

HOUSE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

February 24, 2026  
Date

Committee on Judiciary.

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

HB26-1039 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 2, line 23, strike "A".
- 2 Page 2, strike line 24.
- 3 Page 3, line 1, strike "SEVENTY-TWO HOURS."
- 4 Page 3, line 16, strike "JAIL," and substitute "JAIL FOR A PREGNANT  
5 PERSON CHARGED WITH A VIOLATION OF A MUNICIPAL ORDINANCE,".
- 6 Page 3, line 20, after "PERSON" insert "CHARGED WITH A VIOLATION OF A  
7 MUNICIPAL ORDINANCE".
- 8 Page 4, line 12, strike "JAIL" and substitute "JAIL, THE REASON THE  
9 PREGNANT PERSON WAS NOT RELEASED FROM CUSTODY DURING LABOR,".
- 10 Page 4, line 12, strike "IT" and substitute "LABOR".
- 11 Page 5, line 18, after "(f)" insert "(I)".
- 12 Page 5, after line 21 insert:  
13 "(II) "JAIL FACILITY" DOES NOT MEAN A HOLDING CELL AT A COURT  
14 FACILITY, POLICE STATION, OR REFORM SCHOOL OPERATED BY A  
15 MUNICIPALITY."
- 16 Page 7, after line 24 insert:  
17 "**SECTION 8.** In Colorado Revised Statutes, 31-15-401, **amend**

1 (1)(j) as follows:  
2 **31-15-401. General police powers - definition.**  
3 (1) In relation to the general police power, the governing bodies  
4 of municipalities have the following powers:  
5 (j) (I) To establish and erect MUNICIPAL jails, correction centers,  
6 and reform schools for ~~the reformation and confinement of loiterers and~~  
7 ~~disorderly persons and~~ persons convicted of violating any A municipal  
8 ordinance, to make rules and regulations for the government of ~~the same~~  
9 MUNICIPAL JAILS, CORRECTION CENTERS, AND REFORM SCHOOLS, and to  
10 appoint necessary officers and assistants therefor;  
11 (II) AS USED IN THIS SUBSECTION (1)(j), UNLESS THE CONTEXT  
12 OTHERWISE REQUIRES, "MUNICIPAL JAIL" MEANS A CITY OR TOWN JAIL,  
13 DETENTION FACILITY, CORRECTIONAL CENTER, OR OTHER PENAL  
14 INSTITUTION THAT IS OPERATED BY A MUNICIPALITY AND THAT IS USED TO  
15 DETAIN PERSONS FACING CRIMINAL CHARGES AND PERSONS CONVICTED OF  
16 CRIMES. A MUNICIPAL JAIL DOES NOT INCLUDE HOLDING CELLS AT COURT  
17 FACILITIES, POLICE STATIONS, OR REFORM SCHOOLS.  
18 **SECTION 9.** In Colorado Revised Statutes, 30-10-530, **amend**  
19 (2)(a)(IV) and (2)(a)(V); and **add** (2)(a)(VI) as follows:  
20 **30-10-530. Jail standards advisory committee - creation -**  
21 **duties - cash fund - definition - repeal.**  
22 (2) (a) The jail standards advisory committee consists of:  
23 (IV) One physical or behavioral health professional with  
24 experience working in a jail appointed by the legislative oversight  
25 committee for Colorado jail standards created in section 2-3-1901; **and**  
26 (V) One person representing a statewide organization that  
27 advocates on behalf of people experiencing incarceration appointed by  
28 the legislative oversight committee for Colorado jail standards created in  
29 section 2-3-1901; **AND**  
30 (VI) ONE NONVOTING MEMBER WHO REPRESENTS A MUNICIPALITY,  
31 APPOINTED BY A STATEWIDE ORGANIZATION REPRESENTING THE  
32 INTERESTS OF MUNICIPALITIES, OR ITS SUCCESSOR ORGANIZATION."  
33 Renumber succeeding section accordingly.

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