

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.

\*\* \*\* \*\* \*\* \*\*