



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Fiscal Note

Drafting Number:	LLS 22-0622	Date:	January 24, 2022
Prime Sponsors:	Rep. Woog Sen. Kirkmeyer	Bill Status:	House Energy & Environment
		Fiscal Analyst:	Christina Van Winkle 303-866-6289 Christina.VanWinkle@state.co.us

Bill Topic: CUSTOMER RIGHT TO USE ENERGY

Summary of Fiscal Impact:

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input checked="" type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

The bill prohibits state agencies, local governments, and homeowner's associations from limiting or prohibiting the use of natural gas, propane, solar photovoltaics, micro wind turbines, or small hydroelectric power. Beginning in FY 2022-23, the bill may increase state and local government expenditures on an ongoing basis.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: The fiscal note reflects the introduced bill.

Summary of Legislation

The bill prohibits state agencies, local governments, and homeowner's associations (HOAs) from limiting or prohibiting the use of natural gas, propane, solar photovoltaics, micro wind turbines, or small hydroelectric power for electricity generation, cooking, hot water, and space heating in residences, units, or businesses.

State Expenditures

Beginning in FY 2022-23, workload may increase in the Department of Local Affairs to respond to local government inquiries regarding compliance. Workload may also increase in the Division of Real Estate within the Department of Regulatory Agencies to update information in the HOA Information and Resource Center and field questions from HOAs. These workload increases can be accomplished within existing appropriations.

Local Government

Updating regulations and ordinances to be in compliance with the bill may increase workload and expenditures for local governments. In addition, local governments' electrification plans may require modification to comply with the bill. These impacts are not estimated in this fiscal note.

Effective Date

The bill takes effect 90 days following adjournment of the General Assembly sine die, assuming no referendum petition is filed.

State and Local Government Contacts

Counties
Municipalities

Information Technology
Regulatory Agencies

Local Affairs