

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

SENATE BILL 23-236

BY SENATOR(S) Bridges and Kirkmeyer, Zenzinger, Cutter, Gonzales, Hansen, Jaquez Lewis, Kolker, Marchman, Priola, Winter F., Fenberg; also REPRESENTATIVE(S) Sirota and Bockenfeld, Bird, Amabile, Brown, Froelich, Hamrick, Jodeh, Joseph, Kipp, Lindsay, Lindstedt, Michaelson Jenet, Parenti, Snyder, Valdez.

CONCERNING THE CREATION OF THE ELECTRIC VEHICLE SERVICE EQUIPMENT FUND, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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

SECTION 1. In Colorado Revised Statutes, **add** 28-3-110 as follows:

28-3-110. Electric vehicle service equipment fund - created - use of fund - gifts, grants, and donations - definitions. (1) THE ELECTRIC VEHICLE SERVICE EQUIPMENT FUND IS HEREBY CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF MONEY CREDITED TO THE FUND PURSUANT TO SUBSECTION (2) OF THIS SECTION AND ANY OTHER MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND. THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

THE FUND. SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, THE DEPARTMENT MAY EXPEND MONEY FROM THE FUND TO DEFRAY THE COSTS ASSOCIATED WITH OPERATING ELECTRIC VEHICLE SERVICES EQUIPMENT INCLUDING COSTS OF FACILITIES' ELECTRICITY, INSTALLATION, REPAIR, WARRANTIES, REPLACEMENT, OPERATION OF NETWORK SERVICE, MAINTENANCE, AND SALARIES INVOLVED IN THE USE OF FACILITIES WITH ELECTRIC VEHICLE SERVICE EQUIPMENT.

(2) THE STATE TREASURER SHALL CREDIT ALL MONEY RECEIVED BY THE DEPARTMENT FROM CHARGES IMPOSED BY THE DEPARTMENT ON PERSONS CHARGING ELECTRIC VEHICLES USING ELECTRIC VEHICLE SERVICE EQUIPMENT PROVIDED BY THE DEPARTMENT AT ANY NATIONAL GUARD FACILITY.

(3) THE DEPARTMENT MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SUBSECTION (3). THE DEPARTMENT SHALL TRANSMIT ALL MONEY RECEIVED THROUGH GIFTS, GRANTS, OR DONATIONS TO THE STATE TREASURER, WHO SHALL CREDIT THE MONEY TO THE FUND.

(4) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "ELECTRIC VEHICLE SERVICE EQUIPMENT" MEANS ELECTRIC VEHICLE CHARGING SYSTEMS, AS DEFINED IN SECTION 38-33.3-106.8 (7), AND OTHER ELECTRICAL EQUIPMENT INSTALLED ON SITE TO SUPPORT ELECTRIC VEHICLE CHARGING.

(b) "FUND" MEANS THE ELECTRIC VEHICLE SERVICE EQUIPMENT FUND CREATED IN SUBSECTION (1) OF THIS SECTION.

SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$50,000 is appropriated to the department of military and veterans affairs for use by the executive director and army national guard. This appropriation is from the electric vehicle service equipment fund created in section 28-3-110 (1), C.R.S. To implement this act, the division may use this appropriation for operating expenses.

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

Steve Fenberg
PRESIDENT OF
THE SENATE

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO