

Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 26-0705.01 Eden Rolland x2373

HOUSE BILL 26-1303

HOUSE SPONSORSHIP

Bradley and Carter, Espenoza

SENATE SPONSORSHIP

Ball and Catlin, Exum, Rich

House Committees

State, Civic, Military, & Veterans Affairs

Senate Committees

A BILL FOR AN ACT

101 CONCERNING TECHNICAL CHANGES TO ENERGY AND CARBON
102 MANAGEMENT STATUTES.

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/>.)

Statutory Revision Committee. The bill makes 2 revisions to energy and carbon management statutes. First, the bill amends the terminology used to describe an examination that welders working on oil and gas process lines are required to pass to obtain certification. Current law requires the energy and carbon management commission (commission) to adopt rules to require certification for welders working

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

on oil and gas process lines, including rules that require passing an exam. Current law refers to the exam as "the International Code Council Exam F31, national standard journeyman mechanical, or an analogous successor exam" (F31 exam). The F31 exam is not applicable to welders. The bill changes the reference to instead refer to certain other examinations that are applicable to welders in the oil and gas industry.

Second, in certain instances, the bill changes "oil and gas operations" to "energy and carbon management operations" to ensure uniformity of terminology and to align statutory references to "operations" to those operations that are within the scope of the commission's regulatory authority.

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

2 **SECTION 1.** In Colorado Revised Statutes, 34-60-106, **amend**
3 (20)(d)(III) as follows:

4 **34-60-106. Additional powers of commission - fees - rules -**
5 **definitions - repeal.**

6 (20) The commission shall adopt rules to require certification for
7 workers in the following fields:

8 (d) Welders working on oil and gas process lines, including:

9 ~~(III) Passage of the International Code Council Exam F31,~~
10 ~~national standard journeyman mechanical, or an analogous successor~~
11 ~~exam,~~ For any person working on pressurized process lines in upstream
12 and midstream operations, **PASSAGE OF:**

13 (A) **THE AMERICAN PETROLEUM INSTITUTE STANDARD 1104,**
14 **WELDING OF PIPELINES AND RELATED FACILITIES, OR AN ANALOGOUS**
15 **SUCCESSOR CERTIFICATION;**

16 (B) **THE AMERICAN SOCIETY OF MECHANICAL ENGINEERS**
17 **SECTION IX, WELDING, BRAZING, AND FUSING QUALIFICATIONS, OR AN**
18 **ANALOGOUS SUCCESSOR QUALIFICATION; OR**

19 (C) **A NATIONALLY RECOGNIZED EXAMINATION, CERTIFICATION,**

1 OR QUALIFICATION, OTHER THAN THOSE SPECIFIED IN SUBSECTIONS
2 (20)(d)(III)(A) AND (20)(d)(III)(B) OF THIS SECTION, THAT IS APPLICABLE
3 FOR THE CERTIFICATION OF WELDERS WORKING ON OIL AND GAS PROCESS
4 LINES.

5 **SECTION 2.** In Colorado Revised Statutes, 34-60-121, **amend**
6 (6), (7)(b), and (7)(c) as follows:

7 **34-60-121. Violations - investigations - penalties - rules -**
8 **definition - legislative declaration.**

9 (6) If the commission determines, after a hearing conducted in
10 accordance with section 34-60-108, that an energy and carbon
11 management operator has failed to perform any corrective action imposed
12 under subsection (4) of this section or failed to comply with a
13 cease-and-desist order issued under subsection (5) of this section, the
14 commission may issue an order suspending, modifying, or revoking the
15 operator's permit or permits or suspending or revoking the operator's
16 license to conduct ~~oil and gas~~ ENERGY AND CARBON MANAGEMENT
17 operations or may take other appropriate action. An energy and carbon
18 management operator subject to an order that suspends, modifies, or
19 revokes a permit or that suspends or revokes the operator's license to
20 conduct ~~oil and gas~~ ENERGY AND CARBON MANAGEMENT operations shall
21 continue the affected operations only for the purpose of bringing the
22 affected operations into compliance with the permit or modified permit
23 and must bring the affected operations into compliance under the
24 supervision of the commission. Once the affected operations are in
25 compliance to the satisfaction of the commission and any penalty not
26 subject to judicial review or appeal has been paid, the commission may
27 reinstate the permit or the license to conduct ~~oil and gas~~ ENERGY AND

1 CARBON MANAGEMENT operations.

2 (7) (b) If the commission finds, after the hearing conducted
3 pursuant to subsection (7)(a) of this section, that the energy and carbon
4 management operator is responsible under the legal standards specified
5 in subsection (7)(a) of this section, the commission may issue an order
6 that prohibits the issuance of any new permits to the energy and carbon
7 management operator, suspends any or all of the energy and carbon
8 management operator's certificates of clearance, suspends the operator's
9 license to conduct ~~oil and gas~~ ENERGY AND CARBON MANAGEMENT
10 operations, or any combination of the three. If the energy and carbon
11 management operator demonstrates to the satisfaction of the commission
12 that the operator has brought each of the violations into compliance and
13 that any penalty not subject to judicial review or appeal has been paid, the
14 commission may vacate the order.

15 (c) In a hearing conducted pursuant to this subsection (7), the
16 commission may consider as evidence violations for which enforcement
17 was commenced prior to May 16, 2024, in determining whether to
18 prohibit the issuance of any new permits to the operator, suspend any or
19 all of the operator's certificates of clearance, suspend the operator's
20 license to conduct ~~oil and gas~~ ENERGY AND CARBON MANAGEMENT
21 operations, or any combination of the three.

22 **SECTION 3. Act subject to petition - effective date.** This act
23 takes effect at 12:01 a.m. on the day following the expiration of the
24 ninety-day period after final adjournment of the general assembly (August
25 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a
26 referendum petition is filed pursuant to section 1 (3) of article V of the
27 state constitution against this act or an item, section, or part of this act

1 within such period, then the act, item, section, or part will not take effect
2 unless approved by the people at the general election to be held in
3 November 2026 and, in such case, will take effect on the date of the
4 official declaration of the vote thereon by the governor.