



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

FISCAL NOTE

<b>Drafting Number:</b>	LLS 20-0964	<b>Date:</b>	February 3, 2020
<b>Prime Sponsors:</b>	Sen. Coram Rep. Arndt; Catlin	<b>Bill Status:</b>	Senate Local Government
		<b>Fiscal Analyst:</b>	Katie Ruedebusch   303-866-3001 Katie.Ruedebusch@state.co.us

**Bill Topic: GENERATION AND TRANSMISSION CO-OP EASEMENT BROADBAND**

- |                                  |   |  |
|----------------------------------|---|--|
| <b>Summary of Fiscal Impact:</b> | <input checked="" type="checkbox"/> State Revenue     | <input checked="" 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 expands the authority to install broadband facilities on an electric utility easement on real property to an electric generation and transmission cooperative association. The bill may minimally increase state revenue and state and local workload beginning in FY 2020-21.

**Appropriation Summary:** No appropriation is required.

**Fiscal Note Status:** This fiscal note reflects the introduced bill.

**Summary of Legislation**

The bill allows electric generation and transmission cooperative associations to install, or allow a commercial broadband supplier to install, broadband facilities on an electric utility easement on real property. The bill also allows the installation of new underground broadband facilities on electric utility easements, subject to notice and procedural requirements.

**Assumptions**

This fiscal note assumes that the majority of transactions under this bill are between private or non-state entities.

**State Revenue and Expenditures**

To the extent that this bill increases civil case filings regarding easements, Judicial Department civil case filing revenue and trial court workload will increase. The fiscal note assumes that there will be minimal or very limited case filings under the bill and no change in appropriations is required. Civil case filing fees are subject to TABOR.

## **Local Government**

Workload may increase for local governments that are commercial broadband suppliers or broadband affiliates. Only Longmont currently provides broadband services, while Fort Collins is currently building and implementing broadband services. To date, 40 Colorado counties and 91 municipalities have authorized their local government to provide telecommunications services.

## **Effective Date**

The bill takes effect August 5, 2020, if the General Assembly adjourns on May 6, 2020, as scheduled, and no referendum petition is filed.

## **State and Local Government Contacts**

County Clerks

Information Technology

Regulatory Agencies