

**Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 24-0780.01 Conrad Imel x2313

SENATE BILL 24-003

SENATE SPONSORSHIP

Sullivan, Bridges, Cutter, Exum, Fenberg, Fields, Gonzales, Hansen, Hinrichsen, Jaquez
Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Rodriguez, Winter F., Zenzinger

HOUSE SPONSORSHIP

Froelich and Duran,

Senate Committees

Judiciary
Appropriations

House Committees

Judiciary
Appropriations

A BILL FOR AN ACT

101 **CONCERNING THE AUTHORITY OF THE COLORADO BUREAU OF**
102 **INVESTIGATION TO INVESTIGATE ILLEGAL ACTIVITY INVOLVING**
103 **FIREARMS, AND, IN CONNECTION THEREWITH, MAKING AN**
104 **APPROPRIATION.**

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 authorizes the Colorado bureau of investigation (bureau) to investigate illegal activity involving firearms statewide. The bill appropriates \$1,690,258 to the department of public safety for the bureau

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.

SENATE
3rd Reading Unamended
March 15, 2024

SENATE
Amended 2nd Reading
March 13, 2024

to conduct the investigations.

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

2 **SECTION 1. Legislative intent - legislative findings.** (1) It is
3 the intent of the general assembly that the Colorado bureau of
4 investigation investigate:

5 (a) Egregious attempts to purchase firearms by previously
6 convicted felons who are identified through the Instacheck unit denial process;

7 (b) Unlawful activity involving illegal firearm components and
8 accessories; and

9 (c) Tips and information relating to firearms violations as they are
10 received, specifically focusing on straw purchases and personally
11 manufactured firearms, commonly known as ghost guns.

12 (2) (a) The general assembly finds that the Colorado bureau of
13 investigation has operated in partnership with local law enforcement
14 agencies on criminal investigations and that the bureau maintains a robust
15 operating directive that outlines how investigators will, as soon as
16 practicable after an investigation begins, communicate with local law
17 enforcement agencies to determine the nature and extent of a
18 firearm-related investigation.

19 (b) The general assembly intends that the Colorado bureau of
20 investigation communicate with local law enforcement and the local
21 district attorney in the jurisdiction where the bureau is conducting an
22 investigation into illegal activity involving firearms.

23 **SECTION 2.** In Colorado Revised Statutes, 24-33.5-412, **amend**
24 **(1)(r); and add (1)(t) and (10)** as follows:

25 **24-33.5-412. Functions of bureau - legislative review -**

1 **interagency cooperation with reporting functions - processing time**
2 **for criminal history record checks - computer crime - synthetic**
3 **cannabinoids enforcement.** (1) The bureau has the following authority:

4 (r) To conduct criminal history records checks pursuant to section
5 24-72-305.3; and

6 (t) TO INVESTIGATE THROUGHOUT THE STATE CRIMINAL ACTIVITY
7 INVOLVING FIREARMS DESCRIBED IN ARTICLE 12 OF TITLE 18, INCLUDING
8 INVESTIGATING ILLEGAL FIREARM TRANSFERS AND ATTEMPTS, AS
9 DESCRIBED IN SECTION 18-2-101, TO ILLEGALLY OBTAIN A FIREARM. THE
10 BUREAU SHALL COMMUNICATE WITH THE APPROPRIATE LOCAL LAW
11 ENFORCEMENT AGENCY TO DECONFLICT INVESTIGATIVE OPERATIONS AND
12 DETERMINE INVESTIGATIVE RESPONSIBILITIES PRIOR TO TAKING
13 INVESTIGATIVE OR ENFORCEMENT ACTION AND SHALL COLLABORATE WITH
14 THE LOCAL DISTRICT ATTORNEY IN THE JURISDICTION WHERE THE BUREAU
15 IS CONDUCTING AN INVESTIGATION IN THE BEGINNING STAGES OF THE
16 INVESTIGATION. THIS SUBSECTION (1)(t) DOES NOT AUTHORIZE THE
17 BUREAU TO INVESTIGATE OTHER CRIMINAL ACTIVITY ENCOUNTERED
18 DURING A FIREARMS-RELATED INVESTIGATION WITHOUT CONSENT FROM,
19 OR IN COLLABORATION WITH, THE LOCAL LAW ENFORCEMENT AGENCY AS
20 REQUIRED BY LAW.

21 (10) AN AGENT OR OTHER EMPLOYEE OF THE BUREAU WHO IS A
22 PEACE OFFICER SHALL WEAR AND ACTIVATE A BODY-WORN CAMERA OR
23 DASH CAMERA, IF THE AGENT'S OR EMPLOYEE'S VEHICLE IS EQUIPPED WITH
24 A DASH CAMERA, WHEN CONDUCTING ANY PUBLIC-FACING PART OF AN
25 INVESTIGATION, PURSUANT TO SUBSECTION (1)(t) OF THIS SECTION, OF
26 CRIMINAL ACTIVITY INVOLVING FIREARMS. THE PROVISIONS OF PART 9 OF
27 ARTICLE 31 OF THIS TITLE 24 APPLY TO THE USE OF A BODY-WORN CAMERA

1 OR DASH CAMERA PURSUANT TO THIS SUBSECTION (10).

2 **SECTION 3. Appropriation.** (1) For the 2024-25 state fiscal
3 year, \$1,477,127 is appropriated to the department of public safety. This
4 appropriation is from the general fund. To implement this act, the
5 department may use this appropriation as follows:

6 (a) \$1,079,356 for use by the Colorado bureau of investigation for
7 personal services related to laboratory and investigative services, which
8 amount is based on an assumption that the bureau will require an
9 additional 10.1 FTE;

10 (b) \$351,068 for use by the Colorado bureau of investigation for
11 operating costs related to laboratory and investigative services; and

12 (c) \$46,703 for use by the executive director's office for leased
13 space.

14 **SECTION 4. Safety clause.** The general assembly finds,
15 determines, and declares that this act is necessary for the immediate
16 preservation of the public peace, health, or safety or for appropriations for
17 the support and maintenance of the departments of the state and state
18 institutions.