

Initiative 2025-2026 #79 Consumer
Choice of Energy Source

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Version 1B. Constitutional with Definitions

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

SECTION 1. In Colorado Constitution, Article XXVIII, **add** Section 17 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 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 AND SHALL INCLUDE BUT NOT BE LIMITED TO ENERGY CHOICE RELATED TO:

- (a) CURRENT AND FUTURE ENERGY SERVICE CONNECTIONS IN A HOME OR BUSINESS;
- (b) PURCHASE AND USE OF VEHICLES, AGRICULTURAL EQUIPMENT, OR SMALL POWER AND LAWN EQUIPMENT;
- (c) PURCHASE AND USE OF INDOOR AND OUTDOOR COOKING APPLIANCES AND GRILLS, HEATING AND COOLING SYSTEMS, AND HOME APPLIANCES.

(3) **PUBLIC SAFETY EXCEPTION.** THE PROVISIONS OF THIS SECTION DO NOT APPLY TO HEALTH OR SAFETY RESTRICTIONS OF THE 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.