



**Legislative Council Staff**

*Nonpartisan Services for Colorado's Legislature*

**Revised Fiscal Note**

(replaces fiscal note dated April 17, 2024)

<b>Drafting Number:</b>	LLS 24-0634	<b>Date:</b>	April 29, 2024
<b>Prime Sponsors:</b>	Sen. Pelton B.; Kolker Rep. deGruy Kennedy; Frizell	<b>Bill Status:</b>	House Business & Labor
		<b>Fiscal Analyst:</b>	Brendan Fung   303-866-4781 brendan.fung@coleg.gov

**Bill Topic: NONPROFIT MEMBER DATA PRIVACY & PUBLIC AGENCIES**

<b>Summary of Fiscal Impact:</b>	<input type="checkbox"/> State Revenue	<input type="checkbox"/> State Transfer	<input type="checkbox"/> Local Government
	<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> TABOR Refund	<input type="checkbox"/> Statutory Public Entity

The bill prohibits public agencies from collecting or disclosing member-specific data from nonprofit entities. It minimally increases state expenditures starting in FY 2024-25.

**Appropriation Summary:** No appropriation is required.

**Fiscal Note Status:** This revised fiscal note reflects the reengrossed bill.

**Summary of Legislation**

The bill prohibits public agencies from collecting, or requiring government contractors and grant recipients to disclose, member-specific data about members, volunteers, or donors of nonprofit entities.

Public agencies may collect member-specific data in limited situations, including if permitted by state, local, or federal statute; necessary to comply with the state constitution; pursuant to a lawful subpoena; voluntarily provided by the nonprofit entity; or sought by law enforcement personnel, among other exceptions.

The bill creates a civil cause of action for nonprofit entities or members to file suit against public agencies that violate these provisions.

**State and Local Expenditures**

Workload in state and local agencies may increase to update rules, policies, and programs relating to non-profit member data collection. This workload is expected to be minimal and no change in appropriation is required.

## **Effective Date**

The bill takes effect 90 days following adjournment of the General Assembly sine die, assuming no referendum petition is filed, and applies to the collection and disclosure of member-specific data on or after the bill's effective date.

## **State and Local Government Contacts**

All State and Local Agencies

---

The revenue and expenditure impacts in this fiscal note represent changes from current law under the bill for each fiscal year. For additional information about fiscal notes, please visit the [General Assembly website](#).