

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

**REVISED**

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 23-0904.02 Jessica Herrera x4218

**SENATE BILL 23-236**

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**SENATE SPONSORSHIP**

**Bridges and Kirkmeyer**, Zenzinger, Cutter, Fenberg, Gonzales, Hansen, Jaquez Lewis, Kolker, Marchman, Priola, Winter F.

**HOUSE SPONSORSHIP**

**Sirota and Bockenfeld**, Bird

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**Senate Committees**  
Appropriations

**House Committees**  
Appropriations

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**A BILL FOR AN ACT**

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

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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/>.)*

**Joint Budget Committee.** In order to allow the department of military and veterans affairs (department) to impose charges for the charging of electric vehicles using electric vehicle services equipment (equipment) provided by the department at Colorado National Guard facilities and to use the revenue to fund the ongoing operation of the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing law.*  
*Dashes through the words or numbers indicate deletions from existing law.*

HOUSE  
2nd Reading Unamended  
April 3, 2023

SENATE  
3rd Reading Unamended  
March 30, 2023

SENATE  
Amended 2nd Reading  
March 29, 2023

equipment, the bill:

- Creates the electric vehicle service equipment fund (fund);
- Requires all money received by the department from such charges to be credited to the fund;
- Authorizes the department to accept gifts, grants, and donations to be credited to the fund;
- Subject to annual appropriation, authorizes the department to expend money from the fund to defray the costs associated with operation of the equipment; and
- Appropriates \$50,000 from the fund to the department for state fiscal year 2023-24.

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

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

4           **28-3-110. Electric vehicle service equipment fund - created -**  
5 **use of fund - gifts, grants, and donations - definitions.** (1) THE  
6 ELECTRIC VEHICLE SERVICE EQUIPMENT FUND IS HEREBY CREATED IN THE  
7 STATE TREASURY. THE FUND CONSISTS OF MONEY CREDITED TO THE FUND  
8 PURSUANT TO SUBSECTION (2) OF THIS SECTION AND ANY OTHER MONEY  
9 THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE  
10 FUND. THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME  
11 DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO  
12 THE FUND. SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL  
13 ASSEMBLY, THE DEPARTMENT MAY EXPEND MONEY FROM THE FUND TO  
14 DEFRAY THE COSTS ASSOCIATED WITH OPERATING ELECTRIC VEHICLE  
15 SERVICES EQUIPMENT INCLUDING COSTS OF FACILITIES' ELECTRICITY,  
16 INSTALLATION, REPAIR, WARRANTIES, REPLACEMENT, OPERATION OF  
17 NETWORK SERVICE, MAINTENANCE, AND SALARIES INVOLVED IN THE USE  
18 OF FACILITIES WITH ELECTRIC VEHICLE SERVICE EQUIPMENT.

19           (2) THE STATE TREASURER SHALL CREDIT ALL MONEY RECEIVED

1 BY THE DEPARTMENT FROM CHARGES IMPOSED BY THE DEPARTMENT ON  
2 PERSONS CHARGING ELECTRIC VEHICLES USING ELECTRIC VEHICLE SERVICE  
3 EQUIPMENT PROVIDED BY THE DEPARTMENT AT ANY NATIONAL GUARD  
4 FACILITY.

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

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

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

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

18 **SECTION 2. Appropriation.** For the 2023-24 state fiscal year,  
19 \$50,000 is appropriated to the department of military and veterans affairs  
20 for use by the executive director and army national guard. This  
21 appropriation is from the electric vehicle service equipment fund created  
22 in section 28-3-110 (1), C.R.S. To implement this act, the division may  
23 use this appropriation for operating expenses.

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