

First Regular Session  
Seventy-fifth General Assembly  
STATE OF COLORADO

DRAFT  
9/5/24

**BILL 1**

LLS NO. 25-0230.01 Josh Schultz x5486

**INTERIM COMMITTEE BILL**

**Transportation Legislation Review Committee**

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**BILL TOPIC:** Vehicle Emission Measures

**DEADLINES:** File by: 9/6/2024

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**A BILL FOR AN ACT**

101 **CONCERNING MEASURES TO REDUCE EMISSIONS OF AIR POLLUTANTS**  
102 **FROM MOTOR VEHICLES.**

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**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/>.)*

**Section 2** of the bill requires the division of administration (division) in the department of public health and environment (department) to renegotiate or renew a contract for emission inspection services no later than October 1, 2025, and requires that the new contract provide for adding additional testing stations and expanding the clean screen inspection units.

*Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words indicate deletions from existing law.*

**Section 3** changes the maximum fee a licensed inspection and readjustment station, inspection-only facility, or motor vehicle dealer test facility may charge for the inspection of vehicles, model year 1982 and newer, from \$25 to \$35.

**Section 4** requires the air quality control commission (commission) to adopt rules for reducing emissions from one or more indirect source categories within the 8-hour ozone Denver Metro/North Front Range nonattainment area (nonattainment area), including warehouses and any other indirect sources that the commission determines by rule to be large indirect sources of ozone precursor pollutants.

**Section 5** requires the department to propose, and the commission to adopt, modify, or reject, average annual motor vehicle emission budgets for nitrogen oxides and volatile organic compounds for 2026 through 2050 that apply to the nonattainment area.

**Sections 6 and 7** allow the division of oil and public safety to use money in the petroleum storage tank fund (fund) for costs related to relocation or redevelopment of the division of oil and public safety's petroleum laboratory. The bill reserves money in the fund for these costs and exempts the reserved money from the calculation of the total balance in the fund for the purpose of determining the amount of a fee paid by certain petroleum purchasers, manufacturers, and distributors.

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

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

4 (a) Air pollution disproportionately impacts overburdened  
5 communities, and without concerted action, air pollution could worsen in  
6 overburdened communities, even as statewide emissions decline or stay  
7 the same;

8 (b) Air pollution levels vary greatly within towns and even  
9 neighborhoods, and the variation is missed by standard monitoring  
10 techniques;

11 (c) Facilities such as warehouses, parking facilities, shopping  
12 centers, and airports generate high amounts of truck and motor vehicle  
13 traffic that are indirect sources of air pollution;

1 (d) Truck traffic contributes disproportionately to air pollution,  
2 therefore targeting high-traffic locations for emission reductions achieves  
3 greater air pollution mitigation and the concomitant health benefits at a  
4 lower cost than statewide air pollution reduction measures;

5 (e) Facilities that generate high truck traffic, such as warehouses,  
6 already have significant impacts in overburdened communities, and those  
7 impacts are growing rapidly; and

8 (f) The federal "Clean Air Act" expressly reserves existing state  
9 authority to regulate mobile sources that congregate at facilities.

10 (2) Therefore, the general assembly declares that it is a matter of  
11 statewide concern and in the public interest for Colorado to implement an  
12 indirect source review program as provided in section 4 of this act to  
13 target and mitigate air pollution from high-traffic locations in the state,  
14 particularly those in overburdened communities.

15 **SECTION 2.** In Colorado Revised Statutes, 42-4-307, **add** (10.7)  
16 as follows:

17 **42-4-307. Powers and duties of the department of public**  
18 **health and environment - division of administration - automobile**  
19 **inspection and readjustment program - basic emissions program -**  
20 **enhanced emissions program - clean screen program.**

21 (10.7) NOTWITHSTANDING ANY CONTRARY PROVISION IN THE  
22 "PROCUREMENT CODE", ARTICLES 101 TO 112 OF TITLE 24, OR THIS  
23 ARTICLE 4, THE DIVISION SHALL RENEGOTIATE OR RENEW A CONTRACT FOR  
24 INSPECTION SERVICES IN EXISTENCE ON JULY 1, 2025, NO LATER THAN  
25 OCTOBER 1, 2025, TO ACCOUNT FOR THE FEE ESTABLISHED IN SECTION  
26 42-4-311 (6), AS IT WILL BECOME EFFECTIVE ON THE EFFECTIVE DATE OF  
27 THIS \_\_\_\_\_ BILL 25-\_\_\_\_\_, AND FOR A TERM NOT TO EXCEED FOUR YEARS,

1 AFTER WHICH THE CONTRACT MAY BE RENEWED FOR A SINGLE TERM OF UP  
2 TO FOUR YEARS OR REBID. THE NEW CONTRACT MUST PROVIDE FOR  
3 ADDING ADDITIONAL TESTING STATIONS AND EXPANDING THE CLEAN  
4 SCREEN INSPECTION UNITS.

5 **SECTION 3.** In Colorado Revised Statutes, 42-4-311, **amend**  
6 (4)(a)(I) and (6)(a); **repeal** (6)(b); and **add** (4)(a)(III) as follows:

7 **42-4-311. Operation of inspection and readjustment stations**  
8 **- inspection-only facilities - fleet inspection stations - motor vehicle**  
9 **dealer test facilities - enhanced inspection centers.** (4) (a) (I) SUBJECT  
10 TO SUBSECTION (4)(a)(III) OF THIS SECTION, a licensed inspection and  
11 readjustment station, inspection-only facility, or motor vehicle dealer test  
12 facility shall charge a fee not to exceed fifteen dollars for the inspection  
13 of vehicles, model year 1981 and older, at facilities licensed or authorized  
14 within either the ~~basic~~ or enhanced emissions program. ~~except that~~ For  
15 1982 model and newer vehicles, a test facility may charge a fee not to  
16 exceed ~~twenty-five~~ THIRTY-FIVE dollars.

17 (III) THE DIVISION SHALL ANNUALLY ADJUST FOR INFLATION OR  
18 DEFLATION THE FEES DESCRIBED IN SUBSECTION (4)(a)(I) OF THIS SECTION.  
19 THE DIVISION MAY ROUND THE ADJUSTED AMOUNT UPWARD OR  
20 DOWNWARD AS APPROPRIATE. INFLATION OR DEFLATION IS MEASURED BY  
21 THE ANNUAL PERCENTAGE CHANGE IN THE UNITED STATES DEPARTMENT  
22 OF LABOR'S BUREAU OF LABOR STATISTICS CONSUMER PRICE INDEX, OR A  
23 SUCCESSOR INDEX, FOR DENVER-AURORA-LAKEWOOD FOR ALL ITEMS  
24 PAID FOR BY URBAN CONSUMERS.

25 (6) (a) The fee charged for enhanced emissions inspections  
26 performed within the enhanced emissions program area on MODEL YEAR  
27 1982 and later motor vehicles ~~shall~~ MUST not be any greater than that

1 determined by the contract and in no case greater than ~~twenty-five~~  
2 THIRTY-FIVE dollars. The fee charged for clean screen inspections  
3 performed on vehicles registered in the basic area ~~shall~~ MUST not be any  
4 greater than that determined by the contract and in no case greater than  
5 fifteen dollars. ~~Such~~ THE fee ~~shall~~ MUST not exceed the maximum fee  
6 required to be posted by the enhanced inspection center pursuant to  
7 section 42-4-305 for the inspection of any motor vehicle required to be  
8 inspected under section 42-4-310.

9 (b) ~~During the two-year renewal of the contract entered into~~  
10 ~~pursuant to section 42-4-307(10), the commission shall hold a hearing to~~  
11 ~~determine the maximum fee that may be charged pursuant to the contract~~  
12 ~~for inspections during any subsequent renewal term. The maximum fee~~  
13 ~~must be based on estimated actual operating costs during the life of the~~  
14 ~~contract, determined pursuant to the proceeding, plus a percentage to be~~  
15 ~~determined by the commission, not to exceed ten percent and not to~~  
16 ~~exceed twenty-five dollars.~~

17 **SECTION 4.** In Colorado Revised Statutes, **add** 25-7-148 as  
18 follows:

19 **25-7-148. Regulation of indirect sources - fees - fund -**  
20 **definitions - rules.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT  
21 OTHERWISE REQUIRES:

22 (a) "COVERED NONATTAINMENT AREA" MEANS THE EIGHT-HOUR  
23 OZONE DENVER METRO/NORTH FRONT RANGE NONATTAINMENT AREA.

24 (b) (I) "INDIRECT SOURCE" MEANS A NEW OR AN EXISTING  
25 FACILITY, BUILDING, STRUCTURE, INSTALLATION, OR REAL PROPERTY THAT  
26 GENERATES, ATTRACTS, BUTOR MAY ATTRACT MOTOR VEHICLE ACTIVITY  
27 THAT RESULTS IN EMISSIONS OF AIR POLLUTANTS.

- 1 (II) "INDIRECT SOURCE" INCLUDES:  
2 (A) HIGHWAYS AND ROADS;  
3 (B) PARKING FACILITIES;  
4 (C) RESIDENTIAL, RETAIL, COMMERCIAL, AND INDUSTRIAL  
5 DEVELOPMENTS AND FACILITIES;  
6 (D) CONSTRUCTION SITES;  
7 (E) WAREHOUSES;  
8 (F) AIRPORTS; AND  
9 (G) MEDICAL AND EDUCATION FACILITIES.

10 (III) "INDIRECT SOURCE" DOES NOT INCLUDE NEW OR EXISTING  
11 ON-ROAD PARKING.

12 (2) ON OR BEFORE DECEMBER 31, 2025, THE COMMISSION SHALL  
13 ADOPT RULES FOR REDUCING EMISSIONS FROM ONE OR MORE INDIRECT  
14 SOURCE CATEGORIES WITHIN THE COVERED NONATTAINMENT AREA,  
15 INCLUDING WAREHOUSES AND ANY OTHER INDIRECT SOURCES THAT THE  
16 COMMISSION DETERMINES BY RULE TO BE LARGE INDIRECT SOURCES OF  
17 OZONE PRECURSOR POLLUTANTS DUE TO ASSOCIATED MOTOR VEHICLE  
18 ACTIVITY.

19 (3) THE RULES THAT THE COMMISSION ADOPTS FOR THE  
20 WAREHOUSE SOURCE CATEGORY PURSUANT TO SUBSECTION (2) OF THIS  
21 SECTION MUST:

- 22 (a) PROVIDE FOR FACILITY-BY-FACILITY REVIEW;  
23 (b) APPLY TO EXISTING AND NEW FACILITIES; AND  
24 (c) DIRECT ANY COMPLIANCE FEES COLLECTED UNDER THE RULES  
25 TO THE CLEAN FLEET ENTERPRISE FUND CREATED IN SECTION 25-7.5-103  
26 (5)(a).

27 (4) IN ADOPTING RULES FOR THE WAREHOUSE SOURCE CATEGORY

1 PURSUANT TO SUBSECTIONS (2) AND (3) OF THIS SECTION, THE COMMISSION  
2 SHALL CONSIDER MEASURES THAT INCLUDE:

3 (a) REQUIRING ALL WAREHOUSE OPERATORS TO IMPLEMENT AN AIR  
4 EMISSIONS REDUCTION PLAN DEVELOPED OR APPROVED BY THE DIVISION;

5 (b) CREATING A POINTS SYSTEM UNDER WHICH WAREHOUSE  
6 OPERATORS ACCRUE POINTS BASED ON THE AMOUNT OF EMISSIONS  
7 GENERATED BY TRUCKS AT THEIR FACILITIES;

8 (c) REQUIRING MITIGATION OPTIONS, INCLUDING:

9 (I) INSTALLING ZERO-EMISSIONS INFRASTRUCTURE AND REQUIRING  
10 USE OF ZERO-EMISSIONS VEHICLES ON SITE;

11 (II) USING ALTERNATIVES TO TRUCK TRIPS FOR INCOMING OR  
12 OUTGOING TRIPS; OR

13 (III) INSTALLING ON-SITE SOLAR POWER GENERATION,  
14 ELECTRICITY STORAGE, AND MANAGED CHARGING SYSTEMS; AND

15 (d) REQUIRING MORE STRINGENT MEASURES FOR ALL WAREHOUSES  
16 LOCATED WITHIN ONE-HALF MILE OF A DISPROPORTIONATELY IMPACTED  
17 COMMUNITY.

18 (5) IN ADOPTING RULES PURSUANT TO SUBSECTION (4)(b) OF THIS  
19 SECTION REGARDING A POINTS SYSTEM, THE COMMISSION SHALL NOT  
20 ALLOW THE TRANSFERENCE OF POINTS BETWEEN FACILITIES.

21 (6) (a) THE COMMISSION MAY ADOPT ADDITIONAL RULES  
22 REGULATING INDIRECT SOURCES OF MOTOR VEHICLE EMISSIONS WITHIN  
23 THE COVERED NONATTAINMENT AREA AND ANY OTHER INDIRECT SOURCES  
24 THAT THE COMMISSION DETERMINES TO BE LARGE INDIRECT SOURCES OF  
25 OZONE PRECURSOR POLLUTANTS OF MOTOR VEHICLE EMISSIONS. THE  
26 COMMISSION MAY ALSO ADOPT INDIRECT SOURCE RULES FOR SOURCE  
27 CATEGORIES RESPONSIBLE FOR AIR POLLUTION IN THE REST OF THE STATE

1 AS IT DEEMS NECESSARY.

2 (b) THE COMMISSION MAY ESTABLISH A FEE BY RULE FOR INDIRECT  
3 SOURCES IN AN AMOUNT NECESSARY TO COVER THE DIVISION'S DIRECT  
4 AND INDIRECT COSTS IN IMPLEMENTING THIS SECTION.

5 (c) (I) THE FEES ASSESSED AND COLLECTED PURSUANT TO  
6 SUBSECTION (6)(b) OF THIS SECTION SHALL BE TRANSMITTED TO THE  
7 STATE TREASURER, WHO SHALL CREDIT THE MONEY TO THE INDIRECT  
8 SOURCES CONTROL FUND, WHICH FUND IS CREATED IN THE STATE  
9 TREASURY. THE FUND CONSISTS OF MONEY CREDITED TO THE FUND  
10 PURSUANT TO THIS SUBSECTION (6)(c)(I) AND ANY OTHER MONEY THAT  
11 THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND.  
12 THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED  
13 FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO THE  
14 FUND.

15 (II) FROM THE FUND, THE GENERAL ASSEMBLY SHALL  
16 APPROPRIATE TO THE DIVISION, AT LEAST ANNUALLY, SUCH MONEY AS  
17 NECESSARY TO COVER THE DIVISION'S DIRECT AND INDIRECT COSTS IN  
18 IMPLEMENTING THIS SECTION. ANY PERMIT FEE MONEY NOT  
19 APPROPRIATED BY THE GENERAL ASSEMBLY AND ANY APPROPRIATED  
20 MONEY NOT SPENT BY THE DIVISION AT THE END OF A STATE FISCAL YEAR  
21 REMAINS IN THE FUND AND DOES NOT REVERT TO THE GENERAL FUND OR  
22 ANY OTHER FUND.

23 (7) ANY ADDITIONAL RULES THAT THE COMMISSION ADOPTS  
24 PURSUANT TO SUBSECTIONS (2) AND (6) OF THIS SECTION MUST INCLUDE:

25 (a) EMISSION REDUCTION TARGETS, CALCULATED BASED ON THE  
26 ESTIMATED MOTOR VEHICLE EMISSIONS ATTRACTED BY THE INDIRECT  
27 SOURCE, FOR INDIRECT SOURCES TO ACHIEVE THROUGH REGULATORY



1 STANDARDS OR SOURCE-SPECIFIC PLANS APPROVED BY THE DIVISION; AND

2 (b) A PROCESS FOR THE DIVISION TO REVIEW ALTERNATIVE  
3 COMPLIANCE APPROACHES PROPOSED BY AN OWNER OR OPERATOR OF AN  
4 INDIRECT SOURCE THAT ACHIEVE THE REQUIRED EMISSION REDUCTION  
5 TARGETS, WHICH APPROACHES MAY INCLUDE FUNDING OF:

6 (I) VOLUNTARY INCENTIVE-BASED PROGRAMS; AND

7 (II) EMISSION REDUCTION EFFORTS IMPLEMENTED IN  
8 DISPROPORTIONATELY IMPACTED COMMUNITIES.

9 (8) THE COMMISSION SHALL REVIEW THE RULES ADOPTED  
10 PURSUANT TO SUBSECTIONS (2) AND (6) OF THIS SECTION ANNUALLY TO  
11 DETERMINE WHETHER NEW RULES SHOULD BE PROMULGATED TO ADDRESS  
12 ADDITIONAL SOURCE CATEGORIES. THE FIRST REVIEW OF THE RULES MUST  
13 INCLUDE CONSIDERATION OF AIRPORTS AS AN ADDITIONAL SOURCE  
14 CATEGORY. THE ANNUAL REVIEW WILL ALLOW THE RULES TO ACCOUNT  
15 FOR CHANGES IN EMISSIONS DUE TO POPULATION GROWTH, DEVELOPMENT,  
16 AND ANY OTHER FACTORS. BEGINNING IN JANUARY 2027, AND IN JANUARY  
17 EVERY YEAR THEREAFTER, THE DEPARTMENT SHALL INCLUDE, AS PART OF  
18 ITS PRESENTATION DURING ITS "SMART ACT" HEARING REQUIRED BY  
19 SECTION 2-7-203, INFORMATION CONCERNING THE REVIEW OF RULES  
20 PURSUANT TO THIS SUBSECTION (8).

21 **SECTION 5.** In Colorado Revised Statutes, **add** 25-7-306 as  
22 follows:

23 **25-7-306. On-road and nonroad vehicle emission budgets -**  
24 **reporting - definitions.** (1) AS USED IN THIS SECTION, UNLESS THE  
25 CONTEXT OTHERWISE REQUIRES:

26 (a) "COVERED NONATTAINMENT AREA" MEANS THE EIGHT-HOUR  
27 OZONE DENVER METRO/NORTH FRONT RANGE NONATTAINMENT AREA.

1 (b) "DEPARTMENT" MEANS THE DEPARTMENT OF PUBLIC HEALTH  
2 AND ENVIRONMENT.

3 (c) "EMISSION BUDGET" MEANS AN AVERAGE ANNUAL MOTOR  
4 VEHICLE EMISSION BUDGET FOR NITROGEN OXIDES AND VOLATILE  
5 ORGANIC COMPOUNDS DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION.

6 (2) (a) AS PART OF THE 2025 RULE-MAKING FOR THE  
7 CONSIDERATION OF ANY OZONE STATE IMPLEMENTATION PLAN FOR THE  
8 2008 AND 2015 EIGHT-HOUR OZONE NATIONAL AMBIENT AIR QUALITY  
9 STANDARDS DEVELOPED PURSUANT TO THE FEDERAL ACT, THE  
10 DEPARTMENT SHALL PROPOSE, AND THE COMMISSION SHALL ADOPT,  
11 MODIFY, OR REJECT, AVERAGE ANNUAL MOTOR VEHICLE EMISSION  
12 BUDGETS FOR NITROGEN OXIDES AND VOLATILE ORGANIC COMPOUNDS FOR  
13 2026 THROUGH 2050 THAT APPLY TO THE COVERED NONATTAINMENT  
14 AREA. EACH YEAR'S EMISSION BUDGET MUST INCLUDE MAXIMUM EMISSION  
15 LEVELS OF NITROGEN OXIDES AND VOLATILE ORGANIC COMPOUNDS FROM  
16 ALL INDIVIDUAL ON-ROAD AND NONROAD MOTOR VEHICLE CLASSES IN THE  
17 COVERED NONATTAINMENT AREA.

18 (b) THE EMISSION BUDGET FOR 2030 MUST BE AT LEAST TEN  
19 PERCENT BELOW THE EMISSION BUDGET FOR 2026. THE EMISSION BUDGETS  
20 FOR 2030 THROUGH 2050 MUST PROGRESSIVELY DECLINE EVERY FIVE  
21 YEARS.

22 (3) BEGINNING IN JANUARY 2026, AND IN JANUARY EVERY YEAR  
23 THEREAFTER, THE DEPARTMENT SHALL INCLUDE, AS PART OF ITS  
24 PRESENTATION DURING ITS "SMART ACT" HEARING REQUIRED BY  
25 SECTION 2-7-203, INFORMATION CONCERNING THE EMISSION BUDGETS.

26 **SECTION 6.** In Colorado Revised Statutes, 8-20.5-103, **add**  
27 (3)(h) and (3.3) as follows:

1           **8-20.5-103. Petroleum storage tank fund - petroleum cleanup**  
2           **and redevelopment fund - creation - rules - repeal.** (3) The money in  
3           the petroleum storage tank fund is continuously appropriated to the  
4           division of oil and public safety; except that the expenditure of money for  
5           the purposes specified in subsections (3)(b), (3)(f), and (3)(g) of this  
6           section is subject to annual appropriation by the general assembly. The  
7           fund shall be used for:

8           (h) (I) COSTS RELATED TO RELOCATION OR REDEVELOPMENT OF  
9           THE DIVISION OF OIL AND PUBLIC SAFETY'S PETROLEUM LABORATORY.

10           (II) THIS SUBSECTION (3)(h) IS REPEALED, EFFECTIVE JULY 1, 2029.

11           (3.3) (a) THE DIVISION OF OIL AND PUBLIC SAFETY SHALL RESERVE  
12           MONEY IN THE PETROLEUM STORAGE TANK FUND CREATED IN SUBSECTION  
13           (1) OF THIS SECTION TO PAY COSTS RELATED TO RELOCATION OR  
14           REDEVELOPMENT OF THE DIVISION'S PETROLEUM LABORATORY PURSUANT  
15           TO SUBSECTION (3)(h) OF THIS SECTION.

16           (b) MONEY RESERVED IN THE PETROLEUM STORAGE TANK FUND IN  
17           ACCORDANCE WITH SUBSECTION (3.3)(a) OF THIS SECTION IS NOT  
18           INCLUDED IN THE AVAILABLE BALANCE OF THE FUND, AS CALCULATED  
19           PURSUANT TO SECTION 8-20-206.5 (1)(b).

20           (c) THIS SUBSECTION (3.3) IS REPEALED, EFFECTIVE JULY 1, 2029.

21           **SECTION 7.** In Colorado Revised Statutes, 8-20-206.5, **amend**  
22           (4) introductory portion and (4)(a) as follows:

23           **8-20-206.5. Environmental response surcharge - liquefied**  
24           **petroleum gas and natural gas inspection fund - perfluoroalkyl and**  
25           **polyfluoroalkyl substances cash fund - hazardous materials**  
26           **infrastructure cash fund - fuels impact reduction grant program -**  
27           **definitions.** (4) ~~For the purposes of~~ AS USED IN this section:

1 (a) (I) "Available fund balance" means the sum of the current year  
2 revenues and the previous fund balance minus the sum of the obligations  
3 approved by the petroleum storage tank committee pursuant to section  
4 8-20.5-104 and the costs incurred by the division of oil and public safety  
5 for purposes of administering ~~articles 20~~ THIS ARTICLE 20 and ARTICLE  
6 20.5 of this ~~title~~ TITLE 8.

7 (II) "AVAILABLE FUND BALANCE" DOES NOT INCLUDE MONEY  
8 RESERVED IN THE PETROLEUM STORAGE TANK FUND IN ACCORDANCE WITH  
9 SECTION 8-20.5-103 (3.3)(a) TO PAY COSTS RELATED TO RELOCATION OR  
10 REDEVELOPMENT OF THE DIVISION OF OIL AND PUBLIC SAFETY'S  
11 PETROLEUM LABORATORY.

12 **SECTION 8. Act subject to petition - effective date.** This act  
13 takes effect at 12:01 a.m. on the day following the expiration of the  
14 ninety-day period after final adjournment of the general assembly; except  
15 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
16 of the state constitution against this act or an item, section, or part of this  
17 act within such period, then the act, item, section, or part will not take  
18 effect unless approved by the people at the general election to be held in  
19 November 2026 and, in such case, will take effect on the date of the  
20 official declaration of the vote thereon by the governor.