

**Second Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 20-0922.01 Jery Payne x2157

HOUSE BILL 20-1192

HOUSE SPONSORSHIP

Jackson and Will,

SENATE SPONSORSHIP

Foote,

House Committees

Energy & Environment
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE USE OF MONEY IN THE PETROLEUM CLEANUP AND**
102 **REDEVELOPMENT FUND TO DEVELOP FUEL-CELL**
103 **ELECTRIC-VEHICLE PROJECTS.**

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>.)

Current law creates the petroleum cleanup and redevelopment fund to fund corrective action plans for petroleum releases not covered by other programs. If it would enhance environmental protection or improve air quality, the bill authorizes the division of oil and public safety to use up to \$2 million in the redevelopment fund to develop, in partnership with

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

a private entity, fuel-cell electric-vehicle projects.

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

2 **SECTION 1.** In Colorado Revised Statutes, 8-20.5-103, **add**
3 (9)(b)(III) as follows:

4 **8-20.5-103. Petroleum storage tank fund - petroleum cleanup**
5 **and redevelopment fund - creation - rules - repeal.**

6 (9) (b) (III) (A) FOR THE 2020-21 STATE FISCAL YEAR, THE DIVISION OF
7 OIL AND PUBLIC SAFETY MAY USE UP TO TWO MILLION DOLLARS OF THE
8 MONEY IN THE REDEVELOPMENT FUND TO LEVERAGE THE DEVELOPMENT
9 OF PUBLIC-PRIVATE PARTNERSHIP PROJECTS THAT INCORPORATE
10 FUEL-CELL ELECTRIC-VEHICLE FUELING INFRASTRUCTURE **IF** THE ACTION
11 WOULD ENHANCE ENVIRONMENTAL PROTECTION AND BENEFIT AIR
12 QUALITY. ANY OF THE TWO MILLION DOLLARS NOT EXPENDED OR
13 ENCUMBERED UNDER THIS SECTION DURING THE 2020-21 STATE FISCAL
14 YEAR MAY BE EXPENDED OR ENCUMBERED BY THE DIVISION THROUGH THE
15 2024-25 STATE FISCAL YEAR. THE DIVISION SHALL CONSULT WITH THE
16 COLORADO ENERGY OFFICE, THE DEPARTMENT OF TRANSPORTATION, AND
17 THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT IN
18 IMPLEMENTING THE GRANT PROGRAM. **THE DIVISION SHALL OBTAIN THE**
19 **APPROVAL FOR A PROJECT FROM EITHER THE COLORADO ENERGY OFFICE**
20 **OR THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT TO EXPEND**
21 **OR ENCUMBER MONEY UNDER THIS SUBSECTION (9)(b)(III) FOR THE**
22 **PROJECT.**

23 (B) THIS SUBSECTION (9)(b)(III) IS REPEALED, EFFECTIVE JULY 1,
24 2026.

25 **SECTION 2. Act subject to petition - effective date.** This act

1 takes effect at 12:01 a.m. on the day following the expiration of the
2 ninety-day period after final adjournment of the general assembly (August
3 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a
4 referendum petition is filed pursuant to section 1 (3) of article V of the
5 state constitution against this act or an item, section, or part of this act
6 within such period, then the act, item, section, or part will not take effect
7 unless approved by the people at the general election to be held in
8 November 2020 and, in such case, will take effect on the date of the
9 official declaration of the vote thereon by the governor.