

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

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 26-0391.02 Richard Sweetman x4333

HOUSE BILL 26-1255

HOUSE SPONSORSHIP

Story, Bacon, Duran, Garcia, Goldstein, Hamrick, Joseph, Lieder, Lindsay, Nguyen, Titone, Willford

SENATE SPONSORSHIP

Cutter, Benavidez, Coleman, Danielson, Daugherty, Gonzales J., Jodeh, Kolker, Marchman, Sullivan, Wallace

House Committees
Judiciary

Senate Committees
Judiciary

A BILL FOR AN ACT

101 **CONCERNING PROTECTIONS FOR USERS OF ELECTRONIC MEDIA, AND,**
102 **IN CONNECTION THEREWITH, REQUIRING AN OPERATOR OF A**
103 **SOCIAL MEDIA PLATFORM TO ENSURE THE SOCIAL MEDIA**
104 **PLATFORM PROVIDES A STREAMLINED PROCESS TO ALLOW A**
105 **LAW ENFORCEMENT AGENCY TO CONTACT THE SOCIAL MEDIA**
106 **PLATFORM CONCERNING A SEARCH WARRANT AND REQUIRING**
107 **AN OPERATOR TO REPORT TO A LOCAL LAW ENFORCEMENT**
108 **AGENCY IF THE OPERATOR'S SOCIAL MEDIA PLATFORM TAKES**
109 **AN ADVERSE ACTION AGAINST A USER OF THE SOCIAL MEDIA**
110 **PLATFORM.**

Bill Summary

(Note: This summary applies to this bill as introduced and does

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
May 13, 2026

SENATE
Amended 2nd Reading
May 11, 2026

HOUSE
3rd Reading Unamended
May 4, 2026

HOUSE
Amended 2nd Reading
May 1, 2026

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 requires an operator of a social media platform (operator) to ensure that its social media platform provides a streamlined process to allow law enforcement agencies to contact the social media platform. The process must be available to law enforcement agencies at all times and make available a staffed hotline for the purposes of:

- Receiving and responding to questions about search warrants;
- Acknowledging the receipt of a search warrant within 8 hours after receipt; and
- Providing status updates on search warrant compliance to a requesting law enforcement agency.

An operator must comply with a search warrant within 24 hours if certain conditions apply. A court may reasonably extend this time if the court makes a written finding that the operator or social media platform has shown good cause for the extension and that an extension would not cause an adverse result. The bill sets forth enforcement options for the attorney general regarding operators' compliance with search warrants.

The bill also requires an operator to report to a social media platform user's (user's) local law enforcement agency within 24 hours if the operator's social media platform receives a flag or other notice that the user has posted content that:

- Threatens imminent and specific harm to themselves or another individual;
- Expresses an intention to commit an imminent and specific crime under Colorado law; or
- Attempts to entice an individual to commit an imminent and specific crime under Colorado law.

A violation of the reporting requirement is a violation of the "Colorado Consumer Protection Act".

In current law, "social media platform" is defined as an internet-based service, website, or application that satisfies certain criteria, including having more than 100,000 active users in Colorado. The bill removes this criterion.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 16-3-313 as
3 follows:

1 **16-3-313. Search warrants served on social media platforms**
2 **- process required - definitions.**

3 (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
4 REQUIRES:

5 (a) "OPERATOR" MEANS A PERSON, BUSINESS, OR OTHER LEGAL
6 ENTITY THAT OPERATES OR PROVIDES A SOCIAL MEDIA PLATFORM.

7 (b) (I) "SOCIAL MEDIA PLATFORM" MEANS A PUBLIC OR SEMIPUBLIC
8 WEBSITE, ONLINE SERVICE, ONLINE APPLICATION, OR MOBILE APPLICATION
9 THAT:

10 (A) HAS AT LEAST ONE MILLION DISCRETE MONTHLY USERS;

11 (B) ALLOWS A USER TO CONSTRUCT A PUBLIC OR SEMIPUBLIC
12 PROFILE FOR THE PURPOSE OF USING THE WEBSITE, SERVICE, OR
13 APPLICATION; AND

14 (C) ALLOWS A USER TO CREATE OR POST CONTENT THAT IS
15 VIEWABLE BY OTHER USERS, INCLUDING ON MESSAGE BOARDS, IN CHAT
16 ROOMS, OR THROUGH LANDING PAGES OR MAIN FEEDS THAT PRESENT A
17 USER WITH CONTENT GENERATED BY OTHER USERS OR BY ARTIFICIAL
18 INTELLIGENCE. A WEBSITE, ONLINE SERVICE, ONLINE APPLICATION, OR
19 MOBILE APPLICATION SHALL NOT BE DEEMED TO SATISFY THE CRITERION
20 DESCRIBED IN THIS SUBSECTION (1)(b)(I)(C) SOLELY BECAUSE THE
21 WEBSITE, ONLINE SERVICE, ONLINE APPLICATION, OR MOBILE APPLICATION
22 PROVIDES THE ABILITY TO POST AND VIEW COMMENTS FOR THE PURPOSE
23 OF RATING OR REVIEWING PRODUCTS OR SERVICES OR, IN THE CASE OF A
24 WEBSITE, ONLINE SERVICE, ONLINE APPLICATION, OR MOBILE APPLICATION
25 THAT PREDOMINANTLY OR EXCLUSIVELY PROVIDES NEWS, SPORTS,
26 ENTERTAINMENT, OR E-COMMERCE CONTENT THAT IS PRESELECTED BY
27 THE PROVIDER AND NOT USER-GENERATED, SOLELY BECAUSE THE

1 WEBSITE, ONLINE SERVICE, ONLINE APPLICATION, OR MOBILE APPLICATION
2 HAS CHAT, COMMENT, OR INTERACTIVE FUNCTIONALITY THAT IS DIRECTLY
3 RELATED TO, OR DEPENDENT UPON, THE PROVISION OF THAT CONTENT.

4 (II) "SOCIAL MEDIA PLATFORM" INCLUDES FEATURES OR SERVICES
5 OF A SOCIAL MEDIA PLATFORM.

6 (III) "SOCIAL MEDIA PLATFORM" INCLUDES AN INTERNET-BASED
7 SERVICE OR APPLICATION IN WHICH THE PREDOMINANT OR EXCLUSIVE
8 FUNCTION IS INTERACTIVE GAMING, VIRTUAL GAMING, OR AN ONLINE
9 SERVICE THAT ALLOWS THE CREATION AND UPLOADING OF CONTENT FOR
10 THE PURPOSE OF INTERACTIVE OR VIRTUAL GAMING, AS DESCRIBED IN
11 SECTION 6-1-1601 (4)(b)(VII).

12 (IV) "SOCIAL MEDIA PLATFORM" DOES NOT INCLUDE A SERVICE OR
13 APPLICATION THAT:

14 (A) IS USED TO FACILITATE COMMUNICATION WITHIN A BUSINESS
15 OR ENTERPRISE AMONG EMPLOYEES OR AFFILIATES OF THE BUSINESS OR
16 ENTERPRISE, SO LONG AS ACCESS TO THE SERVICE OR APPLICATION IS
17 RESTRICTED TO EMPLOYEES OR AFFILIATES OF THE BUSINESS OR
18 ENTERPRISE USING THE SERVICE OR APPLICATION;

19 (B) HAS THE EXCLUSIVE PURPOSES OF OFFERING THE COMMERCIAL
20 SALE OF GOODS AND FACILITATING COMMERCIAL TRANSACTIONS BETWEEN
21 BUYERS AND SELLERS, SO LONG AS THE SERVICE OR APPLICATION IS NOT
22 A FEATURE OR SERVICE OF, OR OTHERWISE ASSOCIATED OR AFFILIATED
23 WITH, A SOCIAL MEDIA PLATFORM; OR

24 (C) IS A WEBSITE, ONLINE SERVICE, ONLINE APPLICATION, OR
25 MOBILE APPLICATION WHOSE PRIMARY PURPOSE IS PROVIDING HEALTH
26 INFORMATION, HEALTH EDUCATION, OR HEALTH NAVIGATION SERVICES;
27 FACILITATING ACCESS TO REPRODUCTIVE HEALTH CARE, SEXUAL HEALTH

1 SERVICES, OR RELATED PATIENT ADVOCACY OR SUPPORT SERVICES; OR
2 CONNECTING INDIVIDUALS WITH PROVIDERS OF LEGALLY PROTECTED
3 HEALTH-CARE ACTIVITY, AS DEFINED IN SECTION 12-30-121 (1)(d), SO
4 LONG AS THE SERVICE OR APPLICATION IS NOT A FEATURE OR SERVICE OF,
5 OR OTHERWISE ASSOCIATED OR AFFILIATED WITH, A SOCIAL MEDIA
6 PLATFORM THAT DOES NOT PRIMARILY PROVIDE SUCH HEALTH-CARE
7 SERVICES.

8 (c) "USER" MEANS A USER OF A SOCIAL MEDIA PLATFORM IN
9 COLORADO WHO IS NOT ACTING AS AN OPERATOR, OR AN AGENT OR
10 AFFILIATE OF AN OPERATOR, OF THE SOCIAL MEDIA PLATFORM OR ANY
11 PORTION OF THE SOCIAL MEDIA PLATFORM.

12 (2) AN OPERATOR SHALL ENSURE THAT ITS SOCIAL MEDIA
13 PLATFORM PROVIDES A STREAMLINED PROCESS TO ALLOW LAW
14 ENFORCEMENT AGENCIES TO CONTACT THE SOCIAL MEDIA PLATFORM. THE
15 PROCESS MUST, AT A MINIMUM:

16 (a) BE AVAILABLE TO LAW ENFORCEMENT AGENCIES AT ALL TIMES;
17 AND

18 (b) MAKE AVAILABLE AT ALL TIMES A STAFFED HOTLINE FOR LAW
19 ENFORCEMENT OFFICERS FOR THE PURPOSES OF:

20 (I) RECEIVING AND RESPONDING TO QUESTIONS ABOUT SEARCH
21 WARRANTS;

22 (II) ACKNOWLEDGING THE RECEIPT OF A SEARCH WARRANT WITHIN
23 EIGHT HOURS AFTER RECEIPT; AND

24 (III) PROVIDING STATUS UPDATES ON SEARCH WARRANT
25 COMPLIANCE TO A REQUESTING LAW ENFORCEMENT AGENCY.

26 (3) EXCEPT AS PROVIDED IN SUBSECTION (4) OF THIS SECTION OR
27 ANY OTHER LAW, INCLUDING SECTION 32 OF ARTICLE II OF THE STATE

1 CONSTITUTION; THE "COLORADO PRIVACY ACT", PART 13 OF ARTICLE 1 OF
2 TITLE 6; SECTION 16-3-301 (4); AND THE "REPRODUCTIVE HEALTH EQUITY
3 ACT", PART 4 OF ARTICLE 6 OF TITLE 25, AN OPERATOR SHALL COMPLY
4 WITH A SEARCH WARRANT WITHIN TWENTY-FOUR HOURS AFTER RECEIVING
5 THE SEARCH WARRANT IF ALL OF THE FOLLOWING APPLY:

6 (a) THE SEARCH WARRANT IS PROVIDED TO THE OPERATOR OR THE
7 OPERATOR'S SOCIAL MEDIA PLATFORM BY A LAW ENFORCEMENT AGENCY;

8 (b) THE SUBJECT OF THE SEARCH WARRANT IS INFORMATION
9 ASSOCIATED WITH A USER'S ACCOUNT ON A SOCIAL MEDIA PLATFORM
10 OPERATED BY THE OPERATOR; AND

11 (c) THE INFORMATION IS CONTROLLED BY A USER OR OPERATOR OF
12 THE SOCIAL MEDIA PLATFORM.

13 (4) A COURT MAY REASONABLY EXTEND THE TIME REQUIRED TO
14 COMPLY WITH A SEARCH WARRANT ISSUED PURSUANT TO SUBSECTION (3)
15 OF THIS SECTION IF THE COURT MAKES A WRITTEN FINDING THAT THE
16 OPERATOR OR SOCIAL MEDIA PLATFORM HAS SHOWN GOOD CAUSE FOR THE
17 EXTENSION AND THAT AN EXTENSION WOULD NOT CAUSE AN ADVERSE
18 RESULT, AS DEFINED IN 18 U.S.C. SEC. 2705 (a)(2).

19 (5) ON OR AFTER THE EFFECTIVE DATE OF THIS SECTION, IF IT
20 APPEARS TO THE ATTORNEY GENERAL OR A DISTRICT ATTORNEY, UPON
21 COMPLAINT OR OTHERWISE, THAT ANY PERSON WITHIN OR OUTSIDE THE
22 STATE HAS VIOLATED THIS SECTION, THE ATTORNEY GENERAL OR DISTRICT
23 ATTORNEY MAY BRING AN ACTION OR PROCEEDING TO:

24 (a) ENJOIN THE VIOLATION;

25 (b) OBTAIN RESTITUTION OF ANY MONEY OR PROPERTY OBTAINED
26 DIRECTLY OR INDIRECTLY AS A RESULT OF THE VIOLATION;

27 (c) OBTAIN DISGORGEMENT OF ANY PROFITS OR GAINS OBTAINED

- 1 DIRECTLY OR INDIRECTLY AS A RESULT OF THE VIOLATION;
- 2 (d) OBTAIN DAMAGES CAUSED DIRECTLY OR INDIRECTLY BY THE
- 3 VIOLATION;
- 4 (e) OBTAIN CIVIL PENALTIES OF UP TO TWO HUNDRED FIFTY
- 5 THOUSAND DOLLARS PER VIOLATION; AND
- 6 (f) OBTAIN SUCH OTHER RELIEF AS THE COURT MAY DEEM PROPER,
- 7 INCLUDING PRELIMINARY RELIEF.

8 **SECTION 2.** In Colorado Revised Statutes, **add** 6-1-1602 as

9 follows:

10 **6-1-1602. Social media platforms - duty to report adverse**

11 **actions to local law enforcement agency - definitions - rules.**

12 (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE

13 REQUIRES:

14 (a)(I) "ADVERSE ACTION" MEANS A RESTRICTION, SUSPENSION, OR

15 TERMINATION OF A USER'S ACCOUNT ON A SOCIAL MEDIA PLATFORM AFTER

16 HUMAN REVIEW, WHICH RESTRICTION, SUSPENSION, OR TERMINATION IS

17 IMPLEMENTED AGAINST A USER IN RESPONSE TO THE USER POSTING

18 CONTENT THAT IS AVAILABLE TO THE GENERAL PUBLIC IN VIOLATION OF

19 THE SOCIAL MEDIA PLATFORM'S POLICIES CONCERNING SPECIFIC OR

20 IMMINENT THREATS.

21 (II) "ADVERSE ACTION" DOES NOT INCLUDE AN ACTION TAKEN

22 SOLELY IN RESPONSE TO CONTENT THAT CONSTITUTES, DESCRIBES,

23 FACILITATES, OR DISCUSSES LEGALLY PROTECTED HEALTH-CARE ACTIVITY

24 AS DEFINED IN SECTION 12-30-121 (1)(d), INCLUDING DISCUSSION OF,

25 REFERRAL TO, OR ASSISTANCE WITH OBTAINING REPRODUCTIVE

26 HEALTH-CARE SERVICES THAT ARE LAWFUL UNDER COLORADO LAW.

27 (b) "LOCAL LAW ENFORCEMENT AGENCY" MEANS EITHER:

1 (I) THE MUNICIPAL LAW ENFORCEMENT AGENCY OF THE
2 MUNICIPALITY IN WHICH A USER RESIDES; OR

3 (II) THE COUNTY SHERIFF OF THE COUNTY IN WHICH A USER
4 RESIDES.

5 (c) "OPERATOR" MEANS A PERSON, BUSINESS, OR OTHER LEGAL
6 ENTITY THAT OPERATES OR PROVIDES A SOCIAL MEDIA PLATFORM.

7 (d) "SOCIAL MEDIA PLATFORM" HAS THE MEANING SET FORTH IN
8 SECTION 16-3-313 (1)(b).

9 (e) "USER" MEANS A USER OF A SOCIAL MEDIA PLATFORM IN
10 COLORADO WHO IS NOT ACTING AS AN OPERATOR, OR AN AGENT OR
11 AFFILIATE OF AN OPERATOR, OF THE SOCIAL MEDIA PLATFORM OR ANY
12 PORTION OF THE SOCIAL MEDIA PLATFORM.

13 (2) (a) NOT LATER THAN TWENTY-FOUR HOURS AFTER A SOCIAL
14 MEDIA PLATFORM TAKES AN ADVERSE ACTION AGAINST A USER, THE
15 OPERATOR OF THE SOCIAL MEDIA PLATFORM SHALL REPORT THE ADVERSE
16 ACTION TO THE LOCAL LAW ENFORCEMENT AGENCY, INCLUDING THE
17 CONTENT IN QUESTION THAT WAS ALLEGEDLY POSTED BY THE USER.

18 (b) NOTWITHSTANDING SUBSECTION (2)(a) OF THIS SECTION, AN
19 OPERATOR SHALL NOT REPORT AN ADVERSE ACTION TO A LOCAL LAW
20 ENFORCEMENT AGENCY IF THE OPERATOR HAS A GOOD FAITH BELIEF THAT
21 THE CONTENT AT ISSUE CONSTITUTES LEGALLY PROTECTED HEALTH-CARE
22 ACTIVITY AS DEFINED IN SECTION 12-30-121 (1)(d).

23 (3) A PERSON THAT VIOLATES THIS SECTION COMMITS AN UNFAIR
24 OR DECEPTIVE TRADE PRACTICE, AS DESCRIBED IN SECTION 6-1-105
25 (1)(qqqq).

26 (4) THE ATTORNEY GENERAL MAY ADOPT RULES FOR THE PURPOSE
27 OF CARRYING OUT THIS SECTION.

1 **SECTION 3.** In Colorado Revised Statutes, 6-1-105, **add**
2 (1)(qqqq) as follows:

3 **6-1-105. Unfair or deceptive trade practices - definitions.**

4 (1) A person engages in a deceptive trade practice when, in the
5 course of the person's business, vocation, or occupation, the person:

6 (qqqq) VIOLATES SECTION 6-1-1602.

7 **SECTION 4.** In Colorado Revised Statutes, 6-1-1601, **amend**
8 (4)(a)(I) as follows:

9 **6-1-1601. Social media platform - youth users - definition.**

10 (4) (a) As used in this section, "social media platform" means an
11 internet-based service, website, or application that:

12 (I) Has ONE OR more ~~than one hundred thousand~~ active users in
13 Colorado;

14 **SECTION 5.** In Colorado Revised Statutes, 16-3-313, **amend as**
15 **added by Senate Bill 26-011 (1)(a)(III), (4) introductory portion, and**
16 **(7)(e) as follows:**

17 **16-3-313. Search warrants provided to covered platforms -**
18 **process required - enforcement - severability - definitions.**

19 (1) As used in this section, unless the context otherwise requires:

20 (a) (III) "Covered platform" does not include a service or
21 application that:

22 (A) Is used to facilitate communication within a business or
23 enterprise among employees or affiliates of the business or enterprise, so
24 long as access to the service or application is restricted to employees or
25 affiliates of the business or enterprise using the service or application; or

26 (B) Has the exclusive purposes of offering the commercial sale of
27 goods and facilitating commercial transactions between buyers and

1 sellers, so long as the service or application is not a feature or service of,
2 or otherwise associated or affiliated with, a covered platform; OR

3 (C) IS A WEBSITE, ONLINE SERVICE, ONLINE APPLICATION, OR
4 MOBILE APPLICATION WHOSE PRIMARY PURPOSE IS PROVIDING HEALTH
5 INFORMATION, HEALTH EDUCATION, OR HEALTH NAVIGATION SERVICES;
6 FACILITATING ACCESS TO REPRODUCTIVE HEALTH CARE, SEXUAL HEALTH
7 SERVICES, OR RELATED PATIENT ADVOCACY OR SUPPORT SERVICES; OR
8 CONNECTING INDIVIDUALS WITH PROVIDERS OF LEGALLY PROTECTED
9 HEALTH-CARE ACTIVITY, AS DEFINED IN SECTION 12-30-121 (1)(d), SO
10 LONG AS THE SERVICE OR APPLICATION IS NOT A FEATURE OR SERVICE OF,
11 OR OTHERWISE ASSOCIATED OR AFFILIATED WITH, A SOCIAL MEDIA
12 PLATFORM THAT DOES NOT PRIMARILY PROVIDE SUCH HEALTH-CARE
13 SERVICES.

14 (4) Except as provided in subsection (5) of this section, or any
15 other law, including section 32 of article II of the state constitution; the
16 "Colorado Privacy Act", part 13 of article 1 of title 6; section 16-3-301
17 (4); and the "Reproductive Health Equity Act", part 4 of article 6 of title
18 25, an operator shall comply with a search warrant within ~~seventy-two~~
19 TWENTY-FOUR hours after receiving the search warrant if all of the
20 following apply:

21 (7) On or after the effective date of this section, if it appears to the
22 attorney general or to a district attorney with jurisdiction, upon complaint
23 or otherwise, that a person within or outside the state has violated this
24 section, in addition to seeking any other relief available under this part 3,
25 the attorney general or district attorney may bring an action or proceeding
26 to:

27 (e) Obtain civil penalties of up to ~~five thousand~~ TWO HUNDRED

1 FIFTY THOUSAND dollars per violation; and

2 **SECTION 6. Act subject to petition - effective date.** (1) Except
3 as provided in subsection (2) of this section, this act takes effect at 12:01
4 a.m. on the day following the expiration of the ninety-day period after
5 final adjournment of the general assembly (August 12, 2026, if
6 adjournment sine die is on May 13, 2026); except that, if a referendum
7 petition is filed pursuant to section 1 (3) of article V of the state
8 constitution against this act or an item, section, or part of this act within
9 such period, then the act, item, section, or part will not take effect unless
10 approved by the people at the general election to be held in November
11 2026 and, in such case, will take effect on the date of the official
12 declaration of the vote thereon by the governor.

13 (2) Section 16-3-313, Colorado Revised Statutes, as amended in
14 section 5 of this act, takes effect only if Senate Bill 26-011 becomes law,
15 in which case section 5 of this act takes effect on the applicable effective
16 date of this act or Senate Bill 26-011, whichever is later.