

Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 24-1096.02 Richard Sweetman x4333

SENATE BILL 24-208

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SENATE SPONSORSHIP

Priola and Winter F.,

HOUSE SPONSORSHIP

Mauro and Rutinel,

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Senate Committees  
Finance

House Committees

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A BILL FOR AN ACT

101 CONCERNING STANDARDIZATION OF ELECTRIC VEHICLE CHARGING  
102 STATIONS, AND, IN CONNECTION THEREWITH, ESTABLISHING THE  
103 ELECTRIC VEHICLE ENTERPRISE AND THE ELECTRIC VEHICLE  
104 ENTERPRISE SPECIAL REVENUE FUND.

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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 creates the electric vehicle enterprise (enterprise) in the department of labor and employment (department). The business purpose of the enterprise is to synchronize electric vehicle charging protocols to

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

create consistency and transparency for electric vehicle charging consumers.

The enterprise constitutes an enterprise for purposes of section 20 of article X of the state constitution so long as it retains the authority to issue revenue bonds and receives less than 10% of its total annual revenue in grants from all Colorado state and local governments combined. So long as it constitutes an enterprise, the enterprise is not subject to section 20 of article X of the state constitution.

The bill establishes a board of directors for the enterprise, including the board's membership, powers, and duties.

The bill authorizes the enterprise to impose and collect a fee beginning July 1, 2025, to be paid by each electric vehicle charging station retailer based on the total number of retail electric vehicle charging stations operated by the retailer and the total number of power supply devices used at such stations.

The bill creates the electric vehicle enterprise special revenue fund (fund) and continuously appropriates money in the fund to the enterprise to accomplish its duties.

The bill requires the state treasurer, on July 1, 2024, to transfer \$264,000 from the general fund to the fund and, on July 1, 2025, to transfer \$160,000 from the general fund to the fund for the purpose of defraying expenses incurred by the enterprise before it receives fee revenue or revenue bond proceeds. The money is transferred as a loan to the enterprise, to be paid in full not later than December 31, 2028, with interest.

The bill requires the enterprise, in consultation with the Colorado energy office and the division of oil and public safety within the department, to promulgate rules establishing minimum standards related to specifications and tolerances for retail electric vehicle charging equipment and methods of retail sale at publicly accessible electric vehicle charging stations to promote equity in the marketplace. The department must begin enforcing the rules on July 1, 2025, for all electric vehicle charging stations installed before, on, or after July 1, 2025.

For the purposes of existing laws concerning fuel products, the bill amends the definitions of the terms "fuel products" and "motor fuel" to include electricity when used to fuel electric vehicles.

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

2           **SECTION 1.** In Colorado Revised Statutes, **add** 8-20-107 as  
3 follows:

4           **8-20-107. Electric vehicle enterprise - creation - board of**

1 **directors - electric vehicle enterprise special revenue fund - duties of**  
2 **enterprise - registration fees - revenue bonds - rules - legislative**  
3 **declaration - definitions - repeal. (1) Legislative declaration. (a) THE**

4 GENERAL ASSEMBLY FINDS THAT:

5 (I) AS MORE ELECTRIC VEHICLES ENTER THE MARKETPLACE, THERE  
6 IS A DEMAND AND A NEED FOR MORE RETAIL ELECTRIC VEHICLE CHARGING  
7 STATIONS FOR ELECTRIC VEHICLE OWNERS AND DRIVERS; AND

8 (II) GIVEN THE RECENT INCREASES IN THE NUMBER AND TYPES OF  
9 ELECTRIC VEHICLE CHARGING STATIONS IN COLORADO, THERE IS A NEED  
10 FOR A STANDARDIZATION OF WEIGHTS AND MEASURES USED IN  
11 ASSOCIATION WITH ELECTRIC VEHICLE CHARGING TO ENSURE  
12 CONSISTENCY ACROSS THE INDUSTRY AND ACCURACY FOR CONSUMER  
13 CONFIDENCE AND CONVENIENCE.

14 (b) THEREFORE, THE GENERAL ASSEMBLY DECLARES THAT:

15 (I) THE ELECTRIC VEHICLE ENTERPRISE CREATED IN THIS SECTION  
16 WILL BENEFIT COLORADO CONSUMERS BY ADDRESSING THE CURRENT  
17 LACK OF UNIFORMITY AMONG RETAIL ELECTRIC VEHICLE CHARGING  
18 STATIONS WITH REGARD TO WEIGHTS AND MEASURES;

19 (II) ON JULY 1, 2025, EACH ELECTRIC VEHICLE CHARGING STATION  
20 RETAILER WILL BEGIN PAYING A REGISTRATION FEE BASED ON THE TOTAL  
21 NUMBER OF RETAIL ELECTRIC VEHICLE CHARGING STATIONS OPERATED BY  
22 THE RETAILER AND THE TOTAL NUMBER OF POWER SUPPLY DEVICES USED  
23 AT SUCH STATIONS;

24 (III) THE ELECTRIC VEHICLE ENTERPRISE WILL PROMULGATE RULES  
25 TO SYNCHRONIZE ELECTRIC VEHICLE CHARGING PROTOCOLS AND CREATE  
26 CONSISTENCY AND TRANSPARENCY FOR ELECTRIC VEHICLE CHARGING  
27 CONSUMERS, WHICH DIRECTLY BENEFITS THE ELECTRIC VEHICLE

1 CHARGING STATION RETAILERS WHO PAY THE FEES. BY PROVIDING A  
2 DIRECT BENEFIT TO FEE PAYERS, THE ENTERPRISE OPERATES AS A BUSINESS  
3 IN ACCORDANCE WITH THE DETERMINATION OF THE COLORADO SUPREME  
4 COURT IN *COLORADO UNION OF TAXPAYERS FOUNDATION V. CITY OF ASPEN*,  
5 418 P.3d 506 (COLO. 2018).

6 (IV) THE NEEDS AND OPERATIONS OF RETAIL ELECTRIC VEHICLE  
7 CHARGING STATIONS ARE UNIQUE; THEREFORE, IT IS NECESSARY TO  
8 INCLUDE INDIVIDUALS REPRESENTING THE ELECTRIC VEHICLE INDUSTRY  
9 IN THE MEMBERSHIP OF THE ELECTRIC VEHICLE ENTERPRISE BOARD OF  
10 DIRECTORS;

11 (V) SO LONG AS THE ELECTRIC VEHICLE ENTERPRISE QUALIFIES AS  
12 AN ENTERPRISE FOR PURPOSES OF SECTION 20 OF ARTICLE X OF THE STATE  
13 CONSTITUTION, THE REVENUE FROM ELECTRIC VEHICLE CHARGING  
14 STATION FEES COLLECTED BY THE ENTERPRISE IS NOT STATE FISCAL YEAR  
15 SPENDING, AS DEFINED IN SECTION 24-77-102 (17), OR STATE REVENUES,  
16 AS DEFINED IN SECTION 24-77-103.6 (6)(c), AND DOES NOT COUNT  
17 AGAINST EITHER THE STATE FISCAL YEAR SPENDING LIMIT IMPOSED BY  
18 SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION OR THE EXCESS  
19 STATE REVENUES CAP, AS DEFINED IN SECTION 24-77-103.6 (6)(b)(I)(G);  
20 AND

21 (VI) CONSISTENT WITH THE DETERMINATION OF THE COLORADO  
22 SUPREME COURT IN *NICHOLL V. E-470 PUBLIC HIGHWAY AUTHORITY*, 896  
23 P.2d 859 (COLO. 1995), THE POWER TO IMPOSE TAXES IS INCONSISTENT  
24 WITH ENTERPRISE STATUS UNDER SECTION 20 OF ARTICLE X OF THE STATE  
25 CONSTITUTION, AND IT IS THE CONCLUSION OF THE GENERAL ASSEMBLY  
26 THAT THE REVENUE THE ELECTRIC VEHICLE ENTERPRISE RECEIVES AS  
27 REGISTRATION FEES ARE FEES, NOT TAXES, BECAUSE THE FEE AMOUNTS

1 CREDITED TO THE ELECTRIC VEHICLE ENTERPRISE SPECIAL REVENUE FUND  
2 ARE:

3 (A) FOR THE SPECIFIC PURPOSE OF ALLOWING THE ELECTRIC  
4 VEHICLE ENTERPRISE TO DEFRAID THE COSTS OF PROVIDING THE BUSINESS  
5 SERVICES SPECIFIED IN THIS SECTION THAT BENEFIT THE FEE PAYERS; AND

6 (B) COLLECTED AT RATES THAT ARE REASONABLY CALCULATED  
7 BASED ON THE COST OF THE BUSINESS SERVICES THE ENTERPRISE  
8 PROVIDES.

9 (2) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT  
10 OTHERWISE REQUIRES:

11 (a) "BOARD" MEANS THE BOARD OF DIRECTORS OF THE  
12 ENTERPRISE.

13 (b) "COLORADO ENERGY OFFICE" MEANS THE COLORADO ENERGY  
14 OFFICE CREATED IN SECTION 24-38.5-101.

15 (c) "DEPARTMENT" MEANS THE DEPARTMENT OF LABOR AND  
16 EMPLOYMENT.

17 (d) "DIVISION OF OIL AND PUBLIC SAFETY" MEANS THE DIVISION OF  
18 OIL AND PUBLIC SAFETY CREATED IN SECTION 8-20-101.

19 (e) "ELECTRIC VEHICLE CHARGING STATION" MEANS A LOCATION  
20 THAT FEATURES ONE OR MORE POWER SUPPLY DEVICES THAT SUPPLY  
21 ELECTRICAL POWER FOR RECHARGING PLUG-IN ELECTRIC VEHICLES.

22 (f) "ELECTRIC VEHICLE CHARGING STATION RETAILER" MEANS A  
23 PERSON WHO OWNS, CONTROLS, OR OPERATES A RETAIL ELECTRIC VEHICLE  
24 CHARGING STATION.

25 (g) "ENTERPRISE" MEANS THE ELECTRIC VEHICLE ENTERPRISE  
26 CREATED IN SUBSECTION (3) OF THIS SECTION.

27 (h) "FUND" MEANS THE ELECTRIC VEHICLE ENTERPRISE SPECIAL

1 REVENUE FUND CREATED IN SUBSECTION (9) OF THIS SECTION.

2 (i) "POWER SUPPLY DEVICE" MEANS A DEVICE THAT ENABLES A  
3 CONSUMER TO CONNECT AND CHARGE AN ELECTRIC VEHICLE AT AN  
4 ELECTRIC VEHICLE CHARGING STATION.

5 (j) "RETAIL ELECTRIC VEHICLE CHARGING STATION" MEANS AN  
6 ELECTRIC VEHICLE CHARGING STATION AT WHICH AN ELECTRIC VEHICLE  
7 CHARGING STATION RETAILER CHARGES A FEE TO VEHICLE OWNERS OR  
8 OPERATORS FOR RECHARGING AN ELECTRIC VEHICLE.

9 (3) (a) THE ELECTRIC VEHICLE ENTERPRISE IS CREATED IN THE  
10 DEPARTMENT. THE ENTERPRISE IS AND OPERATES AS A  
11 GOVERNMENT-OWNED BUSINESS WITHIN THE DEPARTMENT IN ORDER TO  
12 EXECUTE ITS BUSINESS PURPOSE AS SPECIFIED IN SUBSECTION (5) OF THIS  
13 SECTION BY EXERCISING THE POWERS AND PERFORMING THE DUTIES SET  
14 FORTH IN THIS SECTION.

15 (b) THE ENTERPRISE IS A **TYPE 1** ENTITY, AS DEFINED IN SECTION  
16 24-1-105, AND EXERCISES ITS POWERS AND PERFORMS ITS DUTIES AND  
17 FUNCTIONS UNDER THE DEPARTMENT.

18 (c) THE ENTERPRISE CONSTITUTES AN ENTERPRISE FOR PURPOSES  
19 OF SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION SO LONG AS IT  
20 RETAINS THE AUTHORITY TO ISSUE REVENUE BONDS AND RECEIVES LESS  
21 THAN TEN PERCENT OF ITS TOTAL ANNUAL REVENUE IN GRANTS FROM ALL  
22 COLORADO STATE AND LOCAL GOVERNMENTS COMBINED. SO LONG AS IT  
23 CONSTITUTES AN ENTERPRISE PURSUANT TO THIS SUBSECTION (3), THE  
24 ENTERPRISE IS NOT SUBJECT TO SECTION 20 OF ARTICLE X OF THE STATE  
25 CONSTITUTION.

26 (4) (a) THE BOARD OF DIRECTORS OF THE ENTERPRISE CONSISTS OF  
27 THE FOLLOWING FIVE MEMBERS:

1 (I) THE DIRECTOR OF THE DIVISION OF OIL AND PUBLIC SAFETY OR  
2 THE DIRECTOR'S DESIGNEE;

3 (II) THE DIRECTOR OF THE COLORADO ENERGY OFFICE OR THE  
4 DIRECTOR'S DESIGNEE; AND

5 (III) THREE REPRESENTATIVES FROM THE ELECTRIC VEHICLE  
6 COMMUNITY TO BE APPOINTED BY THE GOVERNOR ON OR BEFORE  
7 SEPTEMBER 1, 2024, PURSUANT TO SUBSECTION (4)(b) OF THIS SECTION.

8 (b) THE MEMBERS OF THE BOARD APPOINTED PURSUANT TO  
9 SUBSECTION (4)(a)(III) OF THIS SECTION SHALL EACH SERVE TERMS OF  
10 THREE YEARS; EXCEPT THAT:

11 (I) ONE OF THE APPOINTED MEMBERS SHALL SERVE AN INITIAL  
12 TERM OF ONE YEAR; AND

13 (II) ONE OF THE APPOINTED MEMBERS SHALL SERVE AN INITIAL  
14 TERM OF TWO YEARS.

15 (c) EACH MEMBER MAY SERVE AN UNLIMITED NUMBER OF TERMS.  
16 A MEMBER WHO IS APPOINTED TO FILL A VACANCY ON THE BOARD SHALL  
17 SERVE THE REMAINDER OF THE UNEXPIRED TERM OF THE FORMER MEMBER.

18 (d) MEMBERS OF THE BOARD SERVE WITHOUT COMPENSATION BUT  
19 MUST BE REIMBURSED FROM MONEY IN THE FUND FOR ACTUAL AND  
20 NECESSARY EXPENSES INCURRED IN THE PERFORMANCE OF THE MEMBERS'  
21 DUTIES PURSUANT TO THIS SECTION.

22 (5) THE BUSINESS PURPOSE OF THE ENTERPRISE IS TO SYNCHRONIZE  
23 ELECTRIC VEHICLE CHARGING PROTOCOLS TO CREATE CONSISTENCY AND  
24 TRANSPARENCY FOR ELECTRIC VEHICLE CHARGING CONSUMERS. TO  
25 ALLOW THE ENTERPRISE TO ACCOMPLISH THIS PURPOSE AND FULLY  
26 EXERCISE ITS POWERS AND DUTIES THROUGH THE BOARD, THE ENTERPRISE  
27 MAY:

1 (a) IMPOSE AND COLLECT A FEE AS AUTHORIZED BY SUBSECTION  
2 (7) OF THIS SECTION; AND

3 (b) ISSUE REVENUE BONDS PAYABLE FROM THE REVENUE AND  
4 OTHER AVAILABLE MONEY OF THE ENTERPRISE PURSUANT TO SUBSECTION  
5 (8) OF THIS SECTION.

6 (6) IN ADDITION TO ANY OTHER POWERS AND DUTIES SPECIFIED IN  
7 THIS SECTION, THE BOARD HAS THE FOLLOWING GENERAL POWERS AND  
8 DUTIES:

9 (a) TO SUPERVISE THE ELECTRIC VEHICLE ENTERPRISE;

10 (b) TO ACQUIRE, HOLD TITLE TO, AND DISPOSE OF REAL AND  
11 PERSONAL PROPERTY AS NECESSARY IN THE EXERCISE OF ITS POWERS AND  
12 PERFORMANCE OF ITS DUTIES;

13 (c) TO CONTRACT WITH ANY PUBLIC OR PRIVATE ENTITY;

14 (d) TO REQUEST THE STATE TREASURER TO ACT AS ADVISOR TO  
15 THE ENTERPRISE TO ISSUE SUCH BONDS AND NOTES AS ARE NECESSARY TO  
16 MAINTAIN ADEQUATE BALANCES IN THE FUND; AND

17 (e) TO HAVE AND EXERCISE ALL RIGHTS AND POWERS NECESSARY  
18 OR INCIDENTAL TO OR IMPLIED FROM THE SPECIFIC POWERS AND DUTIES  
19 GRANTED BY THIS SECTION.

20 (7) IN FURTHERANCE OF ITS BUSINESS PURPOSE, BEGINNING JULY  
21 1, 2025, THE ENTERPRISE MAY IMPOSE AND COLLECT A FEE IN SUCH  
22 REASONABLE AMOUNT AS IS NECESSARY TO OFFSET THE DIRECT AND  
23 INDIRECT COSTS, INCLUDING THE COSTS FOR SALARIES AND OPERATING  
24 EXPENSES, INCURRED BY THE ENTERPRISE PURSUANT TO THIS ARTICLE 20.  
25 EACH ELECTRIC VEHICLE CHARGING STATION RETAILER SHALL PAY THE  
26 FEE BASED ON THE TOTAL NUMBER OF RETAIL ELECTRIC VEHICLE  
27 CHARGING STATIONS OPERATED BY THE RETAILER AND THE TOTAL



1 NUMBER OF POWER SUPPLY DEVICES USED AT SUCH STATIONS.

2 (8) THE ENTERPRISE MAY ISSUE REVENUE BONDS FOR THE  
3 EXPENSES OF THE ENTERPRISE, WHICH BONDS MAY BE SECURED BY ANY  
4 REVENUES OF THE ENTERPRISE. REVENUE FROM THE BONDS ISSUED  
5 PURSUANT TO THIS SUBSECTION (8) SHALL BE DEPOSITED INTO THE FUND.

6 (9)(a) THE ELECTRIC VEHICLE ENTERPRISE SPECIAL REVENUE FUND  
7 IS CREATED IN THE STATE TREASURY. THE ENTERPRISE SHALL USE THE  
8 MONEY IN THE FUND FOR THE PURPOSES DESCRIBED IN THIS SECTION. THE  
9 FUND CONSISTS OF FEE REVENUE CREDITED TO THE FUND PURSUANT TO  
10 SUBSECTION (7) OF THIS SECTION; MONEY GENERATED FROM THE ISSUANCE  
11 OF REVENUE BONDS PURSUANT TO SUBSECTION (8) OF THIS SECTION;  
12 MONEY CREDITED TO THE FUND PURSUANT TO SUBSECTION (9)(b) OF THIS  
13 SECTION; MONETARY GIFTS, GRANTS, DONATIONS, OR OTHER PAYMENTS  
14 RECEIVED BY THE ENTERPRISE; ANY FEDERAL MONEY THAT MAY BE  
15 CREDITED TO THE FUND; AND ANY OTHER MONEY THAT THE GENERAL  
16 ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND. THE STATE  
17 TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE  
18 DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO THE FUND. MONEY  
19 IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE ENTERPRISE FOR  
20 THE PURPOSES SET FORTH IN THIS SECTION AND TO PAY THE ENTERPRISE'S  
21 REASONABLE AND NECESSARY OPERATING EXPENSES, INCLUDING THE  
22 REPAYMENT OF ANY LOAN RECEIVED PURSUANT TO SUBSECTION (9)(b) OF  
23 THIS SECTION.

24 (b) (I) ON JULY 1, 2024, THE STATE TREASURER SHALL TRANSFER  
25 TWO HUNDRED SIXTY-FOUR THOUSAND DOLLARS FROM THE GENERAL  
26 FUND TO THE FUND, AND ON JULY 1, 2025, THE STATE TREASURER SHALL  
27 TRANSFER ONE HUNDRED SIXTY THOUSAND DOLLARS FROM THE GENERAL

1 FUND TO THE FUND FOR THE PURPOSE OF DEFRAYING EXPENSES INCURRED  
2 BY THE ENTERPRISE BEFORE IT RECEIVES FEE REVENUE OR REVENUE BOND  
3 PROCEEDS. THE ENTERPRISE MAY ACCEPT AND EXPEND ANY OF THE  
4 MONEY TRANSFERRED, AND, NOTWITHSTANDING ANY STATE FISCAL RULE  
5 OR GENERALLY ACCEPTED ACCOUNTING PRINCIPLE THAT COULD  
6 OTHERWISE BE INTERPRETED TO REQUIRE A CONTRARY CONCLUSION, SUCH  
7 TRANSFERS ARE A LOAN FROM THE DEPARTMENT TO THE ENTERPRISE THAT  
8 MUST BE REPAID AND ARE NOT A GRANT FOR PURPOSES OF SECTION 20  
9 (2)(d) OF ARTICLE X OF THE STATE CONSTITUTION OR AS DEFINED IN  
10 SECTION 24-77-102 (7). ALL MONEY TRANSFERRED AS A LOAN TO THE  
11 ENTERPRISE IS CREDITED TO THE FUND OR TO AN ACCOUNT IN THE FUND.  
12 LOAN LIABILITIES THAT ARE RECORDED IN THE FUND BUT NOT REQUIRED  
13 TO BE PAID IN THE CURRENT FISCAL YEAR SHALL NOT BE CONSIDERED  
14 WHEN CALCULATING SUFFICIENT STATUTORY FUND BALANCE FOR  
15 PURPOSES OF SECTION 24-75-109.

16 (II) NO LATER THAN DECEMBER 31, 2028, THE ENTERPRISE SHALL  
17 REPAY THE LOAN OF FOUR HUNDRED TWENTY-FOUR THOUSAND DOLLARS  
18 RECEIVED PURSUANT TO SUBSECTION (9)(b)(I) OF THIS SECTION,  
19 INCLUDING ACCUMULATED INTEREST. INTEREST ACCRUES ON THE MONEY  
20 BORROWED AT A RATE PER ANNUM ON THE MOST RECENTLY ISSUED  
21 TEN-YEAR UNITED STATES TREASURY NOTE, ROUNDED TO THE NEAREST  
22 ONE-TENTH OF ONE PERCENT, AS REPORTED BY THE "WALL STREET  
23 JOURNAL", BEGINNING JULY 1, 2025, AND CONTINUING UNTIL THE DATE  
24 UPON WHICH THE MONEY IS REPAID.

25 (III) THIS SUBSECTION (9)(b) IS REPEALED, EFFECTIVE JULY 1,  
26 2029.

27 (10) (a) ON OR BEFORE JULY 1, 2025, THE ENTERPRISE SHALL

1 PROMULGATE RULES ESTABLISHING MINIMUM STANDARDS RELATED TO  
2 SPECIFICATIONS AND TOLERANCES FOR RETAIL ELECTRIC VEHICLE  
3 CHARGING EQUIPMENT AND METHODS OF RETAIL SALE AT PUBLICLY  
4 ACCESSIBLE ELECTRIC VEHICLE CHARGING STATIONS TO PROMOTE EQUITY  
5 IN THE MARKETPLACE. THE ENTERPRISE MAY CONTRACT WITH THE  
6 DIVISION OF OIL AND PUBLIC SAFETY AND THE COLORADO ENERGY OFFICE  
7 IN ORDER TO PROMULGATE THE RULES.

8 (b) THE DEPARTMENT SHALL BEGIN ENFORCING THE RULES ON  
9 JULY 1, 2025, FOR ALL ELECTRIC VEHICLE CHARGING STATIONS INSTALLED  
10 BEFORE, ON, OR AFTER JULY 1, 2025.

11 (c) EACH RULE PROMULGATED PURSUANT TO THIS SUBSECTION  
12 (10) MUST SUPPORT THE ENTERPRISE'S BUSINESS SERVICES, INCLUDING  
13 REMEDIATION SERVICES, IN A MANNER THAT MAINTAINS COMPLIANCE  
14 WITH THE FEDERAL AND STATE STATUTES, RULES, AND REGULATIONS  
15 GOVERNING AIR QUALITY.

16 (11) THE ENTERPRISE MAY ENGAGE THE SERVICES OF  
17 CONTRACTORS AND CONSULTANTS, INCLUDING THE DEPARTMENT AND THE  
18 ATTORNEY GENERAL'S OFFICE, FOR PROFESSIONAL AND TECHNICAL  
19 ASSISTANCE AND ADVICE FOR THE PROVISION OF OTHER SERVICES  
20 RELATED TO THE CONDUCT OF THE AFFAIRS OF THE ENTERPRISE.

21 **SECTION 2.** In Colorado Revised Statutes, 8-20-201, **amend** (2)  
22 and (4.5)(a) as follows:

23 **8-20-201. Definitions.** As used in this part 2, unless the context  
24 otherwise requires:

25 (2) "Fuel products" means all gasoline; aviation gasoline; aviation  
26 turbine fuel; diesel; jet fuel; fuel oil; biodiesel; biodiesel blends;  
27 kerosene; ~~all~~ alcohol blended fuels; liquefied petroleum gas; gas or

1 gaseous compounds, including hydrogen; natural gas, including  
2 compressed natural gas and liquefied natural gas; ELECTRICITY WHEN  
3 USED TO FUEL ELECTRIC VEHICLES; and all other volatile, flammable, or  
4 combustible liquids that are produced, compounded, and offered for sale  
5 or used for the purpose of generating heat, light, or power in internal  
6 combustion engines or fuel cells, for cleaning, or for any other similar  
7 usage.

8 (4.5) (a) "Motor fuel" means:

9 (I) Any liquid or gas used as fuel to generate power in engines or  
10 motors; AND

11 (II) ELECTRICITY FOR RETAIL ELECTRIC VEHICLE CHARGING.

12 **SECTION 3. Safety clause.** The general assembly finds,  
13 determines, and declares that this act is necessary for the immediate  
14 preservation of the public peace, health, or safety or for appropriations for  
15 the support and maintenance of the departments of the state and state  
16 institutions.