

HOUSE COMMITTEE OF REFERENCE REPORT

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April 28, 2016

Chairman of Committee

Date

Committee on Appropriations.

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

HB16-1376 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 2, after line 7 insert:

2       **"SECTION 2.** In Colorado Revised Statutes, **amend** 40-6.5-107  
3 as follows:

4       **40-6.5-107. Financing of office.** At each regular session, the  
5 general assembly shall determine the amounts to be expended by the  
6 office of consumer counsel for the direct and indirect costs of  
7 administration in performing its duties and responsibilities required by  
8 this article and shall appropriate to the office of consumer counsel from  
9 the TELECOMMUNICATIONS UTILITY FUND CREATED IN SECTION 40-2-114,  
10 THE public utilities commission fixed utility fund created in section  
11 40-2-114, AND THE MOTOR CARRIER FUND CREATED IN SECTION  
12 40-2-110.5, RESPECTIVELY, IN ACCORDANCE WITH THE OFFICE'S  
13 ALLOCATION OF RESOURCES DURING EACH FISCAL YEAR, the full amount  
14 so determined. ~~No~~ General fund ~~moneys~~ MONEY shall NOT be  
15 appropriated to the office of consumer counsel for the performance of its  
16 duties and responsibilities under this article.

17       **SECTION 3.** In Colorado Revised Statutes, 40-2-110, **amend** (2)  
18 (a) (I) as follows:

19       **40-2-110. Appropriation and fees.** (2) (a) (I) At each regular  
20 session, the general assembly shall determine the amounts to be expended  
21 by the public utilities commission for its administrative expenses in the  
22 supervision and regulation of motor carriers, AND BY THE OFFICE OF

1 CONSUMER COUNSEL FOR ITS COSTS INCURRED IN REPRESENTING THE  
2 INTERESTS OF CONSUMERS OF MOTOR CARRIER SERVICES, as provided by  
3 law and shall appropriate such amounts from the public utilities  
4 commission motor carrier fund established in section 40-2-110.5 as are  
5 necessary to be expended by the commission AND THE OFFICE OF  
6 CONSUMER COUNSEL, RESPECTIVELY, to accomplish said purposes.

7 **SECTION 4. Appropriation.** (1) For the 2016-17 state fiscal  
8 year, \$131,800 is appropriated to the department of regulatory agencies.  
9 This appropriation is from the public utilities commission motor carrier  
10 fund created in section 40-2-110.5 (6), C.R.S. To implement this act, the  
11 department may use this appropriation as follows:

12 (a) \$63,143 for use by the office of consumer counsel for personal  
13 services, which amount is based on an assumption that the office will  
14 require an additional 0.8 FTE;

15 (b) \$30,653 for use by the office of consumer counsel for  
16 operating expenses; and

17 (c) \$38,004 for the purchase of legal services.

18 (2) For the 2016-17 state fiscal year, \$38,004 is appropriated to  
19 the department of law. This appropriation is from reappropriated funds  
20 received from the department of regulatory agencies under paragraph (c)  
21 of subsection (1) of this section and is based on an assumption that the  
22 department of law will require an additional 0.2 FTE. To implement this  
23 act, the department of law may use this appropriation to provide legal  
24 services for the department of regulatory agencies.".

25 Renumber succeeding section accordingly.

26 Page 1, line 103, strike "SERVICES." and substitute "SERVICES, AND, IN  
27 CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

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