

HB1201_L.005

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Finance.

HB21-1201 be amended as follows:

1 Amend printed bill, page 7, after line 21, insert:

2 "SECTION 3. In Colorado Revised Statutes, **amend** 40-2-113 as
3 follows:

4 **40-2-113. Collection of fees - limitation.** On or before June 15
5 of each year, the department of revenue shall notify each public utility
6 subject to this ~~article~~ ARTICLE 2 of the amount of its fee for the ensuing
7 fiscal year beginning July 1, computed by multiplying its gross intrastate
8 utility operating revenues for the preceding calendar year, as set forth in
9 its return filed for that purpose, by the percentage determined in
10 accordance with section 40-2-112; but the department of revenue shall not
11 require a public utility that is a telephone corporation to pay a fee in
12 excess of one-fifth of one percent of its gross intrastate utility operating
13 revenues for the preceding calendar year and shall not require any other
14 public utility to pay a fee in excess of one-quarter of one percent of its
15 gross intrastate utility operating revenues for the preceding calendar year.
16 Each public utility, INCLUDING PENAL COMMUNICATIONS SERVICE
17 PROVIDERS, AS DEFINED IN SECTION 17-42-103 (2), shall pay the fee
18 assessed against it to the department of revenue in equal quarterly
19 installments on or before July 15, October 15, January 15, and April 15
20 in each fiscal year. If a public utility does not make a payment by one of
21 the quarterly deadlines, the department of revenue shall charge the public
22 utility a penalty of ten percent of the installment due, together with
23 interest at the rate of one percent per month on the amount of the unpaid
24 installment until the full amount of the installment, penalty, and interest
25 has been paid. Upon failure, refusal, or neglect of any public utility to pay
26 the fee, or any penalty or interest, the attorney general shall bring suit in
27 the name of the state to collect the amount due."

28 Renumber succeeding sections accordingly.

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