

CHAPTER 53

CORPORATIONS AND ASSOCIATIONS

HOUSE BILL 94-1127

BY REPRESENTATIVES Moellenberg, Acquafresca, Clark, Eisenach, and Jerke;
also SENATOR Peterson.**AN ACT****CONCERNING THE USE OF PATRONAGE CAPITAL BY COOPERATIVE TELEPHONE ASSOCIATIONS.***Be it enacted by the General Assembly of the State of Colorado:***SECTION 1.** 7-55-101.5, Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:**7-55-101.5. Patronage capital for cooperative electric associations and cooperative telephone associations defined.** The term "patronage capital" includes any capital credit, patronage dividend, or patronage refund allocated by a cooperative electric association OR COOPERATIVE TELEPHONE ASSOCIATION to a member or patron thereof.**SECTION 2.** 7-55-107 (2), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:**7-55-107. Powers.** (2) Every cooperative electric association OR COOPERATIVE TELEPHONE ASSOCIATION organized pursuant to this article and any cooperative electric association OR COOPERATIVE TELEPHONE ASSOCIATION which has elected to accept articles 20 to 29 of this title has the power to use patronage capital which has been declared by such association to be distributable or payable to a member or patron for expenditures associated with the provision of electric service OR TELEPHONE SERVICE, AS THE CASE MAY BE, as directed by the board of directors of the association after the association has given notice thereof. Such notice may consist of a negotiable instrument which has not been claimed within three years of issuance or publication.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 29, 1994