

HOUSE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

February 11, 2025  
Date

Committee on Judiciary.

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

HB25-1098 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and  
2 substitute:

3           **"SECTION 1.** In Colorado Revised Statutes, **add** 24-33.5-537 as  
4 follows:

5           **24-33.5-537. Automated protection order notification system**  
6 **- definitions.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT  
7 OTHERWISE REQUIRES:

8           (a) "ADVOCATE" MEANS A PERSON WHOSE REGULAR OR  
9 VOLUNTEER DUTIES INCLUDE SUPPORTING A PROTECTED PERSON.

10           (b) "IMMEDIATE FAMILY" MEANS A PROTECTED PERSON'S SPOUSE,  
11 CHILD, OR PARENT, OR A BLOOD RELATIVE WHO LIVES IN THE SAME  
12 RESIDENCE AS THE PROTECTED PERSON AND IS NOT A RESTRAINED PERSON.

13           (c) "INTERESTED PERSON" MEANS A LAW ENFORCEMENT OFFICER,  
14 A JUDICIAL OFFICER, A DISTRICT ATTORNEY, OR AN ADVOCATE.

15           (d) "PROTECTED PERSON" MEANS THE PERSON IDENTIFIED IN A  
16 PROTECTION ORDER AS THE PERSON FOR WHOSE BENEFIT THE PROTECTION  
17 ORDER WAS ISSUED.

18           (e) "REGISTERED USER" MEANS A PROTECTED PERSON, PROTECTED  
19 PERSON'S IMMEDIATE FAMILY, OR OTHER INTERESTED PERSONS WHO ARE  
20 REGISTERED WITH THE AUTOMATED PROTECTION ORDER NOTIFICATION  
21 SYSTEM ESTABLISHED IN SUBSECTION (2) OF THIS SECTION.

22           (f) "RESTRAINED PERSON" MEANS THE PERSON IDENTIFIED IN THE  
23 PROTECTION ORDER AS THE PERSON PROHIBITED FROM ENGAGING IN  
24 SPECIFIED ACTS.

25           (2) SUBJECT TO AVAILABLE APPROPRIATIONS, THE DIVISION SHALL  
26 ESTABLISH AN AUTOMATED PROTECTION ORDER NOTIFICATION SYSTEM TO  
27 PROVIDE A PROTECTED PERSON, THE PROTECTED PERSON'S IMMEDIATE

1 FAMILY, AND OTHER INTERESTED PERSONS WITH INFORMATION RELATED  
2 TO A PROTECTION ORDER ISSUED PURSUANT TO SECTION 18-1-1001 OR  
3 ARTICLE 14 OF TITLE 13.

4 (3) THE AUTOMATED PROTECTION ORDER NOTIFICATION SYSTEM  
5 MUST INCLUDE, BUT IS NOT LIMITED TO, THE FOLLOWING INFORMATION, IF  
6 AVAILABLE:

7 (a) THE DATE THE PROTECTION ORDER WAS SERVED OR WAS  
8 ATTEMPTED TO BE SERVED;

9 (b) AN ADVANCE NOTICE OCCURRING ONE HUNDRED TWENTY DAYS  
10 BEFORE AND AGAIN OCCURRING THIRTY DAYS BEFORE THE PROTECTION  
11 ORDER EXPIRES;

12 (c) WHETHER AN EXTREME RISK PROTECTION ORDER WAS ISSUED  
13 AGAINST THE RESTRAINED PERSON PURSUANT TO ARTICLE 14.5 OF TITLE  
14 13, AND IF SO, THE DATE THE EXTREME RISK PROTECTION ORDER WAS  
15 SERVED OR WAS ATTEMPTED TO BE SERVED;

16 (d) WHETHER THE RESTRAINED PERSON APPLIED FOR AND WAS  
17 DENIED THE PURCHASE OR TRANSFER OF A FIREARM AS THE RESULT OF A  
18 BACKGROUND CHECK; AND

19 (e) WHETHER THE RESTRAINED PERSON COMPLETED AND  
20 SUBMITTED A FIREARM PURCHASE OR TRANSFER APPLICATION THAT  
21 INDICATED THE RESTRAINED PERSON WAS INELIGIBLE TO POSSESS A  
22 FIREARM PURSUANT TO STATE OR FEDERAL LAW.

23 (4) THE COLORADO BUREAU OF INVESTIGATION IN THE DIVISION  
24 SHALL MAKE THE INFORMATION DESCRIBED IN SUBSECTION (3) OF THIS  
25 SECTION AVAILABLE TO THE DIVISION FOR THE PURPOSE OF PROVIDING THE  
26 INFORMATION TO A PROTECTED PERSON, THE PROTECTED PERSON'S  
27 IMMEDIATE FAMILY, OR OTHER INTERESTED PERSONS PURSUANT TO  
28 SUBSECTION (2) OF THIS SECTION.

29 (5) THE AUTOMATED PROTECTION ORDER NOTIFICATION SYSTEM  
30 MUST DISSEMINATE THE INFORMATION DESCRIBED IN SUBSECTION (3) OF  
31 THIS SECTION TO REGISTERED USERS IN ENGLISH AND SPANISH THROUGH  
32 A TELEPHONE CALL, EMAIL, TEXT MESSAGE, OR MOBILE PHONE  
33 APPLICATION.

34 (6) THE DIVISION MAY CONTRACT WITH A THIRD-PARTY ENTITY TO  
35 PROVIDE THE FUNCTIONALITY FOR THE AUTOMATED PROTECTION ORDER  
36 NOTIFICATION SYSTEM. THE THIRD-PARTY ENTITY MUST BE ABLE TO:

37 (a) OPERATE A SUPPORT CENTER THAT IS OPEN TWENTY-FOUR  
38 HOURS A DAY, SEVEN DAYS A WEEK;

39 (b) SEND EMAILS AND TEXT MESSAGES TO REGISTERED USERS  
40 THROUGH A MOBILE PHONE APPLICATION;

41 (c) PROVIDE SPANISH INTERPRETATION SERVICES; AND

42 (d) PROVIDE DIRECTORY OR CONTACT INFORMATION FOR  
43 AVAILABLE SUPPORTIVE RESOURCES, INCLUDING, BUT NOT LIMITED TO,

1 HOUSING, HEALTH CARE AND BEHAVIORAL HEALTH CARE, DOMESTIC  
2 VIOLENCE VICTIM ASSISTANCE, AND FINANCIAL ASSISTANCE.

3 (7) THE COLORADO BUREAU OF INVESTIGATION, THE DIVISION,  
4 AND THE THIRD-PARTY ENTITY, IF ONE WAS CONTRACTED PURSUANT TO  
5 SUBSECTION (6) OF THIS SECTION, SHALL IMPLEMENT ANY NECESSARY  
6 DATA-SHARING STANDARDS IN ORDER TO PROTECT DATA FROM BEING  
7 TRANSFERRED FROM THE COLORADO BUREAU OF INVESTIGATION AND THE  
8 DIVISION TO THE CONTRACTED THIRD-PARTY ENTITY.

9 (8) THE AUTOMATED PROTECTION ORDER NOTIFICATION SYSTEM  
10 MUST BE COMPATIBLE WITH THE STATE'S EXISTING AUTOMATED VICTIM  
11 NOTIFICATION SYSTEM DESCRIBED IN SECTION 24-4.1-303 (15)(c).

12 (9) A PUBLIC ENTITY, AS DEFINED IN SECTION 24-10-103, IS  
13 IMMUNE FROM LIABILITY IN ANY CIVIL ACTION BASED ON THE PUBLIC  
14 ENTITY'S RELEASE OF INFORMATION OR THE FAILURE TO RELEASE  
15 INFORMATION RELATED TO THE AUTOMATED PROTECTION ORDER  
16 NOTIFICATION SYSTEM AS LONG AS THE RELEASE OR FAILURE TO RELEASE  
17 WAS NOT THE RESULT OF GROSS NEGLIGENCE.

18 (10) THE DIVISION MAY SEEK, ACCEPT, AND EXPEND GIFTS,  
19 GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE  
20 PURPOSES OF THIS SECTION.

21 **SECTION 2. Act subject to petition - effective date.** This act  
22 takes effect at 12:01 a.m. on the day following the expiration of the  
23 ninety-day period after final adjournment of the general assembly; except  
24 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
25 of the state constitution against this act or an item, section, or part of this  
26 act within such period, then the act, item, section, or part will not take  
27 effect unless approved by the people at the general election to be held in  
28 November 2026 and, in such case, will take effect on the date of the  
29 official declaration of the vote thereon by the governor."

30 Page 1, line 102, strike "VICTIM".

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