A BILL FOR AN ACT

CONCERNING AN AMENDMENT TO THE DEFINITION OF ELECTRIC
UTILITY IN RELATION TO BROADBAND USE OF AN ELECTRIC
EASEMENT, AND, IN CONNECTION THERewith, DEFINING
ELECTRIC UTILITY TO INCLUDE A GENERATION AND
TRANSMISSION COOPERATIVE ELECTRIC ASSOCIATION AND THE
WESTERN AREA POWER ADMINISTRATION.

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.)

Under current law, a cooperative electric association with an
electric easement on real property is authorized to install or to allow a commercial broadband supplier to install broadband facilities on the real property, subject to notice and procedural requirements. The bill expands the authorization to also apply to either of the following entities with an electric easement:

- A generation and transmission cooperative electric association; or
- The federal western area power administration within the United States department of energy.

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

SECTION 1. In Colorado Revised Statutes, 40-15-601, amend (6); and add (6.5) as follows:

40-15-601. Definitions. As used in this part 6, unless the context otherwise requires:

(6) "Electric utility" means:

(a) A cooperative electric association, as defined in section 40-9.5-102;

(b) A generation and transmission cooperative electric association; or

(c) The federal western area power administration within the United States department of energy.

(6.5) "Generation and transmission cooperative electric association" has the same meaning as "wholesale electric cooperative" in section 40-2-136 (3)(c).

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.