

HB21-1105

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Kennedy

1 Amend the Appropriations Committee Report, dated May 14, 2021, page
2 1, line 3, strike "OCTOBER 1, 2023," and substitute "JANUARY 1, 2024,".

3 Page 1, line 11 strike "ARE NOT ELIGIBLE FOR" and substitute "DO NOT
4 RECEIVE".

5 Page 2, line 17, strike "ARE NOT ELIGIBLE FOR" and substitute "ARE NOT
6 RECEIVING".

7 Page 3, strike line 27 and substitute "OF THIS SECTION.

8 (f) ON OR BEFORE JANUARY 1, 2022, THE ORGANIZATION SHALL
9 TRANSMIT TWO HUNDRED FORTY-SIX THOUSAND DOLLARS FROM THE
10 ENERGY ASSISTANCE SYSTEM BENEFIT CHARGE COLLECTED PURSUANT TO
11 SECTION 40-8.7-104 (2.5) TO THE STATE TREASURER WHO SHALL CREDIT
12 THE MONEY TO THE FUND FOR USE BY THE STATE DEPARTMENT TO COVER
13 ITS COMPUTER PROGRAMMING COSTS FOR IMPLEMENTING THE PROCESSING
14 OF THE EBT CARD PAYMENTS."."

15 Page 5, line 4, strike "SUBSECTION (3)(a)(II)" and substitute
16 "SUBSECTIONS (3)(a)(II) AND (3)(a)(III)".

17 Page 5, strike lines 15 through 30 and substitute:

18 "Page 14 of the bill, after line 11 insert:

19 "(II) SUBJECT TO SUBSECTION (3)(a)(IV) OF THIS SECTION, BEFORE
20 THE ORGANIZATION BEGINS ALLOCATING AN AMOUNT OF THE MONEY
21 COLLECTED FROM THE ENERGY ASSISTANCE SYSTEM BENEFIT CHARGE TO
22 BE CREDITED TO THE SUPPLEMENTAL UTILITY ASSISTANCE FUND CREATED
23 IN SECTION 26-2-307 (2)(a), THE ORGANIZATION, AFTER ALLOCATING AT
24 LEAST TWO PERCENT OF THE MONEY COLLECTED TO COMMUNITY
25 OUTREACH AS DESCRIBED IN SUBSECTION (3)(a)(I) OF THIS SECTION,
26 SHALL:

27 (A) IF THE PROJECTED AMOUNT COLLECTED IN THE FEDERAL
28 FISCAL YEAR, AS DETERMINED BY THE ORGANIZATION BY APRIL 30, WILL
29 NOT EXCEED TEN MILLION DOLLARS, ALLOCATE FORTY PERCENT TO THE
30 COLORADO ENERGY OFFICE CREATED IN SECTION 24-38.5-101 FOR ITS
31 WEATHERIZATION ASSISTANCE PROGRAM AND RETAIN FORTY-FIVE
32 PERCENT FOR THE ORGANIZATION'S ENERGY ASSISTANCE PROGRAMS, WITH
33 THE LEGISLATIVE COMMISSION ON LOW-INCOME ENERGY AND WATER
34 ASSISTANCE, REFERRED TO IN THIS SUBSECTION (3)(a) AS THE

1 "LEGISLATIVE COMMISSION", DETERMINING THE ALLOCATION OF THE
2 REMAINING MONEY BETWEEN THE TWO ENTITIES PURSUANT TO ITS BUDGET
3 APPROVAL AUTHORITY UNDER SECTION 40-8.5-103.5 (6)(c); AND
4 (B) IF THE PROJECTED AMOUNT COLLECTED IN THE FEDERAL
5 FISCAL YEAR, AS DETERMINED BY THE ORGANIZATION BY APRIL 30, WILL
6 EXCEED TEN MILLION DOLLARS, ALLOCATE FORTY-FIVE PERCENT TO THE
7 COLORADO ENERGY OFFICE FOR ITS WEATHERIZATION ASSISTANCE
8 PROGRAM AND RETAIN FORTY-FIVE PERCENT FOR THE ORGANIZATION'S
9 ENERGY ASSISTANCE PROGRAMS, WITH THE LEGISLATIVE COMMISSION
10 DETERMINING THE ALLOCATION OF THE REMAINING MONEY BETWEEN THE
11 TWO ENTITIES PURSUANT TO ITS BUDGET APPROVAL AUTHORITY.
12 (III) SUBJECT TO SUBSECTION (3)(a)(IV) OF THIS SECTION, ONCE
13 THE ORGANIZATION BEGINS ALLOCATING AN AMOUNT OF THE MONEY
14 COLLECTED FROM THE ENERGY ASSISTANCE SYSTEM BENEFIT CHARGE TO
15 BE CREDITED TO THE SUPPLEMENTAL UTILITY ASSISTANCE FUND CREATED
16 IN SECTION 26-2-307 (2)(a), THE ORGANIZATION, AFTER ALLOCATING
17 MONEY FOR THE SUPPLEMENTAL UTILITY ASSISTANCE FUND AND FOR
18 COMMUNITY OUTREACH AS DESCRIBED IN SUBSECTION (3)(a)(I) OF THIS
19 SECTION, SHALL:
20 (A) IF THE PROJECTED AMOUNT COLLECTED IN THE FEDERAL
21 FISCAL YEAR, AS DETERMINED BY THE ORGANIZATION BY APRIL 30, WILL
22 NOT EXCEED TEN MILLION DOLLARS, ALLOCATE FORTY PERCENT TO THE
23 COLORADO ENERGY OFFICE FOR ITS WEATHERIZATION ASSISTANCE
24 PROGRAM AND RETAIN FORTY-FIVE PERCENT FOR THE ORGANIZATION'S
25 ENERGY ASSISTANCE PROGRAMS, WITH THE LEGISLATIVE COMMISSION
26 DETERMINING THE ALLOCATION OF THE REMAINING MONEY BETWEEN THE
27 TWO ENTITIES PURSUANT TO ITS BUDGET APPROVAL AUTHORITY UNDER
28 SECTION 40-8.5-103.5 (6)(c); AND
29 (B) IF THE PROJECTED AMOUNT COLLECTED IN THE FEDERAL
30 FISCAL YEAR, AS DETERMINED BY THE ORGANIZATION BY APRIL 30, WILL
31 EXCEED TEN MILLION DOLLARS, ALLOCATE FORTY-FIVE PERCENT TO THE
32 COLORADO ENERGY OFFICE FOR ITS WEATHERIZATION ASSISTANCE
33 PROGRAM AND RETAIN FORTY-FIVE PERCENT FOR THE ORGANIZATION'S
34 ENERGY ASSISTANCE PROGRAMS, WITH THE LEGISLATIVE COMMISSION
35 DETERMINING THE ALLOCATION OF THE REMAINING MONEY BETWEEN THE
36 TWO ENTITIES PURSUANT TO ITS BUDGET APPROVAL AUTHORITY.
37 (IV) IF ANY MONEY ALLOCATED TO THE COLORADO ENERGY
38 OFFICE OR RETAINED BY THE ORGANIZATION IS NOT EXPENDED IN THE
39 YEAR FOR WHICH IT WAS ALLOCATED, THE LEGISLATIVE COMMISSION MAY
40 TAKE THAT UNEXPENDED MONEY INTO CONSIDERATION IN ALLOCATING
41 MONEY IN THE FOLLOWING YEAR'S BUDGET PURSUANT TO THIS
42 SUBSECTION (3)(a).".

1 Page 5 of the report, after line 31 insert:

2 "Page 6 of the Finance Committee Report, after line 26 insert:

3 "Page 15 of the bill, line 26, strike "(2)" and substitute "(2); and **add (4)**".

4 Page 6 of the Finance Committee Report, after line 29 insert:

5 "Page 17 of the bill, after line 10 insert:

6 "(4) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), THE
7 COLORADO ENERGY OFFICE SHALL SUBMIT A WRITTEN REPORT TO THE
8 GENERAL ASSEMBLY, THE LEGISLATIVE AUDIT COMMITTEE, AND THE
9 OFFICE OF THE STATE AUDITOR ON OR BEFORE MARCH 31 OF EACH YEAR
10 COVERING THE IMMEDIATELY PRECEDING CALENDAR YEAR. THE REPORT
11 MUST INCLUDE AN ITEMIZED ACCOUNT OF THE MONEY THAT THE OFFICE
12 RECEIVED FROM THE ENERGY ASSISTANCE SYSTEM BENEFIT CHARGE
13 COLLECTED PURSUANT TO SECTION 40-8.7-104 (2.5) FOR USE FOR ITS
14 WEATHERIZATION ASSISTANCE PROGRAM, INCLUDING INFORMATION ON
15 THE AMOUNT OF MONEY DISTRIBUTED, THE TYPE OF ASSISTANCE
16 PROVIDED, AND THE GEOGRAPHIC AREAS OF THE STATE SERVED. THE
17 OFFICE SHALL POST THE REPORT ON ITS PUBLIC WEBSITE."."

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