

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Transportation, Housing & Local Government.

HB24-1161 be amended as follows:

1 Amend printed bill, page 3, strike lines 2 through 27.

2 Strike page 4.

3 Page 5, strike lines 1 through 8 and substitute:

4 "SECTION 2. In Colorado Revised Statutes, 24-38.5-401, **amend**
5 (6)(b)(II) as follows:

6 **24-38.5-401. Energy code board - appointment - creation -**
7 **duties - definitions - repeal.** (6) (b) The model low energy and carbon
8 code developed by the energy code board must apply to commercial and
9 residential buildings and must:

10 (II) Include the model electric ready and solar ready code
11 language developed for adoption by the energy code board pursuant to
12 subsection (5) of this section, and modified as the energy code board
13 deems appropriate, INCLUDING ACCESSIBILITY REQUIREMENTS FOR EV
14 CAPABLE, EV READY, AND EV SUPPLY EQUIPMENT INSTALLED PARKING
15 SPACES THAT TAKE INTO CONSIDERATION DESIGN RECOMMENDATIONS FOR
16 ACCESSIBLE ELECTRIC VEHICLE CHARGING STATIONS PUBLISHED BY THE
17 UNITED STATES ACCESS BOARD AND ANY APPLICABLE REGULATIONS
18 ISSUED BY THE FEDERAL DEPARTMENT OF JUSTICE OR DEPARTMENT OF
19 TRANSPORTATION IMPLEMENTING THE FEDERAL "AMERICANS WITH
20 DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ., AS AMENDED;

21 **SECTION 3.** In Colorado Revised Statutes, 30-28-212, **add** (4)
22 as follows:

23 **30-28-212. Charging station restriction rules prohibited -**
24 **accessible charging stations - definitions.** (4) (a) FOR AN ELECTRIC
25 VEHICLE CHARGING STATION CONSTRUCTED OR ALTERED ON OR AFTER
26 JANUARY 1, 2025, AN ELECTRIC VEHICLE CHARGING STATION MUST:

27 (I) INCORPORATE ACCESSIBLE DESIGN RECOMMENDATIONS
28 PUBLISHED BY THE ACCESS BOARD, OR ITS SUCCESSOR ORGANIZATION,
29 REGARDLESS OF WHETHER A FEDERAL AGENCY PROMULGATED RULES
30 INCORPORATING THE RECOMMENDATIONS AND ANY APPLICABLE
31 REGULATIONS ISSUED BY THE FEDERAL DEPARTMENT OF JUSTICE OR
32 DEPARTMENT OF TRANSPORTATION IMPLEMENTING THE FEDERAL
33 "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET
34 SEQ., AS AMENDED, OR COMPLY TO THE MAXIMUM EXTENT FEASIBLE IF
35 FULL COMPLIANCE WOULD CAUSE AN UNDUE BURDEN; AND

36 (II) PROVIDE AT LEAST FIVE PERCENT ACCESSIBLE VEHICLE
37 CHARGING SPACES OF THE TOTAL NUMBER OF VEHICLE CHARGING SPACES,

1 BUT NOT FEWER THAN ONE ACCESSIBLE VEHICLE CHARGING SPACE UNTIL
2 THE ACCESS BOARD PUBLISHES PROPORTIONAL REQUIREMENTS,
3 REGARDLESS OF WHETHER A FEDERAL AGENCY PROMULGATED RULES
4 INCORPORATING THE PROPORTIONAL REQUIREMENTS. WHEN THE ACCESS
5 BOARD PUBLISHES PROPORTIONAL REQUIREMENTS, AN ELECTRIC VEHICLE
6 CHARGING STATION MUST COMPLY WITH THE REQUIREMENTS PUBLISHED
7 BY THE ACCESS BOARD.

8 (b) AS USED IN THIS SUBSECTION (4):

9 (I) "ACCESS BOARD" MEANS THE UNITED STATES ACCESS BOARD.

10 (II) "ELECTRIC VEHICLE CHARGER" MEANS A DEVICE WITH ONE OR
11 MORE CHARGING PORTS AND CONNECTORS FOR CHARGING ELECTRIC
12 VEHICLES.

13 (III) "ELECTRIC VEHICLE CHARGING STATION" OR "CHARGING
14 STATION" MEANS A COMMON LOCATION WITH ONE OR MORE ELECTRIC
15 VEHICLE CHARGERS.

16 (IV) "VEHICLE CHARGING SPACE" MEANS A SPACE TO PARK AN
17 ELECTRIC VEHICLE FOR CHARGING.

18 **SECTION 4.** In Colorado Revised Statutes, 31-23-315, **add** (2.5)
19 as follows:

20 **31-23-315. Parking and electric vehicle charging stations -**
21 **legislative declaration - conflict of law - definitions.** (2.5) (a) FOR AN
22 ELECTRIC VEHICLE CHARGING STATION CONSTRUCTED OR ALTERED ON OR
23 AFTER JANUARY 1, 2025, AN ELECTRIC VEHICLE CHARGING STATION MUST:

24 (I) INCORPORATE ACCESSIBLE DESIGN RECOMMENDATIONS
25 PUBLISHED BY THE ACCESS BOARD, OR ITS SUCCESSOR ORGANIZATION,
26 REGARDLESS OF WHETHER A FEDERAL AGENCY PROMULGATED RULES
27 INCORPORATING THE RECOMMENDATIONS AND ANY APPLICABLE
28 REGULATIONS ISSUED BY THE FEDERAL DEPARTMENT OF JUSTICE OR
29 DEPARTMENT OF TRANSPORTATION IMPLEMENTING THE "AMERICANS WITH
30 DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ., AS AMENDED,
31 OR COMPLY TO THE MAXIMUM EXTENT FEASIBLE IF FULL COMPLIANCE
32 WOULD CAUSE AN UNDUE BURDEN; AND

33 (II) PROVIDE AT LEAST FIVE PERCENT ACCESSIBLE VEHICLE
34 CHARGING SPACES OF THE TOTAL NUMBER OF VEHICLE CHARGING SPACES,
35 BUT NOT FEWER THAN ONE ACCESSIBLE VEHICLE CHARGING SPACE UNTIL
36 THE ACCESS BOARD PUBLISHES PROPORTIONAL REQUIREMENTS,
37 REGARDLESS OF WHETHER A FEDERAL AGENCY PROMULGATED RULES
38 INCORPORATING THE PROPORTIONAL REQUIREMENTS. WHEN THE ACCESS
39 BOARD PUBLISHES PROPORTIONAL REQUIREMENTS, AN ELECTRIC VEHICLE
40 CHARGING STATION MUST COMPLY WITH THE REQUIREMENTS PUBLISHED
41 BY THE ACCESS BOARD.

42 (b) AS USED IN THIS SUBSECTION (2.5):

43 (I) "ACCESS BOARD" MEANS THE UNITED STATES ACCESS BOARD.

44 (II) "ELECTRIC VEHICLE CHARGER" MEANS A DEVICE WITH ONE OR
45 MORE CHARGING PORTS AND CONNECTORS FOR CHARGING ELECTRIC

- 1 VEHICLES.
- 2 (III) "ELECTRIC VEHICLE CHARGING STATION" OR "CHARGING
- 3 STATION" MEANS A COMMON LOCATION WITH ONE OR MORE ELECTRIC
- 4 VEHICLE CHARGERS.
- 5 (IV) "VEHICLE CHARGING SPACE" MEANS A SPACE TO PARK AN
- 6 ELECTRIC VEHICLE FOR CHARGING."
- 7 Renumber succeeding sections accordingly.

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