

CHAPTER 38

PUBLIC UTILITIES

SENATE BILL 11-002

BY SENATOR(S) Carroll, Mitchell, Tochtrop, Cadman, Williams S.;
 also REPRESENTATIVE(S) Kerr J., Miklosi, Duran, Fields, Gardner D., Kagan, Labuda, Pabon, Solano, Summers, Todd,
 Williams A., Wilson.

AN ACT**CONCERNING THE LOW-INCOME TELEPHONE ASSISTANCE PROGRAM.**

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

SECTION 1. 40-3.4-105 (1) and (3), Colorado Revised Statutes, are amended to read:

40-3.4-105. Low-income telephone assistance - eligibility. (1) ~~Individuals~~ **AN INDIVIDUAL IS eligible for low-income telephone assistance shall be those persons who** IF THE PERSON:

(a) ~~Are~~ **IS** certified by the department of human services ~~as qualified~~ to receive financial assistance payments UNDER AT LEAST ONE OF THE FOLLOWING PROGRAMS:

(I) AN OLD AGE PENSION AS SET FORTH IN SECTION 26-2-111 (2), C.R.S.;

(II) AID TO THE NEEDY DISABLED AS SET FORTH IN SECTION 26-2-111 (4), C.R.S.;

(III) AID TO THE BLIND AS SET FORTH IN SECTION 26-2-111 (5), C.R.S.;

(IV) SUPPLEMENTAL SECURITY INCOME BENEFITS UNDER THE FEDERAL "SOCIAL SECURITY ACT", AS AMENDED, 42 U.S.C. SEC. 1601 ET SEQ.;

(V) COLORADO WORKS ASSISTANCE AS SET FORTH IN SECTION 26-2-706, C.R.S.;
 OR

(VI) LOW-INCOME HOME ENERGY ASSISTANCE BENEFITS UNDER THE FEDERAL "ENERGY POLICY ACT OF 2005", AS AMENDED, 42 U.S.C. SEC. 8621 ET SEQ.

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

(b) ~~Are~~ IS A current or prospective ~~subscribers~~ SUBSCRIBER to basic local exchange service, as defined in section 40-15-102; AND

(c) ~~Are citizens~~ IS A CITIZEN or legal ~~residents~~ RESIDENT of the United States and ~~residents~~ A RESIDENT of Colorado. ~~and~~

(d) ~~Have a monthly household gross income at or below one hundred eighty-five percent of the federal poverty line.~~

(3) ~~In providing low-income telephone assistance, the department of human services shall give priority to households where one or more persons are recipients of:~~

~~(a) An old age pension as set forth in section 26-2-111 (2), C.R.S.;~~

~~(b) Aid to the needy disabled as set forth in section 26-2-111 (4), C.R.S.;~~

~~(c) Aid to the blind as set forth in section 26-2-111 (5), C.R.S.;~~

~~(d) Supplemental social security disability benefits under 42 U.S.C. sec. 1396 et seq.; or~~

~~(e) Colorado works assistance as set forth in sections 26-2-706 and 26-2-707, C.R.S.~~

SECTION 2. Act subject to petition - 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 (August 10, 2011, if adjournment sine die is on May 11, 2011); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part shall not take effect unless approved by the people at the general election to be held in November 2012 and shall take effect on the date of the official declaration of the vote thereon by the governor.

Approved: March 21, 2011