

CHAPTER 95

GOVERNMENT - STATE

HOUSE BILL 02-1335

BY REPRESENTATIVE(S) Williams T., Harvey, and Marshall;
also SENATOR(S) Fitz-Gerald.**AN ACT**

CONCERNING RECOMMENDATIONS OF THE HOUSE COMMITTEE ON BUSINESS AFFAIRS AND LABOR RELATING TO THE CONTINUATION OF REQUIREMENTS FOR CERTAIN REPORTS TO THE GENERAL ASSEMBLY FROM EXECUTIVE AGENCIES, AND, IN CONNECTION THEREWITH, REPEALING REPORTING REQUIREMENTS TO THE GENERAL ASSEMBLY THAT ARE OBSOLETE.

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

SECTION 1. Repeal. 40-2-122 (9) and (12), Colorado Revised Statutes, are repealed as follows:

40-2-122. Natural gas - deregulation of supply - voluntary separation of service offerings - consumer protection - legislative declaration. (9) ~~On or before December 1, 2000, the commission shall report to the general assembly on voluntary plans filed and actions taken by natural gas public utilities pursuant to this section and may make recommendations for legislation to further the provision of natural gas to customers by competitive suppliers. Such recommendations may include, but are not limited to, commission authority to mandate the filing of competitive supply plans. In addition, the commission shall report on whether it will initiate a rule-making proceeding to provide for consistent consumer protection mechanisms for all natural gas customers for those issues addressed in subparagraph (IX) of paragraph (c) of subsection (3) of this section and requirements, terms, and conditions of gas supply service.~~

(12) Notwithstanding the establishment of the public benefits charge as a means of defraying the cost of low-income energy assistance programs in Colorado, the general assembly believes it prudent to separately evaluate the effects of natural gas supplier choice on the low-income population. Therefore, the Colorado energy assistance foundation, which is the entity created under section 40-8.5-104, or its successor shall, within one year following the implementation of the first natural gas

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

~~supplier choice program by a natural gas utility to affect a significant number of low-income households, contract with a private party to study the effects of gas supplier choice on Colorado's low-income population. The private party conducting the study shall give natural gas utilities and suppliers, natural gas customers, the public utilities commission, and other interested parties an opportunity to comment on the results of the study once completed. The Colorado energy assistance foundation shall report the results of the study, together with any recommendations to alleviate any adverse impacts on natural gas supplier choice on Colorado's low-income population, to the general assembly on or before the date that is two years following the implementation of the first natural gas supplier choice program by a natural gas utility to affect a significant number of low-income households.~~

SECTION 2. Repeal. 40-17-104 (3), Colorado Revised Statutes, is repealed as follows:

40-17-104. Colorado disabled telephone users fund - creation - purpose.

~~(3) The commission is hereby authorized to collect information in order to prepare a written report that shall specify telecommunications equipment and service needs of disabled telephone users in Colorado. Such report shall be submitted to the business affairs and labor committees of the senate and the house of representatives on or before December 15, 1999.~~

SECTION 3. 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: April 12, 2002