

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

INTRODUCED

LLS NO. 25-0583.01 Jennifer Berman x3286

SENATE BILL 25-068

SENATE SPONSORSHIP

Snyder and Lundeen, Exum, Liston

HOUSE SPONSORSHIP

Pugliese and Paschal, Bradfield, Caldwell, English, Richardson

Senate Committees
Transportation & Energy

House Committees

A BILL FOR AN ACT

101 **CONCERNING A MUNICIPALLY OWNED UTILITY'S VOLUNTARY**
102 **ELECTION TO PARTICIPATE IN THE UNCLAIMED UTILITY**
103 **DEPOSITS PROGRAM.**

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 unclaimed utility deposits program (program) helps finance electric and gas utility bill payment assistance for income-qualified households. The program is partially funded by electric and gas utilities' contributions of money that are owed to utility ratepayers but that has remained unclaimed by the ratepayers for more than 2 years. The bill

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.

clarifies that a municipally owned electric or gas utility may elect to participate in the program.

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

2 **SECTION 1.** In Colorado Revised Statutes, **amend** 40-8.5-102
3 as follows:

4 **40-8.5-102. Applicability.** This ~~article shall apply~~ ARTICLE 8.5
5 APPLIES to any electric or gas utility, as defined by section 40-8.5-103;
6 except that this ~~article shall apply~~ ARTICLE 8.5 APPLIES only to those
7 cooperative electric associations, as defined by section 40-9.5-102, ~~which~~
8 OR MUNICIPALLY OWNED ELECTRIC OR GAS UTILITIES THAT notify the
9 commission that they elect to come under this ~~article~~ ARTICLE 8.5.

10 **SECTION 2.** In Colorado Revised Statutes, 40-8.5-103, **amend**
11 (3) and (4) as follows:

12 **40-8.5-103. Definitions.** As used in this article 8.5, unless the
13 context otherwise requires:

14 (3) "Electric utility" means every electrical corporation operating
15 for the purpose of supplying electricity to the public for domestic,
16 mechanical, or public uses and includes every public utility supplying
17 electricity; except that this definition includes only those cooperative
18 electric associations ~~which~~ AND MUNICIPALLY OWNED ELECTRIC UTILITIES
19 THAT notify the commission that they elect to come under this ~~article~~
20 ARTICLE 8.5.

21 (4) "Gas utility" means every gas corporation operating for the
22 purpose of supplying gas to the public for domestic, mechanical, or public
23 uses and includes every public utility supplying gas; EXCEPT THAT THIS
24 DEFINITION INCLUDES ONLY THOSE MUNICIPALLY OWNED GAS UTILITIES
25 THAT NOTIFY THE COMMISSION THAT THEY ELECT TO COME UNDER THIS

1 ARTICLE 8.5.

2 **SECTION 3. Act subject to petition - effective date.** This act
3 takes effect at 12:01 a.m. on the day following the expiration of the
4 ninety-day period after final adjournment of the general assembly; except
5 that, if a referendum petition is filed pursuant to section 1 (3) of article V
6 of the state constitution against this act or an item, section, or part of this
7 act within such period, then the act, item, section, or part will not take
8 effect unless approved by the people at the general election to be held in
9 November 2026 and, in such case, will take effect on the date of the
10 official declaration of the vote thereon by the governor.