

CHAPTER 327

PUBLIC UTILITIES

HOUSE BILL 01-1383

BY REPRESENTATIVE(S) Tapia, Larson, Borodkin, Dean, Hoppe, Kester, Mace, Spradley, and Young;
also SENATOR(S) McElhany.

AN ACT

CONCERNING THE SIMPLIFICATION OF REGULATORY TREATMENT BY THE PUBLIC UTILITIES COMMISSION
FOR SMALL PRIVATELY OWNED WATER COMPANIES.

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

SECTION 1. Article 3 of title 40, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

40-3-104.4. Simplified regulatory treatment for small, privately owned water companies. THE COMMISSION, WITH DUE CONSIDERATION TO PUBLIC INTEREST, QUALITY OF SERVICE, FINANCIAL CONDITION, AND JUST AND REASONABLE RATES, SHALL GRANT REGULATORY TREATMENT THAT IS LESS COMPREHENSIVE THAN OTHERWISE PROVIDED FOR UNDER THIS ARTICLE TO SMALL, PRIVATELY OWNED WATER COMPANIES THAT SERVE FEWER THAN ONE THOUSAND FIVE HUNDRED CUSTOMERS. THE COMMISSION, WHEN CONSIDERING POLICY STATEMENTS AND RULES, SHALL BALANCE REASONABLE REGULATORY OVERSIGHT WITH THE COST OF REGULATION IN RELATION TO THE BENEFIT DERIVED FROM SUCH REGULATION.

SECTION 2. Effective date. This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution; except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: June 6, 2001

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