

HOUSE COMMITTEE OF REFERENCE REPORT

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February 3, 2026

Chair of Committee

Date

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

HB26-1052 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 2, line 3, strike "(2)(aa) and (2)(bb)" and 2 substitute "(2)(aa), (2)(bb), and (2)(cc)".
- 3 Page 2, line 11, strike "RESTITUTION RECORDS;".
- 4 Page 2, line 17, strike "16-12-312." and substitute "16-12-312; AND 5 (cc) A RESTITUTION ASSESSMENT HEARING HELD PURSUANT TO 6 SECTION 18-1.3-603.".
- 7 Page 3, line 2, after "ADULT," insert "AS DEFINED IN SECTION 18-6.5-102,".
- 8 Page 3, line 3, strike "OFFENDER." and substitute "OFFENDER IN THE 9 UNDERLYING CASE.".
- 10 Page 3, line 5, strike "and (1)(d)(VII); and substitute "(1)(d)(VII), 11 (1)(d)(X), and (1)(d)(XI);".
- 12 Page 3, line 6, after "(1)(a.5)" insert "and (1)(d)(XII)".
- 13 Page 3, line 10, strike "RIGHT," and substitute "RIGHT TO REQUEST,".
- 14 Page 3, lines 12 and 13, strike "HEARINGS AND IN COMMUNICATIONS;" and 15 substitute "HEARINGS;".
- 16 Page 3, strike lines 21 through 25 and substitute:  
17 "(b.4) The right to be informed, pursuant to section 16-12-307, of 18 wrongful action by a crime laboratory employee in a case involving a

1      ~~crime listed in section 24-4.1-302 (1): CONFER WITH THE DISTRICT~~  
2      ATTORNEY AND REQUEST TO RETEST FORENSIC MEDICAL EVIDENCE  
3      COLLECTED IF A CRIME LABORATORY EMPLOYEE ENGAGED IN WRONGFUL  
4      ACTION PURSUANT TO SECTION 16-12-305, THE CRIME LABORATORY  
5      EMPLOYEE WAS INVOLVED IN THE VICTIM'S CASE, AND THE CRIME  
6      LABORATORY EMPLOYEE'S WRONGFUL ACTION LIKELY IMPACTED THE  
7      REPORTED RESULTS. THE DISTRICT ATTORNEY SHALL CONSIDER AND MAKE  
8      A DETERMINATION REGARDING THE REQUEST TO RETEST THE FORENSIC  
9      MEDICAL EVIDENCE COLLECTED AND NOTIFY THE VICTIM OF THE DISTRICT  
10     ATTORNEY'S DETERMINATION.".

11     Page 4, line 2, strike "RESTITUTION RECORDS;".

12     Page 4, after line 4 insert:

13         "(X) Involving a hearing held pursuant to section 24-72-706,  
14      24-72-709, or 24-72-710; or  
15         (XI) Involving a hearing held pursuant to section 18-1.3-103.7 or  
16      19-2.5-1118.5; OR  
17         (XII) INVOLVING A HEARING HELD PURSUANT TO SECTION  
18      18-1.3-603.".

19     Page 4, strike line 6 and substitute "(1.5); and **add** (11)(j), (11)(k), and  
20      (11)(l) as".

21     Page 4, line 17, after "ADULT," insert "AS DEFINED IN SECTION  
22      18-6.5-102,".

23     Page 4, line 18, strike "OFFENDER." and substitute "OFFENDER IN THE  
24      UNDERLYING CASE.".

25     Page 4, line 23, strike "AND".

26     Page 4, line 25, strike "16-12-312." and substitute "16-12-312; AND  
27         (1) THE VICTIM'S RIGHT TO REQUEST THE USE OF THE VICTIM'S  
28      PREFERRED NAME DURING HEARINGS PURSUANT TO SECTION 24-4.1-302.5  
29      (1)(a.5).".

30     Page 4, strike lines 26 and 27.

31     Page 5, strike lines 1 through 5.

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