

**First Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO**

**INTRODUCED**

LLS NO. 17-0633.01 Jennifer Berman x3286

**SENATE BILL 17-105**

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**SENATE SPONSORSHIP**

**Garcia,** Cooke, Fenberg, Jones

**HOUSE SPONSORSHIP**

**(None),**

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**Senate Committees**

Agriculture, Natural Resources, & Energy

**House Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING CONSUMERS' RIGHT TO KNOW THEIR ELECTRIC UTILITY**  
102              **CHARGES BY REQUIRING INVESTOR-OWNED ELECTRIC UTILITIES**  
103              **TO PROVIDE THEIR CUSTOMERS WITH A COMPREHENSIVE**  
104              **BREAKDOWN OF COST ON THEIR MONTHLY BILLS.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

The bill requires an investor-owned electric utility to file with the public utilities commission (commission) for the commission's review a comprehensive billing format that the investor-owned electric utility has

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

developed for its monthly billing of customers. An investor-owned electric utility shall file the comprehensive billing format at the time of filing a rate schedule with the commission. The comprehensive billing format must include the following:

- ! A line-item representation of all monthly charges and credits applied to the customer;
- ! For months in which tiered rates are applied, a breakdown of the tiered rates and the amount of usage to which each rate was applied for the month;
- ! The rate and usage for the current month and each of the previous 12 months, as shown in a bar graph or other visual format; and
- ! For customers to which demand rates apply, a listing of the demand charge, aggregated data about the range and average of kilowatts used during the various demand periods of the billing period, and, if the customer is a residential customer, a calculation of the amount that the customer would have been billed had standard residential rates applied.

The bill sets forth procedures for the commission's review of a filed comprehensive billing format and provides that once a comprehensive billing format has been approved by the commission, the investor-owned utility need not refile it unless changes have been made to it.

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

2 **SECTION 1.** In Colorado Revised Statutes, **amend** 40-3-103 as  
3 follows:

4 **40-3-103. Utilities to file rate schedules - rules.** (1) Under ~~such~~  
5 THE rules as PRESCRIBED BY the commission, ~~may prescribe, every~~ EACH  
6 public utility shall file with the commission, within ~~such~~ THE time and in  
7 ~~such~~ THE form as DESIGNATED BY the commission, ~~may designate~~, and  
8 shall print and keep open to public inspection, schedules showing all  
9 rates, tolls, rentals, charges, and classifications collected or enforced, or  
10 to be collected and enforced, together with all rules, regulations,  
11 contracts, privileges, and facilities that in any manner affect or relate to

1 rates, tolls, rentals, classifications, or service.

2 (2) (a) ON OR AFTER JANUARY 1, 2018, EACH INVESTOR-OWNED  
3 ELECTRIC UTILITY THAT FILES A RATE SCHEDULE WITH THE COMMISSION  
4 SHALL SIMULTANEOUSLY FILE FOR THE COMMISSION'S REVIEW A  
5 COMPREHENSIVE BILLING FORMAT THAT THE INVESTOR-OWNED ELECTRIC  
6 UTILITY HAS DEVELOPED FOR ITS MONTHLY BILLING OF CUSTOMERS. THE  
7 COMPREHENSIVE BILLING FORMAT MUST INCLUDE THE FOLLOWING  
8 COMPONENTS OF A CUSTOMER'S MONTHLY BILL:

9 (I) A LINE-ITEM REPRESENTATION OF ALL MONTHLY CHARGES AND  
10 CREDITS APPLIED TO THE CUSTOMER, AND FOR THE MONTHLY CHARGES:

11 (A) AN INDICATION WHETHER THE CHARGES HAVE INCREASED  
12 FROM THE PRIOR MONTH AS A RESULT OF INCREASED FUEL COSTS; AND

13 (B) FOR EACH SOURCE OF ELECTRICITY USED TO PROVIDE THE  
14 CUSTOMER'S ELECTRICITY FOR THE MONTH, INCLUDING RENEWABLE  
15 ENERGY SOURCES, NATURAL GAS, AND COAL, A DETERMINATION OF THE  
16 PERCENTAGE OF THE MONTHLY CHARGES THAT APPLY TO ELECTRICITY  
17 DERIVED FROM THAT SOURCE;

18 (II) FOR MONTHS IN WHICH TIERED RATES ARE APPLIED, A  
19 BREAKDOWN OF THE TIERED RATES AND THE AMOUNT OF USAGE TO WHICH  
20 EACH RATE WAS APPLIED FOR THE MONTH;

21 (III) THE RATE AND USAGE FOR THE CURRENT MONTH AND EACH  
22 OF THE PREVIOUS TWELVE MONTHS, AS SHOWN IN A BAR GRAPH OR  
23 SIMILAR VISUAL FORMAT; AND

24 (IV) FOR CUSTOMERS TO WHICH DEMAND RATES APPLY:

25 (A) A LISTING OF THE APPLICABLE DEMAND CHARGE;

26 (B) AFTER AGGREGATING THE DATA FOR EACH DAY OF THE  
27 BILLING PERIOD, A CALCULATION OF THE RANGE AND AVERAGE OF

1 KILOWATTS USED DURING THE VARIOUS DEMAND PERIODS OF THE BILLING  
2 PERIOD; AND

3 (C) IF THE CUSTOMER IS A RESIDENTIAL CUSTOMER, A  
4 CALCULATION OF THE AMOUNT THAT THE RESIDENTIAL CUSTOMER WOULD  
5 HAVE BEEN BILLED HAD STANDARD RESIDENTIAL RATES APPLIED.

6 (b) (I) THE COMMISSION SHALL REVIEW A FILING SUBMITTED  
7 PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION WITHIN THIRTY DAYS  
8 AFTER THE FILING. IF THE COMMISSION DETERMINES THAT THE FILING DOES  
9 NOT MEET THE COMPREHENSIVE BILLING FORMAT REQUIREMENTS SET  
10 FORTH IN SUBSECTION (2)(a) OF THIS SECTION, THE COMMISSION MAY  
11 REQUIRE THE INVESTOR-OWNED ELECTRIC UTILITY TO RESUBMIT A  
12 COMPREHENSIVE BILLING FORMAT IN COMPLIANCE WITH THE  
13 REQUIREMENTS. THE COMMISSION SHALL NOTIFY THE INVESTOR-OWNED  
14 ELECTRIC UTILITY IN WRITING OF THE REASONS FOR THE DEFICIENCY, AND  
15 THE INVESTOR-OWNED ELECTRIC UTILITY SHALL RESUBMIT A  
16 COMPREHENSIVE BILLING FORMAT IN COMPLIANCE WITH THE  
17 REQUIREMENTS OF SUBSECTION (2)(a) OF THIS SECTION WITHIN THIRTY  
18 DAYS AFTER THE DATE OF THE COMMISSION'S NOTICE OF DEFICIENCY.

19 (II) AFTER THE COMMISSION HAS APPROVED A COMPREHENSIVE  
20 BILLING FORMAT SUBMITTED BY AN INVESTOR-OWNED ELECTRIC UTILITY  
21 PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION, THE INVESTOR-OWNED  
22 ELECTRIC UTILITY NEED NOT SUBMIT A COMPREHENSIVE BILLING FORMAT  
23 ALONG WITH SUBSEQUENT FILINGS OF ITS RATE SCHEDULE UNLESS THE  
24 INVESTOR-OWNED ELECTRIC UTILITY MAKES CHANGES TO ITS  
25 COMPREHENSIVE BILLING FORMAT.

26 **SECTION 2. Applicability.** This act applies to rate schedules  
27 filed on or after the effective date of this act.

1           **SECTION 3. Safety clause.** The general assembly hereby finds,  
2 determines, and declares that this act is necessary for the immediate  
3 preservation of the public peace, health, and safety.