

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



HOUSE BILL 26-1398

BY REPRESENTATIVE(S) Brown and Sirota, Taggart;
also SENATOR(S) Amabile and Kirkmeyer, Bridges, Cutter, Hinrichsen,
Kipp, Wallace.

CONCERNING THE ALLOCATION OF RETAIL DELIVERY FEE REVENUE CREDITED
TO THE MULTIMODAL TRANSPORTATION AND MITIGATION OPTIONS
FUND.

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

SECTION 1. In Colorado Revised Statutes, 43-4-1103, **amend** (2)(a)(I) introductory portion and (2)(c); and **add** (2)(a)(I.5) as follows:

43-4-1103. Multimodal transportation and mitigation options fund - creation - revenue sources for fund - report - repeal.

(2) (a) (I) Except as otherwise provided in subsection (2)(d) of this section, subject to annual appropriation by the general assembly, PRIOR TO JULY 1, 2026, money must be expended from the fund as follows:

(I.5) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2)(d) OF THIS SECTION, SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY,

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

BEGINNING JULY 1, 2026, MONEY MUST BE EXPENDED FROM THE FUND AS FOLLOWS:

(A) SEVENTY PERCENT TO THE COMMISSION FOR LOCAL MULTIMODAL PROJECTS; AND

(B) THIRTY PERCENT TO THE COMMISSION FOR STATE MULTIMODAL PROJECTS THAT ARE SELECTED BY THE COMMISSION.

(c) With respect to the distributions of money for local multimodal projects required by subsection (2)(a)(I)(A) OR (2)(a)(I.5)(A) of this section, the commission shall establish a formula for disbursement of the amount allocated for local multimodal projects, based on population and transit ridership and other criteria developed in consultation with the transportation advisory committee created in section 43-1-1104, the transit and rail advisory committee of the department, the state transportation advisory committee of the department, transit advocacy organizations, and bicycle and pedestrian advocacy organizations. Recipients shall provide a match equal to the amount of the award; except that the commission may create a formula for reducing or exempting the match requirement for local governments or agencies due to their size or any other special circumstances and may also, if recommended by department staff, reduce or exempt any individual recipient from the match requirement for a specific project.

SECTION 2. Safety clause. The general assembly finds, determines, and declares that this act is necessary for the immediate

preservation of the public peace, health, or safety or for appropriations for the support and maintenance of the departments of the state and state institutions.

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

James Rashad Coleman, Sr.
PRESIDENT OF
THE SENATE

Vanessa Reilly
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Esther van Mourik
SECRETARY OF
THE SENATE

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO