

**Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO**

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 24-0780.01 Conrad Imel x2313

SENATE BILL 24-003

SENATE SPONSORSHIP

Sullivan,

HOUSE SPONSORSHIP

Froelich and Duran,

Senate Committees

Judiciary
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE AUTHORITY OF THE COLORADO BUREAU OF**
102 **INVESTIGATION TO INVESTIGATE ILLEGAL ACTIVITY INVOLVING**
103 **FIREARMS, AND, IN CONNECTION THEREWITH, MAKING AN**
104 **APPROPRIATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill authorizes the Colorado bureau of investigation (bureau) to investigate illegal activity involving firearms statewide. The bill appropriates \$1,690,258 to the department of public safety for the bureau

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

SENATE
Amended 2nd Reading
March 13, 2024

to conduct the investigations.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. Legislative intent - legislative findings.** (1) It is
3 the intent of the general assembly that the Colorado bureau of
4 investigation investigate:

5 (a) Egregious attempts to purchase firearms by previously
6 convicted felons who are identified through the Instacheck unit denial process;

7 (b) Unlawful activity involving illegal firearm components and
8 accessories; and

9 (c) Tips and information relating to firearms violations as they are
10 received, specifically focusing on straw purchases and personally
11 manufactured firearms, commonly known as ghost guns.

12 (2) (a) The general assembly finds that the Colorado bureau of
13 investigation has operated in partnership with local law enforcement
14 agencies on criminal investigations and that the bureau maintains a robust
15 operating directive that outlines how investigators will, as soon as
16 practicable after an investigation begins, communicate with local law
17 enforcement agencies to determine the nature and extent of a
18 firearm-related investigation.

19 (b) The general assembly intends that the Colorado bureau of
20 investigation communicate with local law enforcement and the local
21 district attorney in the jurisdiction where the bureau is conducting an
22 investigation into illegal activity involving firearms.

23 **SECTION 2.** In Colorado Revised Statutes, 24-33.5-412, **amend**
24 **(1)(r); and add (1)(t) as follows:**

25 **24-33.5-412. Functions of bureau - legislative review -**

1 **interagency cooperation with reporting functions - processing time**
2 **for criminal history record checks - computer crime - synthetic**
3 **cannabinoids enforcement.** (1) The bureau has the following authority:

4 (r) To conduct criminal history records checks pursuant to section
5 24-72-305.3; and

6 (t) TO INVESTIGATE THROUGHOUT THE STATE CRIMINAL ACTIVITY
7 INVOLVING FIREARMS DESCRIBED IN ARTICLE 12 OF TITLE 18, INCLUDING
8 INVESTIGATING ILLEGAL FIREARM TRANSFERS AND ATTEMPTS, AS
9 DESCRIBED IN SECTION 18-2-101, TO ILLEGALLY OBTAIN A FIREARM. THE
10 BUREAU SHALL COMMUNICATE WITH THE APPROPRIATE LOCAL LAW
11 ENFORCEMENT AGENCY AND DECONFLICT INVESTIGATIVE OPERATIONS
12 THROUGH COMMONLY ACCEPTED PRACTICES PRIOR TO TAKING
13 INVESTIGATIVE OR ENFORCEMENT ACTION AND SHALL COLLABORATE WITH
14 THE LOCAL DISTRICT ATTORNEY IN THE JURISDICTION WHERE THE BUREAU
15 IS CONDUCTING AN INVESTIGATION IN THE BEGINNING STAGES OF THE
16 INVESTIGATION. THIS SUBSECTION (1)(t) DOES NOT AUTHORIZE THE
17 BUREAU TO INVESTIGATE OTHER CRIMINAL ACTIVITY ENCOUNTERED
18 DURING A FIREARMS-RELATED INVESTIGATION WITHOUT CONSENT FROM,
19 OR IN COLLABORATION WITH, THE LOCAL LAW ENFORCEMENT AGENCY AS
20 REQUIRED BY LAW.

21 **SECTION 3. Appropriation.** (1) For the 2024-25 state fiscal
22 year, \$1,477,127 is appropriated to the department of public safety. This
23 appropriation is from the general fund. To implement this act, the
24 department may use this appropriation as follows:

25 (a) \$1,079,356 for use by the Colorado bureau of investigation for
26 personal services related to laboratory and investigative services, which
27 amount is based on an assumption that the bureau will require an

1 additional 10.1 FTE;
2 (b) \$351,068 for use by the Colorado bureau of investigation for
3 operating costs related to laboratory and investigative services; and
4 (c) \$46,703 for use by the executive director's office for leased
5 space.

6 **SECTION 4. Safety clause.** The general assembly finds,
7 determines, and declares that this act is necessary for the immediate
8 preservation of the public peace, health, or safety or for appropriations for
9 the support and maintenance of the departments of the state and state
10 institutions.