Amend reengrossed bill, page 18, after line 1 insert:

"SECTION 5. In Colorado Revised Statutes, 24-34-104, add (32.5) as follows:

24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal. (32.5) (a) The following agencies, functions, or both, are scheduled for repeal on July 1, 2032:

(I) The community access enterprise created in section 24-38.5-303 (1);

(II) The clean fleet enterprise created in section 25-7.5-103 (1)(a);

(III) The clean transit enterprise created in section 43-4-1203 (1)(a); and

(IV) The nonattainment area air pollution mitigation enterprise created in section 43-4-1303 (1)(a).

(b) This subsection (32.5) is repealed, effective July 1, 2034."

Renumber succeeding sections accordingly.

Page 39, line 7, strike "PUBLISH" and substitute "PUBLISH, SUBMIT TO THE GENERAL ASSEMBLY,".

Page 39, line 8, strike "DETAILS" and substitute "DETAILS, THROUGH A SPECIFIC PLAN, GOALS, AND ANNUAL BENCHMARKS,".

Page 40, after line 24 insert:

"24-38.5-304. Repeal. (1) This part 3 is repealed, effective July 1, 2032. Before its repeal, this part 3 is scheduled for review in accordance with section 24-34-104.

(2) When analyzing and evaluating the performance of the enterprise as required by section 24-34-104 (5)(a), the department of regulatory agencies shall focus on the extent to which the enterprise has achieved its plan, goals, and annual benchmarks as set forth in the ten-year plan that it publishes, submits to the general assembly, and posts on its website by June 1, 2022, as required by section 24-38.5-303 (10)(a)(I).

(3) Notwithstanding the wind-up period described in section 24-34-104 (2)(b), the enterprise shall not impose or
COLLECT THE COMMUNITY ACCESS RETAIL DELIVERY FEE AFTER JUNE 30, 2032.

(4) ON JULY 1, 2032, THE STATE TREASURER SHALL TRANSFER ALL UNALLOCATED MONEY IN THE COMMUNITY ACCESS ENTERPRISE FUND TO THE HIGHWAY USERS TAX FUND.”.

Page 75, line 27, strike "PUBLISH" and substitute "PUBLISH, SUBMIT TO THE GENERAL ASSEMBLY,".

Page 76, line 1, strike "DETAILS" and substitute "DETAILS, THROUGH A SPECIFIC PLAN, GOALS, AND ANNUAL BENCHMARKS,".

Page 77, after line 17 insert:

"25-7.5-104. Repeal. (1) THIS ARTICLE 7.5 IS REPEALED, EFFECTIVE JULY 1, 2032. BEFORE ITS REPEAL, THIS ARTICLE 7.5 IS SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION 24-34-104.

(2) WHEN ANALYZING AND EVALUATING THE PERFORMANCE OF THE ENTERPRISE AS REQUIRED BY SECTION 24-34-104 (5)(a), THE DEPARTMENT OF REGULATORY AGENCIES SHALL FOCUS ON THE EXTENT TO WHICH THE ENTERPRISE HAS ACHIEVED ITS PLAN, GOALS, AND ANNUAL BENCHMARKS AS SET FORTH IN THE TEN-YEAR PLAN THAT IT PUBLISHES, SUBMITS TO THE GENERAL ASSEMBLY, AND POSTS ON ITS WEBSITE BY JUNE 1, 2022, AS REQUIRED BY SECTION 25-7.5-103 (11)(a)(I).

(3) NOTWITHSTANDING THE WIND-UP PERIOD DESCRIBED IN SECTION 24-34-104 (2)(b), THE ENTERPRISE SHALL NOT IMPOSE OR COLLECT THE CLEAN FLEET PER RIDE FEE OR THE CLEAN FLEET RETAIL DELIVERY FEE AFTER JUNE 30, 2032.

(4) ON JULY 1, 2032, THE STATE TREASURER SHALL TRANSFER ALL UNALLOCATED MONEY IN THE CLEAN FLEET ENTERPRISE FUND TO THE HIGHWAY USERS TAX FUND.”.

Page 105, line 27, strike "(25)(a.7)".

Page 106, line 1, strike "AND" and substitute "(25)(a.7),".

Page 106, line 3, strike "43-4-217 (8)" and substitute "43-4-217 (8), AND MONEY THAT IS CREDITED TO THE HIGHWAY USERS TAX FUND AS REQUIRED BY SECTIONS 24-38.5-304 (4), 25-7.5-104 (4), 43-4-1204 (4), AND 43-4-1304 (4)".

Page 106, line 20, after "FEE" insert "THAT IS ALLOCATED PURSUANT TO THIS SUBSECTION (6.8)(b)".
"(d) Revenue from the retail delivery fee imposed pursuant to Section 43-4-218(3) that is credited to the highway users tax fund as required by Section 43-4-218 (8) must be allocated and expended in accordance with the formula specified in subsection (6)(b) of this section.".

"(8) Notwithstanding any other provision of this section, on July 1, 2032, the amount of the retail delivery fee shall be increased by an amount equal to the combined amount of the enterprise retail delivery fees in effect on June 30, 2032, for all enterprises, if any, that are repealed on July 1, 2032, in accordance with Section 24-34-104 (32.5) and Section 24-38.5-304, 25-7.5-104, 43-4-1204, or 43-4-1304. All revenue generated by any increase in the amount of the retail delivery fee resulting from the operation of this subsection (8) shall be credited to the highway users tax fund created in Section 43-4-201 and allocated from the highways users tax fund to the state, counties, and municipalities as required by Section 43-4-205 (6.8).".

"43-4-1204. Repeal. (1) This article 12 is repealed, effective July 1, 2032. Before its repeal, this article 12 is scheduled for review in accordance with section 24-34-104.

(2) When analyzing and evaluating the performance of the enterprise as required by section 24-34-104 (5)(a), the department of regulatory agencies shall focus on the extent to which the enterprise has achieved its plan, goals, and annual benchmarks as set forth in the ten-year plan that it publishes, submits to the general assembly, and posts on its website by June 1, 2022, as required by section 43-4-1203 (10)(a)(I).

(3) Notwithstanding the wind-up period described in
SECTION 24-34-104 (2)(b), THE ENTERPRISE SHALL NOT IMPOSE OR COLLECT THE CLEAN TRANSIT RETAIL DELIVERY FEE AFTER JUNE 30, 2032.

(4) ON JULY 1, 2032, THE STATE TREASURER SHALL TRANSFER ALL UNALLOCATED MONEY IN THE CLEAN TRANSIT ENTERPRISE FUND TO THE HIGHWAY USERS TAX FUND.".

Page 200, line 12, strike "PUBLISH" and substitute "PUBLISH, SUBMIT TO THE GENERAL ASSEMBLY,".

Page 200, line 13, strike "DETAILS" and substitute "DETAILS, THROUGH A SPECIFIC PLAN, GOALS, AND ANNUAL BENCHMARKS, ".

Page 202, after line 1 insert:

"43-4-1304. Repeal. (1) THIS ARTICLE IS REPEALED, EFFECTIVE JULY 1, 2032. BEFORE ITS REPEAL, THIS ARTICLE IS SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION 24-34-104.

(2) WHEN ANALYZING AND EVALUATING THE PERFORMANCE OF THE ENTERPRISE AS REQUIRED BY SECTION 24-34-104 (5)(a), THE DEPARTMENT OF REGULATORY AGENCIES SHALL FOCUS ON THE EXTENT TO WHICH THE ENTERPRISE HAS ACHIEVED ITS PLAN, GOALS, AND ANNUAL BENCHMARKS AS SET FORTH IN THE TEN-YEAR PLAN THAT IT PUBLISHES, SUBMITS TO THE GENERAL ASSEMBLY, AND POSTS ON ITS WEBSITE BY JUNE 1, 2022, AS REQUIRED BY SECTION 43-4-1303 (10)(a)(I).

(3) NOTWITHSTANDING THE WIND-UP PERIOD DESCRIBED IN SECTION 24-34-104 (2)(b), THE ENTERPRISE SHALL NOT IMPOSE OR COLLECT THE AIR POLLUTION MITIGATION RETAIL DELIVERY FEE AFTER JUNE 30, 2032.

(4) ON JULY 1, 2032, THE STATE TREASURER SHALL TRANSFER ALL UNALLOCATED MONEY IN THE NONATTAINMENT AREA AIR POLLUTION MITIGATION ENTERPRISE FUND TO THE HIGHWAY USERS TAX FUND.".

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