

2025-2026 #79 - Amended

Be it enacted by the People of the State of Colorado:

SECTION 1. In the constitution of the state of Colorado ~~Constitution, Article XXVIII~~, add Section 17 to Article XVIII as follows:

Section 17. Energy choice.

(1) **DEFINITIONS.** AS USED IN THIS SECTION:

(a) “ENERGY” MEANS THE METHOD OF GENERATION OR THE FUEL SOURCE.

(b) “CONSUMER” MEANS ~~AS~~ ANY PERSON WHO IS THE BUYER OR USER OF A PRODUCT.

(2) **ENERGY CHOICE.** CONSUMERS ~~SHALL~~ HAVE THE RIGHT TO CHOOSE FROM COMMONLY USED ENERGY SOURCES~~ENERGY SOURCES IN COMMON USE~~, SUCH AS SOLAR, WIND, ELECTRICITY, NATURAL GAS, GASOLINE, AND PROPANE, TO FUEL THEIR OWN PRODUCTS AND SERVICES. ~~THIS RIGHT SHALL NOT BE ENCUMBERED. A CONSUMER MAY EXERCISE THE RIGHT WITHOUT ENCUMBRANCES, AND SHALL THE RIGHT INCLUDE INCLUDES~~ BUT IS NOT ~~BE~~ LIMITED TO ENERGY CHOICE RELATED TO:

(a) ~~CURRENT~~ CURRENT AND FUTURE ENERGY SERVICE CONNECTIONS IN A HOME OR BUSINESS;

(b) ~~PURCHASE~~ PURCHASE AND USE OF VEHICLES, AGRICULTURAL EQUIPMENT, OR SMALL POWER AND LAWN EQUIPMENT; AND

(c) ~~PURCHASE~~ PURCHASE AND USE OF INDOOR AND OUTDOOR COOKING APPLIANCES AND GRILLS, HEATING AND COOLING SYSTEMS, AND HOME APPLIANCES.

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(3) **PUBLIC SAFETY EXCEPTION.** ~~THE PROVISIONS OF THIS~~ THIS SECTION ~~DO~~ DOES NOT APPLY TO HEALTH OR SAFETY RESTRICTIONS OF THE ~~INTERNATIONAL BUILDING CODE~~ INTERNATIONAL BUILDING CODE, OR ITS SUCCESSOR, OR IN CASE OF A PUBLIC SAFETY EMERGENCY, SUCH AS FIRE OR NATURAL DISASTER.

SECTION 2. Effective date.

This act shall take effect upon proclamation by the Governor announcing the approval, by the registered electors of the state, of the proposed initiative.