

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Appropriations.

SB26-042 be amended as follows:

- 1 Amend the Finance Committee Report, dated February 10, 2026, page 1,
2 line 4, strike "(1)(e)" and substitute "(1)(e), (1)(f)".
- 3 Page 1 of the report, strike line 5 and substitute:
4 "Page 4, strike line 14 and substitute: "2025:
5 (A) THE AUTHORITY OF THE STATE TO COLLECT AN EXCISE TAX
6 AND SALES AND USE TAX ON".".
- 7 Page 3 of the printed bill, line 1, after "(d)" insert "(I)".
- 8 Page 3 of the bill, line 2, after "tax" insert "and sales and use tax".
- 9 Page 3 of the bill, line 8, strike "(e)" and substitute "(II)".
- 10 Page 3 of the bill, line 9, after "tax" insert "and sales and use tax".
- 11 Page 3 of the bill, line 13, strike "and".
- 12 Page 3 of the bill, after line 13 insert:
13 "(e) (I) Under the existing definition of "collections for another
14 government", some money that the state collects from the fee for criminal
15 history record checks that is transmitted to the federal bureau of
16 investigation for the portions of such criminal history record checks
17 conducted by the federal government is treated as state fiscal year
18 spending when determining whether the state has exceeded the state's
19 fiscal year spending limit despite the constitutional exemption for such
20 collections;
21 (II) It is inconsistent with section 20 of article X of the state
22 constitution to treat money that the state collects from the fee for criminal
23 history record checks and that is transmitted to the federal bureau of
24 investigation as state fiscal year spending in light of the specific
25 exemption for "collections for another government"; and".
- 26 Page 4 of the bill, line 16, strike "ENTITY." and substitute "ENTITY; AND".
27 "(B) THE AUTHORITY OF THE STATE TO COLLECT A FEE FOR
28 CRIMINAL HISTORY RECORD CHECKS, A PORTION OF WHICH IS
29 TRANSMITTED TO THE FEDERAL BUREAU OF INVESTIGATION FOR THE
30 REQUIRED FEDERAL COMPONENT OF SUCH RECORD CHECKS.".
- 31 Page 4 of the bill, line 19, strike "(1)(b)(IV)" and substitute

1 "(1)(b)(IV)(A)".

2 Page 4 of the bill, after line 27 insert:

3 "(f) "COLLECTIONS FOR ANOTHER GOVERNMENT", WITH RESPECT
4 TO REVENUE THAT IS RECEIVED IN ACCORDANCE WITH SUBSECTION
5 (1)(b)(IV)(B) OF THIS SECTION, INCLUDES THE FEE REVENUES THAT ARE
6 COLLECTED BY THE DEPARTMENT OF PUBLIC SAFETY FOR THE PURPOSE OF
7 CRIMINAL HISTORY RECORD CHECKS PURSUANT TO SECTION 24-33.5-426
8 AND THAT IS TRANSMITTED TO THE FEDERAL BUREAU OF INVESTIGATION
9 FOR A REQUIRED FEDERAL COMPONENT OF SUCH CRIMINAL HISTORY
10 RECORD CHECKS."

11 Page 5 of the bill strike lines 19 through 27.

12 Strike page 6 of the bill.

13 Page 7 of the bill, strike lines 1 through 13.

14 Renumber succeeding subparagraphs accordingly.

15 Page 7 of the bill, strike line 27.

16 Page 8 of the bill, strike lines 1 through 3 and substitute:

17 "SECTION 3. In Colorado Revised Statutes, 24-4.1-117, **amend**
18 (5) as follows:

19 **24-4.1-117. Fund created - control of fund.**

20 (5) (a) FOR STATE FISCAL YEARS COMMENCING PRIOR TO JULY 1,
21 2026, all money deposited in the fund must be used solely for the
22 compensation of victims pursuant to this part 1; except that the district
23 attorney and the court executive may use an aggregate of no more than
24 twenty-two and one-half percent of the total amount of money in the
25 crime victim compensation fund for administrative costs incurred
26 pursuant to this part 1. The district attorney may use no more than twenty
27 percent of the total amount of money in the fund for administrative costs.
28 The court executive may use no more than two and one-half percent of
29 the total amount of money in the fund for administrative costs.

30 (b) FOR STATE FISCAL YEARS COMMENCING ON OR AFTER JULY 1,
31 2026:

32 (I) ALL MONEY DEPOSITED IN THE FUND MUST BE USED SOLELY FOR
33 THE COMPENSATION OF VICTIMS PURSUANT TO THIS PART 1; AND

34 (II) THE GENERAL ASSEMBLY SHALL APPROPRIATE MONEY TO THE
35 DISTRICT ATTORNEY IN EACH JUDICIAL DISTRICT IN AN AMOUNT EQUAL TO

1 TWENTY PERCENT OF THE TOTAL AMOUNT OF MONEY IN THE FUND IN THAT
2 JUDICIAL DISTRICT FOR ADMINISTRATIVE COSTS AND IN AN AMOUNT EQUAL
3 TO TWO AND ONE-HALF PERCENT OF THE TOTAL AMOUNT OF MONEY IN THE
4 FUND IN THAT JUDICIAL DISTRICT FOR ADMINISTRATIVE COSTS.

5 **SECTION 4.** In Colorado Revised Statutes, 43-4-205, **repeal**
6 (5.5)(a); and **add** (5.7) as follows:

7 **43-4-205. Allocation of fund - repeal.**

8 (5.5) The following highway users tax fund revenues shall be
9 allocated and expended in accordance with the formula specified in
10 subsection (5) of this section:

11 (a) ~~Revenues from fines, penalties, or forfeitures that are credited~~
12 ~~to the fund pursuant to sections 18-4-509 (2)(a), 39-27-104 (1)(g),~~
13 ~~42-1-217 (1)(a), (1)(b), (1)(d), (1)(c), and (2), 42-4-225 (3), and 42-4-235~~
14 ~~(2)(a);~~

15 (5.7) REVENUES FROM FINES, PENALTIES, OR FORFEITURES THAT
16 ARE CREDITED TO THE HIGHWAY USERS TAX FUND PURSUANT TO SECTIONS
17 18-4-509 (2)(a), 39-27-104 (1)(g), 42-1-217 (1)(a), (1)(b), (1)(d), (1)(e),
18 AND (2), 42-4-225 (3), AND 42-4-235 (2)(a), ARE ALLOCATED TO THE
19 COLORADO STATE PATROL TO BE USED FOR ROAD SAFETY."

20 Renumber succeeding section accordingly.

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