

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

ENGROSSED

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

LLS NO. 25-0818.01 Clare Haffner x6137

HOUSE BILL 25-1277

HOUSE SPONSORSHIP

Bacon and Joseph,

SENATE SPONSORSHIP

Cutter,

House Committees
Energy & Environment

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING MEASURES TO INCREASE TRANSPARENCY REGARDING**
102 **THE IMPACT OF THE CONSUMPTION OF CERTAIN FUEL**
103 **PRODUCTS.**

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>.)

The bill prohibits a retailer from selling or displaying for sale certain fuel products to consumers in the state unless the retailer provides consumers with information about the impact of consuming the fuel products by labeling the fuel products with the phrase "Combustion of this product releases greenhouse gases known by the state of Colorado to

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
Amended 2nd Reading
April 1, 2025

be linked to global heating and significant health impacts."

A violation of the bill's requirements is a deceptive trade practice under the "Colorado Consumer Protection Act".

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 finds and declares that:

4 (a) The majority of greenhouse gas emissions and anthropogenic
5 ozone precursor emissions in Colorado come from the production and use
6 of certain fuel products;

7 (b) Failing to notify consumers about the impact of the
8 consumption of certain fuel products poses a risk to public health;

9 (c) Pursuant to the "Colorado Consumer Protection Act", article
10 1 of title 6, Colorado Revised Statutes, it is a deceptive trade practice to
11 knowingly or recklessly make a false representation as to the
12 characteristics, ingredients, uses, benefits, alterations, or quantities of
13 goods, food, services, or property or to knowingly or recklessly engage
14 in any unfair, unconscionable, deceptive, deliberately misleading, false,
15 or fraudulent act or practice; and

16 (d) A person that, in the course of the person's business, fails to
17 properly label a fuel product with a disclosure about the impact of the
18 consumption of the fuel product engages in a deceptive trade practice.

19 **SECTION 2.** In Colorado Revised Statutes, **add** part 16 to article
20 5 of title 25 as follows:

21 **PART 16**

22 **LABELING OF FUEL PRODUCTS**

23 **25-5-1601. Legislative declaration.** (1) THE GENERAL ASSEMBLY
24 FINDS AND DECLARES THAT:

1 (a) THE STATE OF COLORADO IS WORKING TO REDUCE
2 GREENHOUSE GAS EMISSIONS AND AIR POLLUTION TO MEET THE
3 REQUIREMENTS OF SECTION 25-7-102 AND THE FEDERAL "CLEAN AIR
4 ACT", 42 U.S.C. SEC. 7401 ET SEQ., IMPROVE PUBLIC HEALTH, AND
5 EFFECTUATE THE REDUCTION OF POLLUTION IN DISPROPORTIONATELY
6 IMPACTED COMMUNITIES AS REQUIRED BY THE "ENVIRONMENTAL JUSTICE
7 ACT", AS ENACTED IN 2021 BY HOUSE BILL 21-1266;

8 (b) THE MAJORITY OF GREENHOUSE GAS EMISSIONS AND
9 ANTHROPOGENIC OZONE PRECURSOR EMISSIONS IN COLORADO COME FROM
10 THE PRODUCTION AND USE OF PETROLEUM PRODUCTS, NATURAL GAS, AND
11 OTHER HYDROCARBONS FOR FUEL;

12 (c) PROVIDING CONSUMERS WITH INFORMATION ABOUT THE
13 IMPACT OF FOSSIL FUEL CONSUMPTION DIRECTLY AT THE POINT OF
14 PURCHASE MAY ENCOURAGE CONSUMERS TO REDUCE THEIR CONSUMPTION
15 AND TO USE ALTERNATIVE PRODUCTS WHEN APPROPRIATE;

16 (d) COLORADO HAS BEEN A LEADER IN PASSING STRONG LAWS AND
17 REGULATIONS TO ACHIEVE POLLUTION REDUCTION, WHICH RESULTED IN
18 THE REDUCTION OF GREENHOUSE GAS EMISSIONS BY ELEVEN AND FORTY
19 ONE-HUNDREDTHS PERCENT STATEWIDE IN 2020 FROM 2005 LEVELS,
20 INCLUDING A FOURTEEN PERCENT REDUCTION OF GREENHOUSE GAS
21 EMISSIONS IN THE TRANSPORTATION SECTOR. COLORADO HAS ALSO
22 ESTABLISHED INCENTIVE AND ASSISTANCE PROGRAMS FOR COMMERCIAL
23 AND CONSUMER DECARBONIZATION, INCLUDING INCOME-BASED
24 ASSISTANCE.

25 (e) DESPITE REGULATIONS, INCENTIVES, AND CONSUMER
26 ASSISTANCE, THE STATE'S GREENHOUSE GAS EMISSIONS REDUCTIONS ARE
27 NOT MEETING STATUTORY REQUIREMENTS, AND OZONE POLLUTION IN THE

1 NONATTAINMENT AREA, AS DEFINED IN SECTION 25-7-1402 (8), HAS NOT
2 IMPROVED; AND

3 (f) IN ADDITION TO ACTIONS THE STATE IS TAKING TO MAKE
4 HEALTHIER CHOICES AVAILABLE, CONSUMERS MUST BE INFORMED ABOUT
5 THE CONSEQUENCES OF BURNING CERTAIN FUELS SO THAT THEY HAVE THE
6 POWER TO MAKE AN INFORMED CHOICE.

7 **25-5-1602. Definitions.** AS USED IN THIS PART 16, UNLESS THE
8 CONTEXT OTHERWISE REQUIRES:

9 (1) "AIR POLLUTANT" HAS THE MEANING SET FORTH IN SECTION
10 25-7-103 (1.5).

11 (2) "FUEL PRODUCT" MEANS A GAS OR LIQUID THAT IS PRODUCED
12 FROM:

13 (a) THE PROCESSING OF CRUDE OIL OR OTHER LIQUIDS AT A
14 PETROLEUM REFINERY;

15 (b) THE EXTRACTION OF LIQUID HYDROCARBONS AT A NATURAL
16 GAS PROCESSING PLANT;

17 (c) FINISHED PETROLEUM PRODUCTS AT BLENDING FACILITIES; OR

18 (d) THE CONVERSION OF BIOMASS INTO BIOFUELS SUCH AS
19 ETHANOL.

20 (3) "GREENHOUSE GAS" HAS THE MEANING SET FORTH IN SECTION
21 25-7-140 (6).

22 **25-5-1603. Labeling requirements.** (1) ON AND AFTER JULY 1,
23 2026, A RETAILER SHALL NOT DISPLAY A FUEL PRODUCT FOR SALE IN A
24 PUMP OR A CONTAINER IN A STORE OR SELL A FUEL PRODUCT FROM A PUMP
25 OR A CONTAINER IN A STORE TO A CONSUMER IN THE STATE UNLESS THE
26 RETAILER NOTIFIES A CONSUMER ABOUT THE IMPACT OF CONSUMING THE
27 FUEL PRODUCT BY LABELING THE FUEL PRODUCT IN ACCORDANCE WITH

1 SUBSECTION (2) OF THIS SECTION.

2 (2) (a) ON AND AFTER JULY 1, 2026, A RETAILER SHALL LABEL A
3 FUEL PRODUCT WITH THE FOLLOWING STATEMENT THAT IS CLEARLY
4 LEGIBLE, CONSPICUOUS, AND ACCESSIBLE, IN BOTH ENGLISH AND SPANISH:
5 **"WARNING: USE OF THIS PRODUCT RELEASES AIR POLLUTANTS AND**
6 **GREENHOUSE GASES, KNOWN BY THE STATE OF COLORADO TO BE**
7 **LINKED TO SIGNIFICANT HEALTH IMPACTS AND GLOBAL HEATING,**
8 **RESPECTIVELY, PURSUANT TO SECTION 25-5-1603, C.R.S. Tampering**
9 **with this label is a violation of section 18-4-510, C.R.S."**

10 (b) IN LABELING A FUEL PRODUCT PURSUANT TO SUBSECTION (2)(a)
11 OF THIS SECTION, A RETAILER SHALL ADHERE TO THE FOLLOWING
12 REQUIREMENTS:

13 (I) FOR A FUEL PRODUCT DISTRIBUTED WITH DISPENSING
14 EQUIPMENT SUCH AS PUMPS, THE LABEL MUST:

15 (A) BE AFFIXED IN A CONSPICUOUS LOCATION ON THE DISPENSING
16 EQUIPMENT;

17 (B) BE MAINTAINED AND REPLACED WHEN NECESSARY; AND

18 (C) INCLUDE THE STATEMENT SPECIFIED IN SUBSECTION (2)(a) OF
19 THIS SECTION PRINTED IN BLACK INK ON A WHITE BACKGROUND, IN TYPE
20 NO SMALLER THAN SIXTEEN POINTS; AND

21 (II) FOR A FUEL PRODUCT DISTRIBUTED IN A CONTAINER, THE
22 LABEL MUST:

23 (A) BE AFFIXED ON THE RETAILER'S FUEL PRODUCT DISPLAY IN A
24 CONSPICUOUS LOCATION;

25 (B) INCLUDE THE STATEMENT SPECIFIED IN SUBSECTION (2)(a) OF
26 THIS SECTION PRINTED IN BLACK INK ON A WHITE BACKGROUND, IN TYPE
27 NO SMALLER THAN SIXTEEN POINTS; AND

1 (C) BE MAINTAINED AND REPLACED WHEN NECESSARY.

2 **25-5-1604. Enforcement - deceptive trade practice.** (1) A
3 PERSON THAT, IN THE COURSE OF THE PERSON'S BUSINESS, VIOLATES THIS
4 PART 16 COMMITS A DECEPTIVE TRADE PRACTICE UNDER THE "COLORADO
5 CONSUMER PROTECTION ACT", ARTICLE 1 OF TITLE 6.

6 (2) PRIOR TO ANY ENFORCEMENT ACTION PURSUANT TO ARTICLE
7 1 OF TITLE 6, A CONSUMER SHALL ISSUE, BY CERTIFIED MAIL, A NOTICE OF
8 VIOLATION TO THE PERSON VIOLATING THIS PART 16. IF THE PERSON FAILS
9 TO CURE THE VIOLATION WITHIN FORTY-FIVE DAYS AFTER RECEIPT OF THE
10 NOTICE OF VIOLATION, AN ACTION MAY BE BROUGHT PURSUANT TO
11 ARTICLE 1 OF TITLE 6.

12 **SECTION 3.** In Colorado Revised Statutes, 6-1-105, **add** (1)(iiii)
13 as follows:

14 **6-1-105. Unfair or deceptive trade practices - definitions.**

15 (1) A person engages in a deceptive trade practice when, in the course of
16 the person's business, vocation, or occupation, the person:

17 (iiii) FAILS TO PROPERLY LABEL, OR DISCLOSE INFORMATION
18 RELATED TO, FUEL PRODUCTS IN ACCORDANCE WITH THE REQUIREMENTS
19 SET FORTH IN ARTICLE 5 OF TITLE 25.

20 **SECTION 4. Act subject to petition - effective date -**
21 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following
22 the expiration of the ninety-day period after final adjournment of the
23 general assembly; except that, if a referendum petition is filed pursuant
24 to section 1 (3) of article V of the state constitution against this act or an
25 item, section, or part of this act within such period, then the act, item,
26 section, or part will not take effect unless approved by the people at the
27 general election to be held in November 2026 and, in such case, will take

1 effect on the date of the official declaration of the vote thereon by the
2 governor.

3 (2) This act applies to conduct occurring on or after the applicable
4 effective date of this act.