

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

April 21, 2026
Date

Committee on Finance.

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

SB26-163 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 3, strike lines 2 through 26.

2 Strike pages 4 through 7.

3 Page 8, strike lines 1 through 5.

4 Renumber succeeding sections accordingly.

5 Page 8, strike lines 26 and 27.

6 Page 9, strike lines 1 through 6 and substitute:

7 **"SECTION 3.** In Colorado Revised Statutes, 44-30-818, **amend**
8 (2) as follows:

9 **44-30-818. Approval of rules for certain games.**

10 (2) A licensee shall not offer poker, blackjack, craps, or roulette,
11 OR ANY OTHER SUCH GAME, or any variation game of poker, blackjack,
12 craps, or roulette, OR ANY OTHER SUCH GAME, without prior approval of
13 the game by the ~~commission, except as specifically authorized in the~~
14 ~~commission's rules regarding field trials of new games or technology~~
15 ~~DIVISION.~~".

16 Page 10, strike lines 6 through 27 and substitute:

17 **"SECTION 5.** In Colorado Revised Statutes, **amend** 44-32-102
18 as follows:

19 **44-32-102. Definitions - rules.**

20 As used in this article 32, unless the context otherwise requires:

21 (1) "Applicant" means ~~an individual applying~~ A PERSON

1 SUBMITTING AN APPLICATION for a license, permit, or registration or the
2 renewal of a license, permit, or registration granted by the ~~division~~
3 COMMISSION pursuant to this article 32. EACH BUSINESS OWNER, BUSINESS
4 OFFICER, BUSINESS DIRECTOR, OR BUSINESS MANAGER APPLYING FOR A
5 BUSINESS LICENSE IS CONSIDERED AN APPLICANT.

6 (2) "BACKGROUND INVESTIGATION" MEANS AN INQUIRY INTO THE
7 PERSONAL HISTORY, CHARACTER, REPUTATION, ASSOCIATIONS, PERSONAL
8 AND PROFESSIONAL RECORD, CRIMINAL HISTORY, CIVIL LITIGATION
9 HISTORY, AND FINANCIAL HISTORY AND ACTIVITIES OF AN APPLICANT TO
10 ESTABLISH THE APPLICANT'S SUITABILITY TO BECOME A LICENSEE.

11 ~~(1.5)~~ (3) "Breakage" means the odd cents by which the amount
12 payable on each dollar wagered in a pari-mutuel pool exceeds a multiple
13 of ten cents.

14 (4) "BUSINESS DIRECTOR" MEANS AN INDIVIDUAL APPOINTED TO
15 OVERSEE THE DAILY OPERATIONS OF THE BUSINESS AT THE DIRECTION OF
16 THE BUSINESS OFFICER. ADDITIONALLY, THIS INDIVIDUAL HAS THE
17 AUTHORITY TO HIRE AND DISMISS STAFF MEMBERS AND MAKE FINANCIAL
18 DECISIONS ON BEHALF OF THE BUSINESS.

19 (5) "BUSINESS LICENSE" MEANS A LICENSE THAT IS ISSUED BY THE
20 DIVISION AND THAT IS REQUIRED FOR INDIVIDUALS, COMPANIES,
21 INSTITUTIONS, ASSOCIATIONS, OR CORPORATIONS TO LAWFULLY ENGAGE
22 IN, OPERATE, OR SUPPORT COMMERCIAL RACING ACTIVITIES. BUSINESS
23 LICENSES ARE CATEGORIZED AS FOLLOWS:

24 (a) "MAJOR BUSINESS LICENSE" REFERS TO THE FOLLOWING
25 LICENSES ISSUED BY THE COMMISSION: ASSOCIATION OFF-TRACK BETTING,
26 AFFILIATED OFF-TRACK BETTING, AND TOTALISATOR COMPANIES.

27 (b) "MINOR BUSINESS LICENSE" REFERS TO THE FOLLOWING
28 LICENSES ISSUED BY THE COMMISSION: CONCESSION OPERATOR, FEED
29 SUPPLIER, OFF-TRACK BETTING FACILITY, PHOTO FINISH BUSINESS, RACING
30 CLUB, SATELLITE CORPORATION, TIP SHEET OPERATOR (INDEPENDENT),
31 TRAINING TRACK, TACK SHOP, AND VIDEO OPERATOR.

32 (c) "OUT-OF-STATE ADVANCED DEPOSITS WAGERING LICENSE"
33 REFERS TO A LICENSE ISSUED BY THE COMMISSION TO ANY OUT-OF-STATE
34 ENTITY THAT ENGAGES WITH THE COLORADO HORSE RACING INDUSTRY
35 FOR THE PURPOSES OF PARI-MUTUEL WAGERING.

36 (6) "BUSINESS MANAGER" MEANS AN INDIVIDUAL WHO OVERSEES
37 A BUSINESS'S DAILY OPERATIONS BY WORKING WITH AND MANAGING
38 OTHER STAFF MEMBERS. ADDITIONALLY, THIS INDIVIDUAL HAS THE
39 AUTHORITY TO HIRE AND DISMISS STAFF MEMBERS AND MAKE FINANCIAL
40 DECISIONS ON BEHALF OF THE BUSINESS.

41 (7) "BUSINESS OFFICER" MEANS AN INDIVIDUAL APPOINTED TO AN
42 EXECUTIVE POSITION OF A BUSINESS, SUCH AS A CHIEF EXECUTIVE OFFICER,
43 CHIEF OPERATING OFFICER, CHIEF FINANCIAL OFFICER, CHIEF TECHNOLOGY

1 OFFICER, CHIEF MARKETING OFFICER, CHIEF INFORMATION OFFICER, CHIEF
2 HUMAN RESOURCES OFFICER, OR CHIEF COMPLIANCE OFFICER.

3 (8) "BUSINESS OWNER" MEANS A PERSON THAT OWNS MORE THAN
4 FIVE PERCENT OF A BUSINESS THAT IS APPLYING FOR A BUSINESS LICENSE.

5 ~~(2)~~ (9) (a) "Class A track" means a track, located within the state
6 of Colorado, at which a race meet of horses is conducted and that is not
7 a class B track.

8 (b) "Class A track" includes a reopening class A track that has not
9 run a meet within the past three years. Such class A track may begin to
10 operate as a simulcast facility after the commission has approved its
11 application for simulcasting and its application for race dates to hold a
12 race meet within the following twelve months. Applications submitted to
13 the commission ~~shall~~ MUST include a provision for the establishment of
14 a purse fund that complies with this article 32 and the rules of the
15 commission.

16 ~~(3)~~ (10) "Class B track" means a track, located within the state of
17 Colorado, at which a race meet of horses, consisting of thirty or more race
18 days, is being conducted or was being conducted during the immediately
19 preceding twelve months.

20 ~~(4)~~ (11) "Commission" means the Colorado racing commission
21 created in part 3 of this article 32.

22 ~~(5) Repeated.~~

23 ~~(6)~~ (12) "Director" means the director of the division of racing
24 events.

25 ~~(7)~~ (13) "Division" means the division of racing events created in
26 part 2 of this article 32.

27 ~~(8)~~ (14) "Horse track" means either a class A track or a class B
28 track.

29 ~~(9)~~ (15) "Host track" means either an in-state host track or an
30 out-of-state host track.

31 ~~(10)~~ (16) "In-state host track" means a track, located within the
32 state of Colorado, at which a race meet of horses is conducted.

33 ~~(11)~~ (17) (a) "In-state simulcast facility" means:

34 (I) A class A or class B horse track at which a licensee has held
35 within the preceding twelve months or is licensed and scheduled to hold
36 within the following twelve months a race meet of at least the duration
37 required of a class A or class B track for the purpose of handling
38 pari-mutuel wagers as authorized by this article 32; or

39 (II) An additional facility that is operated by and is the
40 responsibility of the licensee of a class B horse track, located in Colorado,
41 and used for the handling of wagers placed on simulcast races received
42 by the track or facility. The number of additional facilities cannot exceed
43 the total number of facilities licensed to hold a race meet in 2003 plus one

1 additional facility per licensee as authorized under this article 32.

2 (b) If an additional facility is jointly owned or operated as a
3 simulcast facility by two or more licensees, the additional facility shall be
4 IS deemed to be one of the additional simulcast facilities of only one of
5 the licensees, as designated in writing to the commission.

6 (c) The commission, for good cause, may grant a licensed class A
7 horse track permission to receive simulcast races at an alternate location
8 within five miles of its track during the times when the track is not in
9 operation.

10 ~~(12)~~ (18) "Interstate common pool" means a pari-mutuel pool
11 established at one location, usually but not necessarily at a host track,
12 within which pool are combined comparable pari-mutuel pools of one or
13 more simulcast facilities upon a race run at the host track for purposes of
14 establishing payoff prices in the various states. There may be simulcast
15 facilities in more than one state simultaneously combining pari-mutuel
16 pools into the common pool of the host track. Where permitted by the
17 laws and rules of the states in which the host track and the simulcast
18 facilities are located and with the concurrence of the host track, the
19 combined pari-mutuel pool may be established on a regional or other
20 basis between two or more simulcast facilities and need not involve a
21 merger into the host track's pari-mutuel pool. In such instances, one of the
22 simulcast facilities shall serve as if it were the host track for the purposes
23 of holding the common pool and calculating payoffs. The interstate
24 common pool shall be as specified in the written simulcast racing
25 agreement between the host track and the person operating the simulcast
26 facility receiving the simulcast races.

27 ~~(13)~~ (19) "Intrastate common pool" means a pari-mutuel pool,
28 established for an in-state host track, that includes wagers made at the
29 in-state host track as well as wagers made at in-state simulcast facilities
30 on simulcast races of live races run at the in-state host track.

31 ~~(13.3)~~ (20) "Key occupational license" means a license THAT IS
32 issued by the division AND THAT IS required for an individual who
33 exercises significant ~~influence over decisions affecting a business~~
34 DECISION-MAKING, MANAGEMENT, OR FINANCIAL INFLUENCE OVER A
35 BUSINESS THAT IS licensed with the commission pursuant to section
36 44-32-504. A "KEY OCCUPATIONAL LICENSE" IS REQUIRED FOR THE
37 FOLLOWING LICENSED POSITIONS: GENERAL MANAGER, ASSISTANT
38 GENERAL MANAGER, ASSOCIATION VETERINARIAN, DIRECTOR OF RACING,
39 RACING SECRETARY, CORPORATE DIRECTOR, SECURITY DIRECTOR,
40 ASSOCIATION STEWARD, CORPORATE OFFICER, MUTUEL MANAGER, AND
41 TOTALISATOR OPERATOR.

42 ~~(13.7)~~ (21) "License" means a license granted by the division
43 pursuant to this article 32.

1 ~~(14)~~ (22) (a) "Licensee" means:
2 (I) ~~any~~ A person holding a current, valid race meet license issued
3 pursuant to section 44-32-505; ~~and~~
4 (II) ~~any~~ A person holding a current, valid license or registration
5 issued by the commission pursuant to sections 44-32-503 and 44-32-504;
6 AND
7 (III) AN EMPLOYEE, AN AGENT, OR A REPRESENTATIVE OF A
8 PERSON DESCRIBED IN SUBSECTION (22)(a)(I) OR (22)(a)(II) OF THIS
9 SECTION.
10 (b) The commission, by rule, shall determine which occupational
11 categories shall be licensed and which shall be registered. Except in
12 connection with the licensing of race meets, the term "license" includes
13 a registration and "applicant" includes an applicant for a registration.
14 ~~(15)~~ (23) "Out-of-state host track" means a track, located within
15 a state other than Colorado, that is licensed or otherwise properly
16 authorized under the laws of the state to conduct live races of horses and
17 to broadcast the races as simulcast races and that broadcasts the simulcast
18 races to an in-state simulcast facility.
19 ~~(16)~~ (24) "Out-of-state simulcast facility" means a track or other
20 facility, located within a jurisdiction other than Colorado, at which
21 pari-mutuel wagers are placed or accepted, either in person or
22 electronically, on simulcast races pursuant to proper authorization under
23 the laws of the jurisdiction.
24 ~~(17)~~ (25) "Pari-mutuel pool" means a wagering pool into which
25 pari-mutuel wagers on a live race or on a simulcast race are taken.
26 ~~(18)~~ (26) "Pari-mutuel wagering" means a form of wagering on
27 the outcome of horse races in which those who wager purchase tickets of
28 various denominations on one or more horses from one or more pools and
29 all like wagers from each race are pooled and the winning ticket holders
30 are paid prizes from the pool in amounts proportional to the total receipts
31 in the pool minus deductions authorized by statute.
32 ~~(19)~~ (27) "Person" means ~~any~~ AN individual, A partnership, A firm,
33 A corporation, or AN association.
34 ~~(20)~~ (28) (a) "Race meet", OR "MEET", means ~~any~~ A live exhibition
35 of racing involving horses registered within their breed, conducted at a
36 track located within the state of Colorado and operated by a licensee
37 under a license granted pursuant to section 44-32-505, where the
38 pari-mutuel system of wagering is used.
39 (b) "RACE MEET" OR "MEET" INCLUDES THE TOTAL, CONTINUOUS
40 PERIOD DURING WHICH A RACING ASSOCIATION OR TRACK PREMISES IS
41 UNDER THE FULL REGULATORY JURISDICTION OF THE DIVISION, WHICH
42 PERIOD ENCOMPASSES:
43 (I) THE LIVE RACING PERIOD, WHICH IS ALL LICENSED DAYS

1 APPROVED BY THE COMMISSION FOR THE CONDUCT OF LIVE, COMPETITIVE
2 HORSE RACING;

3 (II) THE PREMEET REGULATORY PERIOD, WHICH IS THE ENTIRE
4 PERIOD COMMENCING ON THE FIRST DAY THE LICENSED TRACK PREMISES
5 ARE MADE AVAILABLE FOR OR UTILIZED FOR RECEIVING HORSES,
6 CONDUCTING OFFICIAL REGULATED TRAINING, OR PERFORMING OFFICIAL
7 PREMEET REGULATORY INSPECTIONS, WHICHEVER OCCURS EARLIEST; AND

8 (III) THE POST-MEET REGULATORY PERIOD, WHICH IS SEVEN
9 CALENDAR DAYS IMMEDIATELY FOLLOWING AND INCLUDING THE FINAL
10 LICENSED DAY OF LIVE RACING CONDUCTED BY A RACING ASSOCIATION
11 FOR THE CALENDAR YEAR.

12 (29) "REGISTRATION OCCUPATIONAL LICENSE" MEANS A LICENSE
13 THAT IS ISSUED BY THE DIVISION TO AN INDIVIDUAL WHO HAS SHORT-TERM
14 COMMITMENTS TO PERFORM SERVICES FOR A TRACK OR RACE MEET. A
15 "REGISTRATION OCCUPATIONAL LICENSE" IS VALID FOR NO LONGER THAN
16 NINETY DAYS AND IS REQUIRED BY THE FOLLOWING TEMPORARY LICENSED
17 POSITIONS: ANNOUNCER, CONCESSION EMPLOYEE, NURSE OR EMERGENCY
18 MEDICAL TECHNICIAN, OFFICE PERSONNEL, RACING CLUB ASSOCIATION,
19 TRACK SHOP EMPLOYEE, TEMPORARY TOTE OPERATOR, TEMPORARY TOTE
20 TECHNICIAN, USER, AND VIDEO TECHNICIAN.

21 ~~(21)~~ (30) "Simulcast facility" means either an in-state simulcast
22 facility or an out-of-state simulcast facility.

23 ~~(22)~~ (31) "Simulcast race" means a live, audio-visual broadcast
24 that is:

25 (a) Transmitted simultaneously with either:

26 (I) The performance of a live race of horses by an out-of-state host
27 track; or

28 (II) The performance of a live race of horses by an in-state host
29 track; and

30 (b) Received by a simulcast facility.

31 ~~(23)~~ (32) "Source market fee" means a licensing fee, assessed by
32 the director pursuant to section 44-32-202 (3)(h), in lieu of taxes and fees
33 otherwise payable under this article 32, payable by persons outside of
34 Colorado who conduct pari-mutuel wagering on simulcast races and who
35 accept wagers from Colorado residents at out-of-state simulcast facilities.

36 ~~(23.5)~~ (33) "Support occupational license" means a license THAT
37 IS issued by the division AND required for an individual regulated by the
38 division who is not subject to a key occupational license or an
39 occupational registration license. A "SUPPORT OCCUPATIONAL LICENSE"
40 IS REQUIRED BY THE FOLLOWING LICENSED POSITIONS: ANIMAL TATTOOER,
41 ASSISTANT RACING SECRETARY, AUTHORIZED AGENT, CLERK OF SCALES,
42 CLOCKER, CORPORATE AGENT, DIRECTOR OF SIMULCASTING, EXERCISE
43 RIDER, GROOM, BOOKKEEPER, HORSE IDENTIFIER, JOCKEY, APPRENTICE

1 JOCKEY, JOCKEY AGENT, JOCKEY VALET, MAINTENANCE, MONEY ROOM
2 MANAGER, ASSISTANT MUTUEL MANAGER, MUTUEL EMPLOYEE, FACILITY
3 OFF-TRACK BETTING MANAGER, OFF-TRACK BETTING MANAGER,
4 ASSISTANT OFF-TRACK BETTING MANAGER, OUTFRIDER, OWNER, VIDEO
5 OPERATOR, OWNER/ASSISTANT TRAINER, OWNER/TRAINER, ASSISTANT
6 TRAINER, PADDOCK JUDGE, PHOTO OPERATOR, PLACING JUDGE, PLANT OR
7 TRACK SUPERINTENDENT, PLATER, PONY PERSON, PRIVATE VETERINARIAN,
8 RESTAURANT EMPLOYEE, SECURITY GUARD, STABLE SUPERVISOR,
9 STARTER, ASSISTANT STARTER, TOTALISATOR TECHNICIAN, TRACK
10 SUPERVISOR, TRAINER, AND ANY SIMILAR ROLES OR LICENSE TYPES THAT
11 ARE NOT SUBJECT TO A KEY OCCUPATIONAL LICENSE OR AN
12 OCCUPATIONAL REGISTRATION LICENSE.

13 ~~(24)~~ (34) "Track" or "racetrack" means a track that is located
14 within the state of Colorado and at which a race meet of horses is
15 conducted under a license granted pursuant to section 44-32-505."

16 Strike pages 11 through 16.

17 Page 17, strike lines 1 through 4.

18 Renumber succeeding sections accordingly.

19 Page 17, strike lines 16 through 27.

20 Strike pages 18 and 19.

21 Page 20, strike lines 1 through 7.

22 Page 20, after line 7 insert:

23 "SECTION 7. In Colorado Revised Statutes, 8-40-301, amend
24 (8) as follows:

25 **8-40-301. Scope of term "employee" - definition.**

26 (8) For the purposes of articles 40 to 47 of this title 8, "employee"
27 excludes any person who performs services for more than one employer
28 at a race meet as defined by ~~section 44-32-102 (20)~~ IN SECTION 44-32-102
29 (28) or at a horse track as defined by ~~section 44-32-102 (8)~~ SECTION
30 44-32-102 (14).

31 **SECTION 8.** In Colorado Revised Statutes, 26-2-104, amend
32 (2)(a)(II) introductory portion, (2)(a)(II)(A), and (2)(h)(I)(A) as follows:

33 **26-2-104. Public assistance programs - automatic enrollment**
34 **- electronic benefits transfer service - joint reports with department**
35 **of revenue - signs - rules - definitions.**

36 (2) (a) (II) Only those businesses that offer products or services

1 related to the purpose of the public assistance benefits ~~are allowed to~~ MAY
2 participate in the electronic benefits transfer service through the use of
3 point-of-sale terminals. Clients shall not be allowed to access cash
4 benefits through the electronic benefits transfer service from automated
5 teller machines in this state located in:

6 (A) Licensed gaming establishments as defined in section
7 44-30-103 (18), in-state simulcast facilities as defined in ~~section~~
8 ~~44-32-102 (11)~~ SECTION 44-32-102 (17), tracks for racing as defined in
9 ~~section 44-32-102 (24)~~ SECTION 44-32-102 (34), or commercial bingo
10 facilities as defined in section 24-21-602 (11);

11 (h) (I) On or before January 1, 2016, the department of revenue
12 shall adopt rules pursuant to the "State Administrative Procedure Act",
13 article 4 of title 24, that relate to a client's use of automated teller
14 machines at locations where the use is prohibited. The rules must apply
15 to the following establishments:

16 (A) Licensed gaming establishments as defined in section
17 44-30-103 (18), in-state simulcast facilities as defined in ~~section~~
18 ~~44-32-102 (11)~~ SECTION 44-32-102 (17), and tracks for racing as defined
19 in ~~section 44-32-102 (24)~~ SECTION 44-32-102 (34);

20 **SECTION 9.** In Colorado Revised Statutes, **amend** 38-13-218 as
21 follows:

22 **38-13-218. Property held by racetracks - inapplicability.**

23 This article 13 does not apply to any intangible unclaimed property
24 held by a racetrack, as defined in ~~section 44-32-102 (24)~~ SECTION
25 44-32-102 (34).

26 **SECTION 10.** In Colorado Revised Statutes, 44-30-1609, **amend**
27 (2) as follows:

28 **44-30-1609. Authorization to conduct fantasy contests.**

29 (2) Fantasy contests are authorized and may be conducted by a
30 fantasy contest operator at a licensed facility at which pari-mutuel
31 wagering, as defined in ~~section 44-32-102 (18)~~ SECTION 44-32-102 (26),
32 may occur. An operator of a class B track, as defined in ~~section~~
33 ~~44-32-102 (3)~~ SECTION 44-32-102 (10), may conduct fantasy contests if
34 the operator is licensed as a fantasy contest operator.

35 **SECTION 11.** In Colorado Revised Statutes, 44-32-202, **amend**
36 (3)(h)(II) as follows:

37 **44-32-202. Director - qualifications - powers and duties - rules.**

38 (3) The director, as administrative head of the division, shall
39 direct and supervise all administrative and technical activities of the
40 division. In addition to the duties imposed upon the director elsewhere in
41 this article 32, it shall be the director's duty:

42 (h) (II) In establishing and adjusting the source market fee defined
43 in ~~section 44-32-102 (23)~~ SECTION 44-32-102 (32), the director may

1 allocate a portion of the fee to be credited to any horse purse trust account
2 established in accordance with section 44-32-702 (1)(f) if the director
3 determines that such an allocation is necessary to maintain a sufficient
4 and competitive purse structure. The total fee paid under this section must
5 not exceed the limit set forth in section 44-32-501 (2)(d).

6 **SECTION 12.** In Colorado Revised Statutes, 44-32-501, **amend**
7 (3.5) as follows:

8 **44-32-501. Regulation of race meets and racing-related**
9 **businesses - additional facilities - rules.**

10 (3.5) An additional facility, as described in ~~section 44-32-102~~
11 ~~(11)(a)(II)~~ SECTION 44-32-102 (17)(a)(II), must not be located within fifty
12 miles of any class B horse track operated by another licensee without the
13 written consent of the other licensee. The commission shall establish by
14 rule the means of obtaining the consent.

15 **SECTION 13.** In Colorado Revised Statutes, 44-32-603, **amend**
16 (1) as follows:

17 **44-32-603. Duration of meets.**

18 (1) It is unlawful to conduct any race meet at which wagering is
19 permitted except under ~~the provisions of~~ this article 32. It is lawful to
20 conduct pari-mutuel wagering on live horse races that are part of a race
21 meet licensed and conducted under this article 32. The duration of a horse
22 race meet at a class B track is as specified in ~~section 44-32-102 (3)~~
23 SECTION 44-32-102 (10); except that the commission may prescribe a
24 lesser number of race days in the event of unforeseen circumstances or
25 acts of God.

26 **SECTION 14.** In Colorado Revised Statutes, 44-33-103, **amend**
27 (1) as follows:

28 **44-33-103. Definitions.**

29 As used in this article 33, unless the context otherwise requires:

30 (1) "Licensee" means a licensee as defined in ~~section 44-32-102~~
31 ~~(14)~~ SECTION 44-30-501 (22), an operator or retail gaming licensee under
32 section 44-30-501 (1)(b) or (1)(c), an internet sports betting operator as
33 defined in section 44-30-1501 (5), or a sports betting operator as defined
34 in section 44-30-1501 (11).

35 **SECTION 15.** In Colorado Revised Statutes, 44-32-503, **amend**
36 (4)(a) as follows:

37 **44-32-503. Rules of commission - licensing - record check.**

38 (4) (a) With the submission of an application for a key
39 occupational license or a support occupational license granted pursuant
40 to this article 32, ~~each applicant shall submit a set of fingerprints to the~~
41 ~~commission. The commission shall submit the fingerprints to the~~
42 ~~Colorado bureau of investigation for the purpose of conducting a state~~
43 ~~and national fingerprint-based criminal history record check utilizing~~

1 ~~records of the Colorado bureau of investigation and the federal bureau of~~
2 ~~investigation. Only the actual costs of the record check must be borne by~~
3 ~~the applicant. Nothing in this subsection (4) precludes the commission~~
4 ~~from making further inquiries into the background of the applicant.~~ THE
5 COMMISSION SHALL REQUIRE THE APPLICANT'S FINGERPRINTS TO BE TAKEN
6 BY A LOCAL LAW ENFORCEMENT AGENCY, THE DIVISION OF RACING
7 EVENTS, OR ANY THIRD PARTY APPROVED BY THE COLORADO BUREAU OF
8 INVESTIGATION FOR THE PURPOSE OF OBTAINING A FINGERPRINT-BASED
9 CRIMINAL HISTORY RECORD CHECK. THE COMMISSION SHALL AUTHORIZE
10 THE ENTITY TAKING THE APPLICANT'S FINGERPRINTS TO SUBMIT, AND THE
11 ENTITY SHALL SUBMIT, THE COMPLETE SET OF THE APPLICANT'S
12 FINGERPRINTS TO THE COLORADO BUREAU OF INVESTIGATION FOR THE
13 PURPOSE OF CONDUCTING A FINGERPRINT-BASED CRIMINAL HISTORY
14 RECORD CHECK TO ENSURE APPLICANT ELIGIBILITY, PROTECT PUBLIC
15 SAFETY, AND MAINTAIN THE INTEGRITY OF LICENSED PROFESSIONS. THE
16 COLORADO BUREAU OF INVESTIGATION SHALL FORWARD THE
17 FINGERPRINTS TO THE FEDERAL BUREAU OF INVESTIGATION FOR THE
18 PURPOSE OF CONDUCTING A NATIONAL FINGERPRINT-BASED CRIMINAL
19 HISTORY RECORD CHECK. UPON COMPLETION, THE COLORADO BUREAU OF
20 INVESTIGATION SHALL RETURN THE RESULTS OF ITS CRIMINAL HISTORY
21 RECORD CHECK TO THE COMMISSION, AND THE COMMISSION IS
22 AUTHORIZED TO RECEIVE THE RESULTS OF THE FEDERAL BUREAU OF
23 INVESTIGATION'S CRIMINAL HISTORY RECORD CHECK. THE APPLICANT
24 SHALL BE RESPONSIBLE FOR PAYING THE COST OF THE RECORD CHECK.
25 NOTHING IN THIS SUBSECTION (4) PRECLUDES THE COMMISSION FROM
26 MAKING FURTHER INQUIRIES INTO THE BACKGROUND OF AN APPLICANT."

27 Renumber succeeding section accordingly.

28 Page 1, strike lines 104 through 108 and substitute "COMMISSION,".

** ** ** ** **