

8 "SECTION 3. In Colorado Revised Statutes, **amend** 40-2-113 as
9 follows:

10 **40-2-113. Collection of fees - limitation.** On or before June 15
11 of each year, the department of revenue shall notify each public utility
12 subject to this ~~article~~ ARTICLE 2 of the amount of its fee for the ensuing
13 fiscal year beginning July 1, computed by multiplying its gross intrastate
14 utility operating revenues for the preceding calendar year, as set forth in
15 its return filed for that purpose, by the percentage determined in
16 accordance with section 40-2-112; but the department of revenue shall not
17 require a public utility that is a telephone corporation to pay a fee in
18 excess of one-fifth of one percent of its gross intrastate utility operating
19 revenues for the preceding calendar year and shall not require any other
20 public utility to pay a fee in excess of one-quarter of one percent of its
21 gross intrastate utility operating revenues for the preceding calendar year.
22 Each public utility, INCLUDING PENAL COMMUNICATIONS SERVICE
23 PROVIDERS, AS DEFINED IN SECTION 17-42-103 (2), shall pay the fee
24 assessed against it to the department of revenue in equal quarterly
25 installments on or before July 15, October 15, January 15, and April 15
26 in each fiscal year. If a public utility does not make a payment by one of
27 the quarterly deadlines, the department of revenue shall charge the public
28 utility a penalty of ten percent of the installment due, together with
29 interest at the rate of one percent per month on the amount of the unpaid
30 installment until the full amount of the installment, penalty, and interest
31 has been paid. Upon failure, refusal, or neglect of any public utility to pay
32 the fee, or any penalty or interest, the attorney general shall bring suit in
33 the name of the state to collect the amount due."

34 Renumber succeeding sections accordingly.

35 Strike "TELECOMMUNICATIONS" and substitute "COMMUNICATIONS" on
36 **Page 2**, lines 9 and 21; **Page 3**, lines 9, 13, 25, and 26; **Page 4**, lines 1, 2,



1 4, 5, 7, 10 twice, 14, 20, and 21; **Page 5**, lines 1, 4, 5, 7, 21, 23, 24, and
2 26; **Page 6**, lines 1, 3, 21, 24, and 26; **Page 7**, lines 5 and 10.

3 Page 1, line 101, strike "TELECOMMUNICATIONS" and substitute
4 "COMMUNICATIONS".

5 Amend the Judiciary Committee Report, dated March 16, 2021, page 1,
6 line 2, strike "TELECOMMUNICATIONS" and substitute
7 "COMMUNICATIONS".

8 Page 1 of the report, line 15, strike "TELECOMMUNICATIONS" and
9 substitute "COMMUNICATIONS".

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