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STATE OF COLORADO

EXECUTIVE CHAMBERS

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Richard D. Lamm
Governor

EXECUTIVE ORDER

DISTRIBUTION OF EXXON OIL OVERCHARGE FUNDS UNDER THE JUDGMENT
AND ORDER OF THE UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF COLUMBIA OF JUNE 7, 1983

WHEREAS, the United States District Court for the District of Columbia, in a Judgment and Order of June 7, 1983, provided for the distribution of oil overcharge funds resulting from overpricing of petroleum products by the Exxon Corporation; and

WHEREAS, the Judgment and Order of the District Court was upheld by the United States Supreme Court on January 27, 1986; and

WHEREAS, Colorado received \$22,715,814 under the provisions of the Judgment and Order; and

WHEREAS, the Judgment and Order provides that the funds shall be used in five federal energy conservation programs:

- 1) the program under Title IV of the Energy Conservation and Production Act 42 U.S.C. 6861 and following;
- 2) the programs under Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs), 42 U.S.C. 6321 and following;
- 3) the program under Part G of Title III of the Energy Policy and Conservation Act (relating to energy conservation for schools and hospitals), 42 U.S.C. 6371 and following;
- 4) programs under the National Energy Extension Service Act, 42 U.S.C. 7001 and following; and
- 5) the program under the Low-Income Energy Assistance Act of 1981, 42 U.S.C. 8621 and following; and

WHEREAS, the Judgment and Order provides for these funds to be distributed to the Governor or Chief Executive Officer of the states, the District of Columbia, the Commonwealth of Puerto Rico, and the territories and possessions of the United States; and

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WHEREAS, it is incumbent upon the Governor or Chief Executive Officer to distribute these funds in a manner that will benefit those who may have been injured by the overcharges;

NOW, THEREFORE, I, Richard D. Lamm, Governor of the State of Colorado, pursuant to the Judgment and Order of the United States District Court for the District of Columbia, DO HEREBY ORDER THAT:

- 1) \$6,966,666 be distributed to the Office of Energy Conservation for purposes of Part G of Title III of the Energy Policy and Conservation Act (relating to energy conservation for schools and hospitals) and for the purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs) for the purposes of funding an additional grant cycle of the Institutional Conservation Program and to fund the Institutional Grant and Loan Program, provided that at least 70 percent of this amount should be available to schools;
- 2) \$6,250,000 to the cities of Aurora and Denver for purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs) for the purposes of funding a demonstration plant to convert refuse into energy;
- 3) \$3,715,814 to the Department of Local Affairs for purposes of Title IV of the Energy Conservation and Production Act for the purposes of funding weatherization of low-income homes;
- 4) \$1,682,350 be distributed to the Department of Social Services for purposes related to the Low-Income Energy Assistance Act of 1981;
- 5) \$963,070 to the Office of Energy Conservation for purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs) for the purposes of funding a statewide energy rating system for new and existing housing;
- 6) \$700,000 to the Department of Highways for purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs) for the purposes of replacing existing mercury vapor lighting on the state highway system with more efficient high pressure sodium luminaries;

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- 7) \$600,000 to the Colorado State University Cooperative Extension Service and the State Soil Conservation Board for purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs) for purposes of improving energy efficiency in Colorado's agricultural sector through one or more of the following programs: improving irrigation practices, an agricultural energy audit program, a tractor energy conservation program, a program related to energy savings through conservation tillage, and a loan program;
- 8) \$400,000 to Front Range Educational Media Corporation/KBDI-TV for purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs) for the purpose of producing a television series entitled "Energy Conservation in the 80s and Beyond;"
- 9) \$350,000 to Eco-Cycle, Inc. for purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs) for the purchase of a state-of-the-art waste processing baler as a demonstration project;
- 10) \$250,000 to Colorado Energy Source Education Council for purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs), which will be used to purchase educational materials relating to energy conservation for Colorado schools;
- 11) \$226,618 to the Energy Resource Center of the Pikes Peak Region for purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs), which will be used for a recycling program in Colorado Springs;
- 12) \$200,000 to the Department of Administration, Division of Purchasing, for purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs) for the continuation of the energy conservation program in state purchasing;
- 13) \$193,384 to Industrial Solar Technology for purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs), which will be used for a solar cogeneration demonstration project at the Adams County Detention Facility in Brighton;

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- 14) \$149,650 to the City of Fort Collins, Department of Natural Resources, for purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs) for a city-wide recycling program;
- 15) \$20,000 to the Aurora Public Library for purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs), which will assist in establishing a major consumer-oriented energy conservation book collection;
- 16) \$15,000 to the Department of Highways for purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs), which will be used for a public awareness program for carpool lanes in the Denver metropolitan area;
- 17) \$14,300 to the Bent County Department of Community Development for purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs), which will fund the Lower Arkansas Valley Regional Energy Conservation Education Program to develop and implement a curriculum on energy conservation for students in the kindergarten through fifth grade levels;
- 18) \$11,122 to the Adams County School District No. 12 for purposes of programs under the National Energy Extension Services Act for an energy conservation education program; and
- 19) \$7,840 to the City of Steamboat Springs for purposes of Part D of Title III of the Energy Policy and Conservation Act (relating to primary and supplemental state energy conservation programs), which will be used to institute a fleet management program for the city.

GIVEN under my hand and the
Executive Seal of the State of
Colorado, this fourth day of
September, A.D. 1986.


Richard D. Lamm
Governor

