

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

May 1, 2026
Date

Committee on Appropriations.

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

HB26-1054 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend the Business Affairs and Labor Committee Report, dated
- 2 February 26, 2026, page 1, after line 5 insert:
- 3 "Page 3 of the printed bill, strike lines 4 and 5.
- 4 Renumber succeeding subsections accordingly."
- 5 Page 1 of the report, strike lines 6 through 8 and substitute:
- 6 "Page 3, strike lines 9 through 20 and substitute:
- 7 "(3) "LABOR ORGANIZATION" MEANS AN EXCLUSIVE
- 8 REPRESENTATIVE, AS DEFINED IN SECTION 8-3.3-102 (13)."
- 9 Renumber succeeding subsections accordingly."
- 10 Page 1 of the report, line 10, strike ""(7)" and substitute ""(6)".
- 11 Page 1 of the report, strike line 15 and substitute:
- 12 "Page 4 of the bill, line 19, strike "DIVISION" and substitute "ATTORNEY
- 13 GENERAL"."
- 14 Page 2 of the report, after line 2 insert:
- 15 "Page 6 of the bill, line 13, strike "8-14.4-204." and substitute "24-31-108
- 16 (7)(a).".

- 1 Page 2 of the report, after line 11 insert:
- 2 "Page 7 of the bill, strike lines 10 through 27.
- 3 Page 8 of the bill, strike lines 1 through 8.
- 4 Renumber succeeding C.R.S. section accordingly."
- 5 Page 2 of the report, line 15, strike "DIVISION" and substitute "ATTORNEY
6 GENERAL".
- 7 Page 2 of the report, after line 22 insert:
- 8 "Page 8 of the bill, line 26, strike "DIVISION" and substitute "ATTORNEY
9 GENERAL".
- 10 Page 12 of the bill, after line 10 insert:
- 11 **"SECTION 9.** In Colorado Revised Statutes, 24-31-108, **amend**
12 **(4) and add (7) as follows:**
- 13 **24-31-108. Receipt of money - subject to appropriation -**
14 **exception for custodial money - legal services cash fund - creation -**
15 **workplace health and safety fund - creation - definition.**
- 16 (4) There is ~~hereby~~ created in the state treasury the legal services
17 cash fund. ~~also referred to in this subsection (4) as the "fund"~~ The
18 department shall transmit all money received from state agencies as
19 payment for legal services to the state treasurer, who shall credit the same
20 to the LEGAL SERVICES CASH fund. The money in the LEGAL SERVICES
21 CASH fund and all interest earned on such money is subject to annual
22 appropriation by the general assembly to the department for the direct and
23 indirect costs associated with providing legal services to state
24 governmental entities and for any of the department's litigation expenses.
25 Any unexpended money in the LEGAL SERVICES CASH fund at the end of
26 the fiscal year remains in the LEGAL SERVICES CASH fund and shall not be
27 credited or transferred to any other fund.
- 28 (7) (a) THE STATE TREASURER SHALL CREDIT PENALTIES
29 COLLECTED FOR THE STATE PURSUANT TO PART 2 OF ARTICLE 14.4 OF
30 TITLE 8 TO THE WORKPLACE HEALTH AND SAFETY FUND, WHICH FUND IS
31 CREATED IN THE STATE TREASURY. THE MONEY IN THE WORKPLACE
32 HEALTH AND SAFETY FUND MAY BE USED BY THE ATTORNEY GENERAL TO
33 COVER DIRECT AND INDIRECT COSTS ASSOCIATED WITH:
- 34 (I) ENFORCEMENT ACTIVITIES AUTHORIZED IN PART 2 OF ARTICLE
35 14.4 OF TITLE 8;
- 36 (II) CREATING, DISTRIBUTING, SHARING, AND PUBLICIZING

1 MATERIALS DESIGNED TO EDUCATE WORKERS AND EMPLOYERS ABOUT
2 THEIR OBLIGATIONS UNDER THE FEDERAL "OCCUPATIONAL SAFETY AND
3 HEALTH ACT OF 1970", 29 U.S.C. SEC. 651 ET SEQ.; PART 2 OF ARTICLE
4 14.4 OF TITLE 8; AND RELATED REGULATIONS AND POLICIES; AND
5 (III) RULE-MAKING CONDUCTED PURSUANT TO PART 2 OF ARTICLE
6 14.4 OF TITLE 8.
7 (b) (I) MONEY IN THE WORKPLACE HEALTH AND SAFETY FUND IS
8 CONTINUOUSLY APPROPRIATED TO THE ATTORNEY GENERAL FOR USE IN
9 IMPLEMENTING THE PURPOSES SET FORTH IN SUBSECTION (7)(a) OF THIS
10 SECTION.
11 (II) THE STATE TREASURER MAY INVEST ANY MONEY IN THE
12 WORKPLACE HEALTH AND SAFETY FUND NOT EXPENDED PURSUANT TO
13 SUBSECTION (7)(a) OF THIS SECTION FOR THE PURPOSES OF PART 2 OF
14 ARTICLE 14.4 OF TITLE 8 AS PROVIDED BY LAW. THE STATE TREASURER
15 SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE
16 INVESTMENT AND DEPOSIT OF MONEY IN THE WORKPLACE HEALTH AND
17 SAFETY FUND TO THE WORKPLACE HEALTH AND SAFETY FUND. ANY
18 UNEXPENDED AND UNENCUMBERED MONEY REMAINING IN THE
19 WORKPLACE HEALTH AND SAFETY FUND AT THE END OF A FISCAL YEAR
20 REMAINS IN THE WORKPLACE HEALTH AND SAFETY FUND AND SHALL NOT
21 BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANOTHER FUND.
22 (c) THE LIMITATIONS SPECIFIED IN SECTION 24-75-402 DO NOT
23 APPLY TO THE WORKPLACE HEALTH AND SAFETY FUND."

24 Renumber succeeding sections accordingly."

25 Page 2 of the report, strike lines 23 through 26.

26 Amend printed bill, page 9, before line 1 insert:

27 "SECTION 2. In Colorado Revised Statutes, 24-31-1302, **add** (3)
28 and (4) as follows:

29 **24-31-1302. Worker and employee protection unit - creation**
30 **- duties - court order - injunctive relief - attorney fees.**

31 (3) IF A PERSON, OR AN AGENT THEREOF, FAILS TO OBEY AN
32 INVESTIGATIVE DEMAND, SUBPOENA, WARRANT, OR OTHER INVESTIGATIVE
33 PROCESS ISSUED OR CONDUCTED PURSUANT TO SUBSECTION (2) OF THIS
34 SECTION, THE ATTORNEY GENERAL MAY APPLY TO THE APPROPRIATE
35 DISTRICT COURT FOR AN ORDER TO EFFECT THE PURPOSES OF THIS SECTION.
36 THE APPLICATION MUST STATE REASONABLE GROUNDS ON WHICH THE
37 ATTORNEY GENERAL BELIEVES THAT THE ORDER IS NECESSARY TO
38 INVESTIGATE A DEPRIVATION OF A PERSON'S RIGHTS, PRIVILEGES, OR
39 IMMUNITIES SECURED OR PROTECTED BY THE STATE CONSTITUTION OR

1 LAWS OF THE UNITED STATES OR THE STATE OF COLORADO. IF THE COURT
2 IS SATISFIED THAT REASONABLE GROUNDS EXIST, THE COURT IN ITS ORDER
3 MAY:

4 (a) REQUIRE THE ATTENDANCE OF OR THE PRODUCTION OF
5 DOCUMENTS BY A PERSON, OR BOTH;

6 (b) GRANT INJUNCTIVE RELIEF AS NECESSARY TO OBTAIN
7 COMPLIANCE WITH INVESTIGATIVE DEMANDS, SUBPOENAS, WARRANTS, OR
8 OTHER INVESTIGATIVE PROCESSES ISSUED OR CONDUCTED PURSUANT TO
9 SUBSECTION (2) OF THIS SECTION; AND

10 (c) GRANT FURTHER RELIEF AS MAY BE NECESSARY TO OBTAIN
11 COMPLIANCE WITH INVESTIGATIVE DEMANDS, SUBPOENAS, WARRANTS, OR
12 OTHER INVESTIGATIVE PROCESSES ISSUED OR CONDUCTED PURSUANT TO
13 SUBSECTION (2) OF THIS SECTION.

14 (4) COSTS AND ATTORNEY FEES SHALL BE AWARDED TO THE
15 ATTORNEY GENERAL WHERE THE ATTORNEY GENERAL SUCCESSFULLY
16 ENFORCES THIS SECTION.

17 **SECTION 3.** In Colorado Revised Statutes, 24-31-1303, **amend**
18 (1)(b) and (2)(b); and **add** (3) as follows:

19 **24-31-1303. Worker misclassification - wage determinations**
20 **- investigation and enforcement by the unit - coordination with**
21 **department of labor and employment.**

22 (1) (b) The unit may investigate and enforce an alleged
23 misclassification that is not described in subsection (1)(a) of this section
24 if the unit provides written notice to the division of unemployment
25 insurance of the unit's intent to pursue a misclassification investigation.
26 ~~and the division of unemployment insurance:~~

27 ~~(I) Declines to investigate the matter;~~

28 ~~(H) Has investigated the matter and made a formal determination;~~

29 ~~or~~

30 ~~(HH) Fails to respond to the unit within thirty days after the date~~
31 ~~of the notice.~~

32 (2) (b) If the division of labor standards and statistics has not
33 referred a wage determination to the unit, the unit may enforce the wage
34 determination if the unit provides written notice to the division of labor
35 standards and statistics of the unit's intent to enforce the wage
36 determination. ~~and the division of labor standards and statistics:~~

37 ~~(I) Declines to pursue enforcement of the wage determination;~~

38 ~~(H) Has attempted to pursue enforcement of the wage~~
39 ~~determination and has been unsuccessful in enforcing the determination~~
40 ~~in full after the later of twelve months after the determination or the~~
41 ~~conclusion of any appeals;~~

42 ~~(HH) Fails to respond to the unit within thirty days after the date~~
43 ~~of the notice; or~~

1 ~~(IV) Has not initiated an investigation.~~
2 (3) THE UNIT MAY INVESTIGATE AND ENFORCE AN ALLEGED
3 VIOLATION OF PART 2 OF ARTICLE 14.4 OF TITLE 8.
4 **SECTION 4.** In Colorado Revised Statutes, 24-31-101, **amend**
5 (1)(i)(XXX) and (1)(i)(XXXI); and **add** (1)(i)(XXXII) as follows:
6 **24-31-101. Powers and duties of attorney general.**
7 (1) The attorney general:
8 (i) May independently initiate and bring civil and criminal actions
9 to enforce state laws, including actions brought pursuant to:
10 (XXX) Beginning January 1, 2026, part 10 of article 12 of title 38;
11 **and**
12 (XXXI) Section 13-16-126; AND
13 (XXXII) PART 2 OF ARTICLE 14.4 OF TITLE 8."

14 Renumber succeeding sections accordingly.

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