

**First Regular Session
Seventy-third General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 21-0635.01 Duane Gall x4335

HOUSE BILL 21-1034

HOUSE SPONSORSHIP

Woog,

SENATE SPONSORSHIP

(None),

House Committees
Energy & Environment

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING A GUARANTEE OF CUSTOMER CHOICE IN THE USE OF**
102 **GASEOUS FUELS TO PRODUCE THERMAL ENERGY.**

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>.)

The bill invalidates any statute, rule, or local ordinance or resolution that limits or prohibits, except as required for safety purposes, the installation in a new or existing home or business any system or appliance that uses natural gas or propane for cooking, hot water, space heating, or electrical generation.

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.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 40-2-135.5 as
3 follows:

4 **40-2-135.5. Use of natural gas or propane - customers' rights.**

5 (1) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, NO STATUTE,
6 RULE, OR LOCAL ORDINANCE OR RESOLUTION SHALL:

7 (a) LIMIT OR PROHIBIT, EXCEPT AS REQUIRED FOR SAFETY
8 PURPOSES, THE INSTALLATION IN A NEW OR EXISTING HOME OR BUSINESS
9 OF ANY SYSTEM OR APPLIANCE THAT USES NATURAL GAS OR PROPANE FOR
10 COOKING, HOT WATER, SPACE HEATING, OR ELECTRICAL GENERATION; OR

11 (b) OTHERWISE LIMIT A CUSTOMER'S ABILITY TO USE OR INSTALL
12 A SYSTEM OR APPLIANCE DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTON
13 EXCEPT AS REQUIRED FOR SAFETY PURPOSES.

14 **SECTION 2. Act subject to petition - effective date.** This act
15 takes effect at 12:01 a.m. on the day following the expiration of the
16 ninety-day period after final adjournment of the general assembly; except
17 that, if a referendum petition is filed pursuant to section 1 (3) of article V
18 of the state constitution against this act or an item, section, or part of this
19 act within such period, then the act, item, section, or part will not take
20 effect unless approved by the people at the general election to be held in
21 November 2022 and, in such case, will take effect on the date of the
22 official declaration of the vote thereon by the governor.