AMPLIFY Act: Anti-Evasion, Nexus, and Aggregation

Legislating Drafter Working Package — 33-bill modular AMPLIFY build

Legislating drafter file. This chapter draft is designed to stand on its own and to support modular insertion into broader AMPLIFY stacks.

Bill 19. AMPLIFY Act: Anti-Evasion, Nexus, and Aggregation

Single subject. Anti-evasion rules, colorado nexus presumptions, and affiliate aggregation for covered automation activity.

Purpose. Keep shells and fragmentation from defeating the charge and compliance system.

Draft structure

Section	Core draft direction
1. Short title	This act shall be known and may be cited as the "AMPLIFY Act: Anti-Evasion, Nexus, and Aggregation".
2. Legislative declaration	The general assembly finds and declares that keep shells and fragmentation from defeating the charge and compliance system.
3. Definitions	Definitions should be alphabetized, lowercase, and drafted in singular form unless a term of art requires otherwise.
4. Operative sections	Substantive rights, duties, approvals, or restrictions listed below.
5. Administration	Rulemaking, designation of administering authority, records, notices, and implementation mechanics.
6. Construction	Independent operation, severability, no implied repeal, and other necessary construction clauses.
7. Effective date	Effective date and any conditional clause required by filing strategy.

Draft definitions

Colorado nexus. a sufficient connection between a covered operator or activity and the state of Colorado under this act.

affiliate aggregation. combined treatment of controlled or commonly directed entities as provided by law or rule.

substance over form. construction based on functional reality rather than labels or formal fragmentation.

Draft operative provisions

Section 4. Nexus presumption
- A covered operator is presumed to have Colorado nexus when the operator materially affects Colorado residents, derives substantial Colorado-linked benefit, or performs other Colorado-linked acts identified by law or rule, subject to rebuttal.

Section 5. Aggregation
- Controlled or commonly directed affiliates may be aggregated for threshold, metering, audit, or enforcement purposes as provided by rule.

Section 6. Anti-evasion

- A person may not evade this act through shell routing, vendor laundering, artificial fragmentation, or relabeling that defeats substance-over-form review.

Required construction clauses

- Independent operation. This act operates independently and remains effective whether or not any related measure or companion act is adopted.
- Severability. If any provision of this act or its application is held invalid, the invalidity does not affect other provisions or applications that can be given effect without the invalid provision or application.
- Single-subject construction. This act shall be construed to embrace only the single subject described in its title and no separate subject shall be inferred from a remedy, definition, recordkeeping duty, funding mechanism, or construction clause that is necessarily and properly connected to that subject.
- Revenue and fee construction. Any money authorized by this act shall be construed and administered only in the manner and to the extent permitted by applicable constitutional and statutory limitations.