

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

**REVISED**

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

LLS NO. 24-0922.03 Josh Schultz x5486

**SENATE BILL 24-205**

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**SENATE SPONSORSHIP**

**Rodriguez, Cutter, Fenberg, Michaelson Jenet, Priola, Winter F.**

**HOUSE SPONSORSHIP**

**Titone and Rutinel,**

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**Senate Committees**  
Judiciary

**House Committees**  
State, Civic, Military, & Veterans Affairs

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**A BILL FOR AN ACT**

101 **CONCERNING CONSUMER PROTECTIONS IN INTERACTIONS WITH**  
102 **ARTIFICIAL INTELLIGENCE SYSTEMS.**

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**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 requires a developer of a high-risk artificial intelligence system (high-risk system) to use reasonable care to avoid algorithmic discrimination in the high-risk system. There is a rebuttable presumption that a developer used reasonable care if the developer complied with specified provisions in the bill, including:

- Making available to a deployer of the high-risk system a

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.*

HOUSE  
Amended 2nd Reading  
May 7, 2024

SENATE  
Amended 3rd Reading  
May 3, 2024

SENATE  
Amended 2nd Reading  
May 2, 2024

statement disclosing specified information about the high-risk system;

- Making available to a deployer of the high-risk system information and documentation necessary to complete an impact assessment of the high-risk system;
- Making a publicly available statement summarizing the types of high-risk systems that the developer has developed or intentionally and substantially modified and currently makes available to a deployer and how the developer manages any known or reasonably foreseeable risks of algorithmic discrimination that may arise from the development or intentional and substantial modification of each of these high-risk systems; and
- Disclosing to the attorney general and known deployers of the high-risk system any known or reasonably foreseeable risk of algorithmic discrimination, within 90 days after the discovery or receipt of a credible report from the deployer, that the high-risk system has caused or is reasonably likely to have caused.

The bill also requires a deployer of a high-risk system to use reasonable care to avoid algorithmic discrimination in the high-risk system. There is a rebuttable presumption that a deployer used reasonable care if the deployer complied with specified provisions in the bill, including:

- Implementing a risk management policy and program for the high-risk system;
- Completing an impact assessment of the high-risk system;
- Notifying a consumer of specified items if the high-risk system makes a consequential decision concerning a consumer;
- Making a publicly available statement summarizing the types of high-risk systems that the deployer currently deploys and how the deployer manages any known or reasonably foreseeable risks of algorithmic discrimination that may arise from deployment of each of these high-risk systems; and
- Disclosing to the attorney general the discovery of algorithmic discrimination, within 90 days after the discovery, that the high-risk system has caused or is reasonably likely to have caused.

A developer of a general purpose artificial intelligence model (general purpose model) is required to create and maintain specified documentation for the general purpose model, including:

- A policy to comply with federal and state copyright laws; and

- A detailed summary concerning the content used to train the general purpose model.

A developer of a general purpose model must create, implement, maintain, and make available to deployers who intend to integrate the general purpose model into the deployers' artificial intelligence systems documentation and information that:

- Enables the deployers to understand the capabilities and limitations of the general purpose model;
- Discloses the technical requirements for the general purpose model to be integrated into the deployers' artificial intelligence systems;
- Discloses the design specifications of, and training processes for, the general purpose model, including the training methodologies and techniques for the general purpose model;
- Discloses the key design choices for the general purpose model, including the rationale and assumptions made;
- Discloses what the general purpose model is designed to optimize for and the relevance of the different parameters, as applicable; and
- Provides a description of the data that was used for purposes of training, testing, and validation, as applicable.

If an artificial intelligence system, including a general purpose model, generates or manipulates synthetic digital content, the bill requires the developer to:

- Ensure that the outputs of the artificial intelligence system are marked in a machine-readable format and detectable as synthetic digital content; and
- Ensure that the developer's technical solutions are effective, interoperable, robust, and reliable.

If an artificial intelligence system, including a general purpose model, generates or manipulates synthetic digital content, the bill requires the deployer of the artificial intelligence system to disclose to a consumer that the synthetic digital content has been artificially generated or manipulated.

The attorney general and district attorneys have exclusive authority to enforce the bill. During the period from July 1, 2025, through June 30, 2026, the attorney general or a district attorney, prior to initiating any action for a violation of the provisions of the bill, shall issue a notice of violation to the alleged violator and, if the attorney general or district attorney determines that a cure is possible, provide the alleged violator 60 days to cure the violation before bringing an enforcement action.

The bill provides an affirmative defense for a developer or deployer if:

- The developer or deployer of the high-risk system or

- generative system involved in a potential violation has implemented and maintained a program that is in compliance with a nationally or internationally recognized risk management framework for artificial intelligence systems that the bill or the attorney general designates; and
- The developer or deployer takes specified measures to discover and correct violations of the bill.

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

2 **SECTION 1.** In Colorado Revised Statutes, add part 16 to article  
3 1 of title 6 as follows:

4 **PART 16**

5 **ARTIFICIAL INTELLIGENCE**

6 **6-1-1601. Definitions.** AS USED IN THIS PART 16, UNLESS THE  
7 CONTEXT OTHERWISE REQUIRES:

8 (1) (a) "ALGORITHMIC DISCRIMINATION" MEANS ANY CONDITION  
9 IN WHICH THE USE OF AN ARTIFICIAL INTELLIGENCE SYSTEM RESULTS IN AN  
10 UNLAWFUL DIFFERENTIAL TREATMENT OR IMPACT THAT DISFAVORS AN  
11 INDIVIDUAL OR GROUP OF INDIVIDUALS ON THE BASIS OF THEIR ACTUAL OR  
12 PERCEIVED AGE, COLOR, DISABILITY, ETHNICITY, GENETIC INFORMATION,  
13 LIMITED PROFICIENCY IN THE ENGLISH LANGUAGE, NATIONAL ORIGIN,  
14 RACE, RELIGION, REPRODUCTIVE HEALTH, SEX, VETERAN STATUS, OR  
15 OTHER CLASSIFICATION PROTECTED UNDER THE LAWS OF THIS STATE OR  
16 FEDERAL LAW.

17 (b) "ALGORITHMIC DISCRIMINATION" DOES NOT INCLUDE:

18 (I) THE OFFER, LICENSE, OR USE OF A HIGH-RISK ARTIFICIAL  
19 INTELLIGENCE SYSTEM BY A DEVELOPER OR DEPLOYER FOR THE SOLE  
20 PURPOSE OF:

21 (A) THE DEVELOPER'S OR DEPLOYER'S SELF-TESTING TO IDENTIFY,  
22 MITIGATE, OR PREVENT DISCRIMINATION OR OTHERWISE ENSURE

1 COMPLIANCE WITH STATE AND FEDERAL LAW; OR

2 (B) EXPANDING AN APPLICANT, CUSTOMER, OR PARTICIPANT POOL  
3 TO INCREASE DIVERSITY OR REDRESS HISTORICAL DISCRIMINATION; OR

4 (II) AN ACT OR OMISSION BY OR ON BEHALF OF A PRIVATE CLUB OR  
5 OTHER ESTABLISHMENT THAT IS NOT IN FACT OPEN TO THE PUBLIC, AS SET  
6 FORTH IN TITLE II OF THE FEDERAL "CIVIL RIGHTS ACT OF 1964", 42  
7 U.S.C. SEC. 2000a (e), AS AMENDED.

8 (2) "ARTIFICIAL INTELLIGENCE SYSTEM" MEANS ANY  
9 MACHINE-BASED SYSTEM THAT, FOR ANY EXPLICIT OR IMPLICIT OBJECTIVE,  
10 INFERS FROM THE INPUTS THE SYSTEM RECEIVES HOW TO GENERATE  
11 OUTPUTS, INCLUDING CONTENT, DECISIONS, PREDICTIONS, OR  
12 RECOMMENDATIONS, THAT CAN INFLUENCE PHYSICAL OR VIRTUAL  
13 ENVIRONMENTS.

14 (3) "CONSEQUENTIAL DECISION" MEANS A DECISION THAT HAS A  
15 MATERIAL LEGAL OR SIMILARLY SIGNIFICANT EFFECT ON THE PROVISION  
16 OR DENIAL TO ANY CONSUMER OF, OR THE COST OR TERMS OF:

17 (a) EDUCATION ENROLLMENT OR AN EDUCATION OPPORTUNITY;

18 (b) EMPLOYMENT OR AN EMPLOYMENT OPPORTUNITY;

19 (c) A FINANCIAL OR LENDING SERVICE;

20 (d) AN ESSENTIAL GOVERNMENT SERVICE;

21 (e) HEALTH-CARE SERVICES;

22 (f) HOUSING;

23 (g) INSURANCE; OR

24 (h) A LEGAL SERVICE.

25 (4) "CONSUMER" MEANS AN INDIVIDUAL WHO IS A COLORADO  
26 RESIDENT.

27 (5) "DEPLOY" MEANS TO USE A HIGH-RISK ARTIFICIAL

1 INTELLIGENCE SYSTEM.

2 (6) "DEPLOYER" MEANS A PERSON DOING BUSINESS IN THIS STATE  
3 THAT DEPLOYS A HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM.

4 (7) "DEVELOPER" MEANS A PERSON DOING BUSINESS IN THIS STATE  
5 THAT DEVELOPS OR INTENTIONALLY AND SUBSTANTIALLY MODIFIES AN  
6 ARTIFICIAL INTELLIGENCE SYSTEM.

7 (8) "HEALTH-CARE SERVICES" HAS THE SAME MEANING AS  
8 PROVIDED IN 42 U.S.C. SEC. 234 (d)(2).

9 (9)(a) "HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM" MEANS ANY  
10 ARTIFICIAL INTELLIGENCE SYSTEM THAT, WHEN DEPLOYED, MAKES, OR IS  
11 A SUBSTANTIAL FACTOR IN MAKING, A CONSEQUENTIAL DECISION.

12 (b) "HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM" DOES NOT  
13 INCLUDE:

14 (I) AN ARTIFICIAL INTELLIGENCE SYSTEM IF THE ARTIFICIAL  
15 INTELLIGENCE SYSTEM IS INTENDED TO:

16 (A) PERFORM A NARROW PROCEDURAL TASK; OR

17 (B) DETECT DECISION-MAKING PATTERNS OR DEVIATIONS FROM  
18 PRIOR DECISION-MAKING PATTERNS AND IS NOT INTENDED TO REPLACE OR  
19 INFLUENCE A PREVIOUSLY COMPLETED HUMAN ASSESSMENT WITHOUT  
20 SUFFICIENT HUMAN REVIEW; OR

21 (II) THE FOLLOWING TECHNOLOGIES, UNLESS THE TECHNOLOGIES,  
22 WHEN DEPLOYED, MAKE, OR ARE A SUBSTANTIAL FACTOR IN MAKING, A  
23 CONSEQUENTIAL DECISION:

24 (A) ANTI-FRAUD TECHNOLOGY THAT DOES NOT USE FACIAL  
25 RECOGNITION TECHNOLOGY;

26 (B) ANTI-MALWARE;

27 (C) ANTI-VIRUS;

- 1           (D) ARTIFICIAL INTELLIGENCE-ENABLED VIDEO GAMES;
- 2           (E) CALCULATORS;
- 3           (F) CYBERSECURITY;
- 4           (G) DATABASES;
- 5           (H) DATA STORAGE;
- 6           (I) FIREWALL;
- 7           (J) INTERNET DOMAIN REGISTRATION;
- 8           (K) INTERNET WEBSITE LOADING;
- 9           (L) NETWORKING;
- 10          (M) SPAM- AND ROBOCALL-FILTERING;
- 11          (N) SPELL-CHECKING;
- 12          (O) SPREADSHEETS;
- 13          (P) WEB CACHING;
- 14          (Q) WEB HOSTING OR ANY SIMILAR TECHNOLOGY; OR
- 15          (R) TECHNOLOGY THAT COMMUNICATES WITH CONSUMERS IN  
16          NATURAL LANGUAGE FOR THE PURPOSE OF PROVIDING USERS WITH  
17          INFORMATION, MAKING REFERRALS OR RECOMMENDATIONS, AND  
18          ANSWERING QUESTIONS AND IS SUBJECT TO AN ACCEPTED USE POLICY  
19          THAT PROHIBITS GENERATING CONTENT THAT IS DISCRIMINATORY OR  
20          HARMFUL.

21           (10) (a) "INTENTIONAL AND SUBSTANTIAL MODIFICATION" OR  
22           "INTENTIONALLY AND SUBSTANTIALLY MODIFIES" MEANS A DELIBERATE  
23           CHANGE MADE TO AN ARTIFICIAL INTELLIGENCE SYSTEM THAT RESULTS IN  
24           ANY NEW REASONABLY FORESEEABLE RISK OF ALGORITHMIC  
25           DISCRIMINATION.

26           (b) "INTENTIONAL AND SUBSTANTIAL MODIFICATION" OR  
27           "INTENTIONALLY AND SUBSTANTIALLY MODIFIES" DOES NOT INCLUDE A

1 CHANGE MADE TO A HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM, OR THE  
2 PERFORMANCE OF A HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM, IF:

3 (I) THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM CONTINUES  
4 TO LEARN AFTER THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM IS:

5 (A) OFFERED, SOLD, LEASED, LICENSED, GIVEN, OR OTHERWISE  
6 MADE AVAILABLE TO A DEPLOYER; OR

7 (B) DEPLOYED;

8 (II) THE CHANGE IS MADE TO THE HIGH-RISK ARTIFICIAL  
9 INTELLIGENCE SYSTEM AS A RESULT OF ANY LEARNING DESCRIBED IN  
10 SUBSECTION (10)(b)(I) OF THIS SECTION;

11 (III) THE CHANGE WAS PREDETERMINED BY THE DEPLOYER, OR A  
12 THIRD PARTY CONTRACTED BY THE DEPLOYER, WHEN THE DEPLOYER OR  
13 THIRD PARTY COMPLETED AN INITIAL IMPACT ASSESSMENT OF SUCH  
14 HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM PURSUANT TO SECTION  
15 6-1-1603 (3); AND

16 (IV) THE CHANGE IS INCLUDED IN TECHNICAL DOCUMENTATION  
17 FOR THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM.

18 (11) (a) "SUBSTANTIAL FACTOR" MEANS A FACTOR THAT:

19 (I) ASSISTS IN MAKING A CONSEQUENTIAL DECISION;

20 (II) IS CAPABLE OF ALTERING THE OUTCOME OF A CONSEQUENTIAL  
21 DECISION; AND

22 (III) IS GENERATED BY AN ARTIFICIAL INTELLIGENCE SYSTEM.

23 (b) "SUBSTANTIAL FACTOR" INCLUDES ANY USE OF AN ARTIFICIAL  
24 INTELLIGENCE SYSTEM TO GENERATE ANY CONTENT, DECISION,  
25 PREDICTION, OR RECOMMENDATION CONCERNING A CONSUMER THAT IS  
26 USED AS A BASIS TO MAKE A CONSEQUENTIAL DECISION CONCERNING THE  
27 CONSUMER.



1           (12) "TRADE SECRET" HAS THE MEANING SET FORTH IN SECTION  
2           7-74-102 (4).

3           **6-1-1602. Developer duty to avoid algorithmic discrimination**  
4           **- required documentation. (1) ON AND AFTER FEBRUARY 1, 2026, A**  
5           **DEVELOPER OF A HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM SHALL USE**  
6           **REASONABLE CARE TO PROTECT CONSUMERS FROM ANY KNOWN OR**  
7           **REASONABLY FORESEEABLE RISKS OF ALGORITHMIC DISCRIMINATION**  
8           **ARISING FROM THE INTENDED AND CONTRACTED USES OF THE HIGH-RISK**  
9           **ARTIFICIAL INTELLIGENCE SYSTEM. IN ANY ENFORCEMENT ACTION**  
10           **BROUGHT ON OR AFTER FEBRUARY 1, 2026, BY THE ATTORNEY GENERAL**  
11           **PURSUANT TO SECTION 6-1-1606, THERE IS A REBUTTABLE PRESUMPTION**  
12           **THAT A DEVELOPER USED REASONABLE CARE AS REQUIRED UNDER THIS**  
13           **SECTION IF THE DEVELOPER COMPLIED WITH THIS SECTION AND ANY**  
14           **ADDITIONAL REQUIREMENTS OR OBLIGATIONS AS SET FORTH IN RULES**  
15           **PROMULGATED BY THE ATTORNEY GENERAL PURSUANT TO SECTION**  
16           **6-1-1607.**

17           (2) ON AND AFTER FEBRUARY 1, 2026, AND EXCEPT AS PROVIDED  
18           IN SUBSECTION (6) OF THIS SECTION, A DEVELOPER OF A HIGH-RISK  
19           ARTIFICIAL INTELLIGENCE SYSTEM SHALL MAKE AVAILABLE TO THE  
20           DEPLOYER OR OTHER DEVELOPER OF THE HIGH-RISK ARTIFICIAL  
21           INTELLIGENCE SYSTEM:

22           (a) A GENERAL STATEMENT DESCRIBING THE REASONABLY  
23           FORESEEABLE USES AND KNOWN HARMFUL OR INAPPROPRIATE USES OF  
24           THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM;

25           (b) DOCUMENTATION DISCLOSING:

26           (I) HIGH-LEVEL SUMMARIES OF THE TYPE OF DATA USED TO TRAIN  
27           THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM;

1           (II) KNOWN OR REASONABLY FORESEEABLE LIMITATIONS OF THE  
2           HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM, INCLUDING KNOWN OR  
3           REASONABLY FORESEEABLE RISKS OF ALGORITHMIC DISCRIMINATION  
4           ARISING FROM THE INTENDED USES OF THE HIGH-RISK ARTIFICIAL  
5           INTELLIGENCE SYSTEM;

6           (III) THE PURPOSE OF THE HIGH-RISK ARTIFICIAL INTELLIGENCE  
7           SYSTEM;

8           (IV) THE INTENDED BENEFITS AND USES OF THE HIGH-RISK  
9           ARTIFICIAL INTELLIGENCE SYSTEM; AND

10           (V) ALL OTHER INFORMATION NECESSARY TO ALLOW THE  
11           DEPLOYER TO COMPLY WITH THE REQUIREMENTS OF SECTION 6-1-1603;

12           (c) DOCUMENTATION DESCRIBING:

13           (I) HOW THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM WAS  
14           EVALUATED FOR PERFORMANCE AND MITIGATION OF ALGORITHMIC  
15           DISCRIMINATION BEFORE THE HIGH-RISK ARTIFICIAL INTELLIGENCE  
16           SYSTEM WAS OFFERED, SOLD, LEASED, LICENSED, GIVEN, OR OTHERWISE  
17           MADE AVAILABLE TO THE DEPLOYER;

18           (II) THE DATA GOVERNANCE MEASURES USED TO COVER THE  
19           TRAINING DATASETS AND THE MEASURES USED TO EXAMINE THE  
20           SUITABILITY OF DATA SOURCES, POSSIBLE BIASES, AND APPROPRIATE  
21           MITIGATION;

22           (III) THE INTENDED OUTPUTS OF THE HIGH-RISK ARTIFICIAL  
23           INTELLIGENCE SYSTEM;

24           (IV) THE MEASURES THE DEVELOPER HAS TAKEN TO MITIGATE  
25           KNOWN OR REASONABLY FORESEEABLE RISKS OF ALGORITHMIC  
26           DISCRIMINATION THAT MAY ARISE FROM THE REASONABLY FORESEEABLE  
27           DEPLOYMENT OF THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM; AND

1           (V) How the high-risk artificial intelligence system  
2 should be used, not be used, and monitored by an individual when  
3 the high-risk artificial intelligence system is used to make, or is  
4 a substantial factor in making, a consequential decision; and

5           (d) Any additional documentation that is reasonably  
6 necessary to assist the deployer in understanding the outputs  
7 and monitor the performance of the high-risk artificial  
8 intelligence system for risks of algorithmic discrimination.

9           (3) (a) Except as provided in subsection (6) of this section,  
10 a developer that offers, sells, leases, licenses, gives, or  
11 otherwise makes available to a deployer or other developer a  
12 high-risk artificial intelligence system on or after February 1,  
13 2026, shall make available to the deployer or other developer,  
14 to the extent feasible, the documentation and information,  
15 through artifacts such as model cards, dataset cards, or other  
16 impact assessments, necessary for a deployer, or for a third  
17 party contracted by a deployer, to complete an impact  
18 assessment pursuant to section 6-1-1603 (3).

19           (b) A developer that also serves as a deployer for a  
20 high-risk artificial intelligence system is not required to  
21 generate the documentation required by this section unless the  
22 high-risk artificial intelligence system is provided to an  
23 unaffiliated entity acting as a deployer.

24           (4) (a) On and after February 1, 2026, a developer shall  
25 make available, in a manner that is clear and readily available  
26 on the developer's website or in a public use case inventory, a  
27 statement summarizing:

1           (I) THE TYPES OF HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEMS  
2           THAT THE DEVELOPER HAS DEVELOPED OR INTENTIONALLY AND  
3           SUBSTANTIALLY MODIFIED AND CURRENTLY MAKES AVAILABLE TO A  
4           DEPLOYER OR OTHER DEVELOPER; AND

5           (II) HOW THE DEVELOPER MANAGES KNOWN OR REASONABLY  
6           FORESEEABLE RISKS OF ALGORITHMIC DISCRIMINATION THAT MAY ARISE  
7           FROM THE DEVELOPMENT OR INTENTIONAL AND SUBSTANTIAL  
8           MODIFICATION OF THE TYPES OF HIGH-RISK ARTIFICIAL INTELLIGENCE  
9           SYSTEMS DESCRIBED IN ACCORDANCE WITH SUBSECTION (4)(a)(I) OF THIS  
10          SECTION.

11          (b) A DEVELOPER SHALL UPDATE THE STATEMENT DESCRIBED IN  
12          SUBSECTION (4)(a) OF THIS SECTION:

13           (I) AS NECESSARY TO ENSURE THAT THE STATEMENT REMAINS  
14           ACCURATE; AND

15           (II) NO LATER THAN NINETY DAYS AFTER THE DEVELOPER  
16           INTENTIONALLY AND SUBSTANTIALLY MODIFIES ANY HIGH-RISK  
17           ARTIFICIAL INTELLIGENCE SYSTEM DESCRIBED IN SUBSECTION (4)(a)(I) OF  
18           THIS SECTION.

19          (5) ON AND AFTER FEBRUARY 1, 2026, A DEVELOPER OF A  
20          HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM SHALL DISCLOSE TO THE  
21          ATTORNEY GENERAL, IN A FORM AND MANNER PRESCRIBED BY THE  
22          ATTORNEY GENERAL, AND TO ALL KNOWN DEPLOYERS OR OTHER  
23          DEVELOPERS, OF THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM ANY  
24          KNOWN OR REASONABLY FORESEEABLE RISKS OF ALGORITHMIC  
25          DISCRIMINATION ARISING FROM THE INTENDED USES OF THE HIGH-RISK  
26          ARTIFICIAL INTELLIGENCE SYSTEM WITHOUT UNREASONABLE DELAY BUT  
27          NO LATER THAN NINETY DAYS AFTER THE DATE ON WHICH:

1           (a) THE DEVELOPER DISCOVERS THROUGH THE DEVELOPER'S  
2 ONGOING TESTING AND ANALYSIS THAT THE DEVELOPER'S HIGH-RISK  
3 ARTIFICIAL INTELLIGENCE SYSTEM HAS BEEN DEPLOYED AND HAS CAUSED  
4 OR IS REASONABLY LIKELY TO HAVE CAUSED ALGORITHMIC  
5 DISCRIMINATION; OR

6           (b) THE DEVELOPER RECEIVES FROM A DEPLOYER A CREDIBLE  
7 REPORT THAT THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM HAS BEEN  
8 DEPLOYED AND HAS CAUSED ALGORITHMIC DISCRIMINATION.

9           (6) NOTHING IN SUBSECTIONS (2) TO (5) OF THIS SECTION REQUIRES  
10 A DEVELOPER TO DISCLOSE A TRADE SECRET, INFORMATION PROTECTED  
11 FROM DISCLOSURE BY STATE OR FEDERAL LAW, OR INFORMATION THAT  
12 WOULD CREATE A SECURITY RISK TO THE DEVELOPER.

13           (7) ON AND AFTER FEBRUARY 1, 2026, THE ATTORNEY GENERAL  
14 MAY REQUIRE THAT A DEVELOPER DISCLOSE TO THE ATTORNEY GENERAL,  
15 NO LATER THAN NINETY DAYS AFTER THE REQUEST AND IN A FORM AND  
16 MANNER PRESCRIBED BY THE ATTORNEY GENERAL, THE STATEMENT OR  
17 DOCUMENTATION DESCRIBED IN SUBSECTION (2) OF THIS SECTION. THE  
18 ATTORNEY GENERAL MAY EVALUATE SUCH STATEMENT OR  
19 DOCUMENTATION TO ENSURE COMPLIANCE WITH THIS PART 16, AND THE  
20 STATEMENT OR DOCUMENTATION IS NOT SUBJECT TO DISCLOSURE UNDER  
21 THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE  
22 24. IN A DISCLOSURE PURSUANT TO THIS SUBSECTION (7), A DEVELOPER  
23 MAY DESIGNATE THE STATEMENT OR DOCUMENTATION AS INCLUDING  
24 PROPRIETARY INFORMATION OR A TRADE SECRET. TO THE EXTENT THAT  
25 ANY INFORMATION CONTAINED IN THE STATEMENT OR DOCUMENTATION  
26 INCLUDES INFORMATION SUBJECT TO ATTORNEY-CLIENT PRIVILEGE OR  
27 WORK-PRODUCT PROTECTION, THE DISCLOSURE DOES NOT CONSTITUTE A

1 WAIVER OF THE PRIVILEGE OR PROTECTION.

2 **6-1-1603. Deployer duty to avoid algorithmic discrimination**

3 **- risk management policy and program. (1) ON AND AFTER FEBRUARY**

4 **1, 2026, A DEPLOYER OF A HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM**

5 **SHALL USE REASONABLE CARE TO PROTECT CONSUMERS FROM ANY KNOWN**

6 **OR REASONABLY FORESEEABLE RISKS OF ALGORITHMIC DISCRIMINATION.**

7 **IN ANY ENFORCEMENT ACTION BROUGHT ON OR AFTER FEBRUARY 1, 2026,**

8 **BY THE ATTORNEY GENERAL PURSUANT TO SECTION 6-1-1606, THERE IS A**

9 **REBUTTABLE PRESUMPTION THAT A DEPLOYER OF A HIGH-RISK ARTIFICIAL**

10 **INTELLIGENCE SYSTEM USED REASONABLE CARE AS REQUIRED UNDER THIS**

11 **SECTION IF THE DEPLOYER COMPLIED WITH THIS SECTION AND ANY**

12 **ADDITIONAL REQUIREMENTS OR OBLIGATIONS AS SET FORTH IN RULES**

13 **PROMULGATED BY THE ATTORNEY GENERAL PURSUANT TO SECTION**

14 **6-1-1607.**

15 **(2) (a) ON AND AFTER FEBRUARY 1, 2026, AND EXCEPT AS**

16 **PROVIDED IN SUBSECTION (6) OF THIS SECTION, A DEPLOYER OF A**

17 **HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM SHALL IMPLEMENT A RISK**

18 **MANAGEMENT POLICY AND PROGRAM TO GOVERN THE DEPLOYER'S**

19 **DEPLOYMENT OF THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM. THE**

20 **RISK MANAGEMENT POLICY AND PROGRAM MUST SPECIFY AND**

21 **INCORPORATE THE PRINCIPLES, PROCESSES, AND PERSONNEL THAT THE**

22 **DEPLOYER USES TO IDENTIFY, DOCUMENT, AND MITIGATE KNOWN OR**

23 **REASONABLY FORESEEABLE RISKS OF ALGORITHMIC DISCRIMINATION. THE**

24 **RISK MANAGEMENT POLICY AND PROGRAM MUST BE AN ITERATIVE**

25 **PROCESS PLANNED, IMPLEMENTED, AND REGULARLY AND**

26 **SYSTEMATICALLY REVIEWED AND UPDATED OVER THE LIFE CYCLE OF A**

27 **HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM, REQUIRING REGULAR,**

1 SYSTEMATIC REVIEW AND UPDATES. A RISK MANAGEMENT POLICY AND  
2 PROGRAM IMPLEMENTED AND MAINTAINED PURSUANT TO THIS  
3 SUBSECTION (2) MUST BE REASONABLE CONSIDERING:

4 (I) (A) THE GUIDANCE AND STANDARDS SET FORTH IN THE LATEST  
5 VERSION OF THE "ARTIFICIAL INTELLIGENCE RISK MANAGEMENT  
6 FRAMEWORK" PUBLISHED BY THE NATIONAL INSTITUTE OF STANDARDS  
7 AND TECHNOLOGY IN THE UNITED STATES DEPARTMENT OF COMMERCE,  
8 STANDARD ISO/IEC 42001 OF THE INTERNATIONAL ORGANIZATION FOR  
9 STANDARDIZATION, OR ANOTHER NATIONALLY OR INTERNATIONALLY  
10 RECOGNIZED RISK MANAGEMENT FRAMEWORK FOR ARTIFICIAL  
11 INTELLIGENCE SYSTEMS, IF THE STANDARDS ARE SUBSTANTIALLY  
12 EQUIVALENT TO OR MORE STRINGENT THAN THE REQUIREMENTS OF THIS  
13 PART 16; OR

14 (B) ANY RISK MANAGEMENT FRAMEWORK FOR ARTIFICIAL  
15 INTELLIGENCE SYSTEMS THAT THE ATTORNEY GENERAL, IN THE ATTORNEY  
16 GENERAL'S DISCRETION, MAY DESIGNATE;

17 (II) THE SIZE AND COMPLEXITY OF THE DEPLOYER;

18 (III) THE NATURE AND SCOPE OF THE HIGH-RISK ARTIFICIAL  
19 INTELLIGENCE SYSTEMS DEPLOYED BY THE DEPLOYER, INCLUDING THE  
20 INTENDED USES OF THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEMS;

21 AND

22 (IV) THE SENSITIVITY AND VOLUME OF DATA PROCESSED IN  
23 CONNECTION WITH THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEMS  
24 DEPLOYED BY THE DEPLOYER.

25 (b) A RISK MANAGEMENT POLICY AND PROGRAM IMPLEMENTED  
26 PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION MAY COVER MULTIPLE  
27 HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEMS DEPLOYED BY THE

1 DEPLOYER.

2 (3) (a) EXCEPT AS PROVIDED IN SUBSECTIONS (3)(d), (3)(e), AND  
3 (6) OF THIS SECTION:

4 (I) A DEPLOYER, OR A THIRD PARTY CONTRACTED BY THE  
5 DEPLOYER, THAT DEPLOYS A HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM  
6 ON OR AFTER FEBRUARY 1, 2026, SHALL COMPLETE AN IMPACT  
7 ASSESSMENT FOR THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM; AND

8 (II) ON AND AFTER FEBRUARY 1, 2026, A DEPLOYER, OR A THIRD  
9 PARTY CONTRACTED BY THE DEPLOYER, SHALL COMPLETE AN IMPACT  
10 ASSESSMENT FOR A DEPLOYED HIGH-RISK ARTIFICIAL INTELLIGENCE  
11 SYSTEM AT LEAST ANNUALLY AND WITHIN NINETY DAYS AFTER ANY  
12 INTENTIONAL AND SUBSTANTIAL MODIFICATION TO THE HIGH-RISK  
13 ARTIFICIAL INTELLIGENCE SYSTEM IS MADE AVAILABLE.

14 (b) AN IMPACT ASSESSMENT COMPLETED PURSUANT TO THIS  
15 SUBSECTION (3) MUST INCLUDE, AT A MINIMUM, AND TO THE EXTENT  
16 REASONABLY KNOWN BY OR AVAILABLE TO THE DEPLOYER:

17 (I) A STATEMENT BY THE DEPLOYER DISCLOSING THE PURPOSE,  
18 INTENDED USE CASES, AND DEPLOYMENT CONTEXT OF, AND BENEFITS  
19 AFFORDED BY, THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM;

20 (II) AN ANALYSIS OF WHETHER THE DEPLOYMENT OF THE  
21 HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM POSES ANY KNOWN OR  
22 REASONABLY FORESEEABLE RISKS OF ALGORITHMIC DISCRIMINATION AND,  
23 IF SO, THE NATURE OF THE ALGORITHMIC DISCRIMINATION AND THE STEPS  
24 THAT HAVE BEEN TAKEN TO MITIGATE THE RISKS;

25 (III) A DESCRIPTION OF THE CATEGORIES OF DATA THE HIGH-RISK  
26 ARTIFICIAL INTELLIGENCE SYSTEM PROCESSES AS INPUTS AND THE  
27 OUTPUTS THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM PRODUCES;



1           (IV) IF THE DEPLOYER USED DATA TO CUSTOMIZE THE HIGH-RISK  
2           ARTIFICIAL INTELLIGENCE SYSTEM, AN OVERVIEW OF THE CATEGORIES OF  
3           DATA THE DEPLOYER USED TO CUSTOMIZE THE HIGH-RISK ARTIFICIAL  
4           INTELLIGENCE SYSTEM;

5           (V) ANY METRICS USED TO EVALUATE THE PERFORMANCE AND  
6           KNOWN LIMITATIONS OF THE HIGH-RISK ARTIFICIAL INTELLIGENCE  
7           SYSTEM;

8           (VI) A DESCRIPTION OF ANY TRANSPARENCY MEASURES TAKEN  
9           CONCERNING THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM,  
10          INCLUDING ANY MEASURES TAKEN TO DISCLOSE TO A CONSUMER THAT THE  
11          HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM IS IN USE WHEN THE  
12          HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM IS IN USE; AND

13          (VII) A DESCRIPTION OF THE POST-DEPLOYMENT MONITORING AND  
14          USER SAFEGUARDS PROVIDED CONCERNING THE HIGH-RISK ARTIFICIAL  
15          INTELLIGENCE SYSTEM, INCLUDING THE OVERSIGHT, USE, AND LEARNING  
16          PROCESS ESTABLISHED BY THE DEPLOYER TO ADDRESS ISSUES ARISING  
17          FROM THE DEPLOYMENT OF THE HIGH-RISK ARTIFICIAL INTELLIGENCE  
18          SYSTEM.

19          (c) IN ADDITION TO THE INFORMATION REQUIRED UNDER  
20          SUBSECTION (3)(b) OF THIS SECTION, AN IMPACT ASSESSMENT COMPLETED  
21          PURSUANT TO THIS SUBSECTION (3) FOLLOWING AN INTENTIONAL AND  
22          SUBSTANTIAL MODIFICATION TO A HIGH-RISK ARTIFICIAL INTELLIGENCE  
23          SYSTEM ON OR AFTER FEBRUARY 1, 2026, MUST INCLUDE A STATEMENT  
24          DISCLOSING THE EXTENT TO WHICH THE HIGH-RISK ARTIFICIAL  
25          INTELLIGENCE SYSTEM WAS USED IN A MANNER THAT WAS CONSISTENT  
26          WITH, OR VARIED FROM, THE DEVELOPER'S INTENDED USES OF THE  
27          HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM.

1           (d) A SINGLE IMPACT ASSESSMENT MAY ADDRESS A COMPARABLE  
2 SET OF HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEMS DEPLOYED BY A  
3 DEPLOYER.

4           (e) IF A DEPLOYER, OR A THIRD PARTY CONTRACTED BY THE  
5 DEPLOYER, COMPLETES AN IMPACT ASSESSMENT FOR THE PURPOSE OF  
6 COMPLYING WITH ANOTHER APPLICABLE LAW OR REGULATION, THE  
7 IMPACT ASSESSMENT SATISFIES THE REQUIREMENTS ESTABLISHED IN THIS  
8 SUBSECTION (3) IF THE IMPACT ASSESSMENT IS REASONABLY SIMILAR IN  
9 SCOPE AND EFFECT TO THE IMPACT ASSESSMENT THAT WOULD OTHERWISE  
10 BE COMPLETED PURSUANT TO THIS SUBSECTION (3).

11           (f) A DEPLOYER SHALL MAINTAIN THE MOST RECENTLY  
12 COMPLETED IMPACT ASSESSMENT FOR A HIGH-RISK ARTIFICIAL  
13 INTELLIGENCE SYSTEM AS REQUIRED UNDER THIS SUBSECTION (3), ALL  
14 RECORDS CONCERNING EACH IMPACT ASSESSMENT, AND ALL PRIOR IMPACT  
15 ASSESSMENTS, IF ANY, FOR AT LEAST THREE YEARS FOLLOWING THE FINAL  
16 DEPLOYMENT OF THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM.

17           (g) ON OR BEFORE FEBRUARY 1, 2026, AND AT LEAST ANNUALLY  
18 THEREAFTER, A DEPLOYER, OR A THIRD PARTY CONTRACTED BY THE  
19 DEPLOYER, MUST REVIEW THE DEPLOYMENT OF EACH HIGH-RISK  
20 ARTIFICIAL INTELLIGENCE SYSTEM DEPLOYED BY THE DEPLOYER TO  
21 ENSURE THAT THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM IS NOT  
22 CAUSING ALGORITHMIC DISCRIMINATION.

23           (4) (a) ON AND AFTER FEBRUARY 1, 2026, AND NO LATER THAN  
24 THE TIME THAT A DEPLOYER DEPLOYS A HIGH-RISK ARTIFICIAL  
25 INTELLIGENCE SYSTEM TO MAKE, OR BE A SUBSTANTIAL FACTOR IN  
26 MAKING, A CONSEQUENTIAL DECISION CONCERNING A CONSUMER, THE  
27 DEPLOYER SHALL:

1           (I) NOTIFY THE CONSUMER THAT THE DEPLOYER HAS DEPLOYED A  
2           HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM TO MAKE, OR BE A  
3           SUBSTANTIAL FACTOR IN MAKING, A CONSEQUENTIAL DECISION BEFORE  
4           THE DECISION IS MADE;

5           (II) PROVIDE TO THE CONSUMER A STATEMENT DISCLOSING THE  
6           PURPOSE OF THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM AND THE  
7           NATURE OF THE CONSEQUENTIAL DECISION; THE CONTACT INFORMATION  
8           FOR THE DEPLOYER; A DESCRIPTION, IN PLAIN LANGUAGE, OF THE  
9           HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM; AND INSTRUCTIONS ON HOW  
10          TO ACCESS THE STATEMENT REQUIRED BY SUBSECTION (5)(a) OF THIS  
11          SECTION; AND

12          (III) PROVIDE TO THE CONSUMER INFORMATION, IF APPLICABLE,  
13          REGARDING THE CONSUMER'S RIGHT TO OPT OUT OF THE PROCESSING OF  
14          PERSONAL DATA CONCERNING THE CONSUMER FOR PURPOSES OF  
15          PROFILING IN FURTHERANCE OF DECISIONS THAT PRODUCE LEGAL OR  
16          SIMILARLY SIGNIFICANT EFFECTS CONCERNING THE CONSUMER UNDER  
17          SECTION 6-1-1306 (1)(a)(I)(C).

18          (b) ON AND AFTER FEBRUARY 1, 2026, A DEPLOYER THAT HAS  
19          DEPLOYED A HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM TO MAKE, OR  
20          BE A SUBSTANTIAL FACTOR IN MAKING, A CONSEQUENTIAL DECISION  
21          CONCERNING A CONSUMER SHALL, IF THE CONSEQUENTIAL DECISION IS  
22          ADVERSE TO THE CONSUMER, PROVIDE TO THE CONSUMER:

23                (I) A STATEMENT DISCLOSING THE PRINCIPAL REASON OR REASONS  
24                FOR THE CONSEQUENTIAL DECISION, INCLUDING:

25                    (A) THE DEGREE TO WHICH, AND MANNER IN WHICH, THE  
26                    HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM CONTRIBUTED TO THE  
27                    CONSEQUENTIAL DECISION;

1           (B) THE TYPE OF DATA THAT WAS PROCESSED BY THE HIGH-RISK  
2           ARTIFICIAL INTELLIGENCE SYSTEM IN MAKING THE CONSEQUENTIAL  
3           DECISION; AND

4           (C) THE SOURCE OR SOURCES OF THE DATA DESCRIBED IN  
5           SUBSECTION (4)(b)(I)(B) OF THIS SECTION;

6           (II) AN OPPORTUNITY TO CORRECT ANY INCORRECT PERSONAL  
7           DATA THAT THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM PROCESSED  
8           IN MAKING, OR AS A SUBSTANTIAL FACTOR IN MAKING, THE  
9           CONSEQUENTIAL DECISION; AND

10          (III) AN OPPORTUNITY TO APPEAL AN ADVERSE CONSEQUENTIAL  
11          DECISION CONCERNING THE CONSUMER ARISING FROM THE DEPLOYMENT  
12          OF A HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM, WHICH APPEAL MUST,  
13          IF TECHNICALLY FEASIBLE, ALLOW FOR HUMAN REVIEW UNLESS PROVIDING  
14          THE OPPORTUNITY FOR APPEAL IS NOT IN THE BEST INTEREST OF THE  
15          CONSUMER, INCLUDING IN INSTANCES IN WHICH ANY DELAY MIGHT POSE  
16          A RISK TO THE LIFE OR SAFETY OF SUCH CONSUMER.

17          (c) (I) EXCEPT AS PROVIDED IN SUBSECTION (4)(c)(II) OF THIS  
18          SECTION, A DEPLOYER SHALL PROVIDE THE NOTICE, STATEMENT, CONTACT  
19          INFORMATION, AND DESCRIPTION REQUIRED BY SUBSECTIONS (4)(a) AND  
20          (4)(b) OF THIS SECTION:

21               (A) DIRECTLY TO THE CONSUMER;

22               (B) IN PLAIN LANGUAGE;

23               (C) IN ALL LANGUAGES IN WHICH THE DEPLOYER, IN THE  
24               ORDINARY COURSE OF THE DEPLOYER'S BUSINESS, PROVIDES CONTRACTS,  
25               DISCLAIMERS, SALE ANNOUNCEMENTS, AND OTHER INFORMATION TO  
26               CONSUMERS; AND

27               (D) IN A FORMAT THAT IS ACCESSIBLE TO CONSUMERS WITH

1 DISABILITIES.

2 (II) IF THE DEPLOYER IS UNABLE TO PROVIDE THE NOTICE,  
3 STATEMENT, CONTACT INFORMATION, AND DESCRIPTION REQUIRED BY  
4 SUBSECTIONS (4)(a) AND (4)(b) OF THIS SECTION DIRECTLY TO THE  
5 CONSUMER, THE DEPLOYER SHALL MAKE THE NOTICE, STATEMENT,  
6 CONTACT INFORMATION, AND DESCRIPTION AVAILABLE IN A MANNER THAT  
7 IS REASONABLY CALCULATED TO ENSURE THAT THE CONSUMER RECEIVES  
8 THE NOTICE, STATEMENT, CONTACT INFORMATION, AND DESCRIPTION.

9 (5) (a) ON AND AFTER FEBRUARY 1, 2026, AND EXCEPT AS  
10 PROVIDED IN SUBSECTION (6) OF THIS SECTION, A DEPLOYER SHALL MAKE  
11 AVAILABLE, IN A MANNER THAT IS CLEAR AND READILY AVAILABLE ON THE  
12 DEPLOYER'S WEBSITE, A STATEMENT SUMMARIZING:

13 (I) THE TYPES OF HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEMS  
14 THAT ARE CURRENTLY DEPLOYED BY THE DEPLOYER;

15 (II) HOW THE DEPLOYER MANAGES KNOWN OR REASONABLY  
16 FORESEEABLE RISKS OF ALGORITHMIC DISCRIMINATION THAT MAY ARISE  
17 FROM THE DEPLOYMENT OF EACH HIGH-RISK ARTIFICIAL INTELLIGENCE  
18 SYSTEM DESCRIBED PURSUANT TO SUBSECTION (5)(a)(I) OF THIS SECTION;

19 AND

20 (III) IN DETAIL, THE NATURE, SOURCE, AND EXTENT OF THE  
21 INFORMATION COLLECTED AND USED BY THE DEPLOYER.

22 (b) A DEPLOYER SHALL PERIODICALLY UPDATE THE STATEMENT  
23 DESCRIBED IN SUBSECTION (5)(a) OF THIS SECTION.

24 (6) SUBSECTIONS (2), (3), AND (5) OF THIS SECTION DO NOT APPLY  
25 TO A DEPLOYER IF, AT THE TIME THE DEPLOYER DEPLOYS A HIGH-RISK  
26 ARTIFICIAL INTELLIGENCE SYSTEM AND AT ALL TIMES WHILE THE  
27 HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM IS DEPLOYED:

1           (a) THE DEPLOYER:  
2           (I) EMPLOYS FEWER THAN FIFTY FULL-TIME EQUIVALENT  
3 EMPLOYEES; AND  
4           (II) DOES NOT USE THE DEPLOYER'S OWN DATA TO TRAIN THE  
5 HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM;  
6           (b) THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM:  
7           (I) IS USED FOR THE INTENDED USES THAT ARE DISCLOSED TO THE  
8 DEPLOYER AS REQUIRED BY SECTION 6-1-1602 (2)(a); AND  
9           (II) CONTINUES LEARNING BASED ON DATA DERIVED FROM  
10 SOURCES OTHER THAN THE DEPLOYER'S OWN DATA; AND  
11           (c) THE DEPLOYER MAKES AVAILABLE TO CONSUMERS ANY IMPACT  
12 ASSESSMENT THAT:  
13           (I) THE DEVELOPER OF THE HIGH-RISK ARTIFICIAL INTELLIGENCE  
14 SYSTEM HAS COMPLETED AND PROVIDED TO THE DEPLOYER; AND  
15           (II) INCLUDES INFORMATION THAT IS SUBSTANTIALLY SIMILAR TO  
16 THE INFORMATION IN THE IMPACT ASSESSMENT REQUIRED UNDER  
17 SUBSECTION (3)(b) OF THIS SECTION.  
18           (7) IF A DEPLOYER DEPLOYS A HIGH-RISK ARTIFICIAL INTELLIGENCE  
19 SYSTEM ON OR AFTER FEBRUARY 1, 2026, AND SUBSEQUENTLY DISCOVERS  
20 THAT THE HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM HAS CAUSED  
21 ALGORITHMIC DISCRIMINATION, THE DEPLOYER, WITHOUT UNREASONABLE  
22 DELAY, BUT NO LATER THAN NINETY DAYS AFTER THE DATE OF THE  
23 DISCOVERY, SHALL SEND TO THE ATTORNEY GENERAL, IN A FORM AND  
24 MANNER PRESCRIBED BY THE ATTORNEY GENERAL, A NOTICE DISCLOSING  
25 THE DISCOVERY.  
26           (8) NOTHING IN SUBSECTIONS (2) TO (5) AND (7) OF THIS SECTION  
27 REQUIRES A DEPLOYER TO DISCLOSE A TRADE SECRET OR INFORMATION

1 PROTECTED FROM DISCLOSURE BY STATE OR FEDERAL LAW. TO THE  
2 EXTENT THAT A DEPLOYER WITHHOLDS INFORMATION PURSUANT TO THIS  
3 SUBSECTION (8) OR SECTION 6-1-1605 (5), THE DEPLOYER SHALL NOTIFY  
4 THE CONSUMER AND PROVIDE A BASIS FOR THE WITHHOLDING.

5 (9) ON AND AFTER FEBRUARY 1, 2026, THE ATTORNEY GENERAL  
6 MAY REQUIRE THAT A DEPLOYER, OR A THIRD PARTY CONTRACTED BY THE  
7 DEPLOYER, DISCLOSE TO THE ATTORNEY GENERAL, NO LATER THAN  
8 NINETY DAYS AFTER THE REQUEST AND IN A FORM AND MANNER  
9 PRESCRIBED BY THE ATTORNEY GENERAL, THE RISK MANAGEMENT POLICY  
10 IMPLEMENTED PURSUANT TO SUBSECTION (2) OF THIS SECTION, THE  
11 IMPACT ASSESSMENT COMPLETED PURSUANT TO SUBSECTION (3) OF THIS  
12 SECTION, OR THE RECORDS MAINTAINED PURSUANT TO SUBSECTION (3)(f)  
13 OF THIS SECTION. THE ATTORNEY GENERAL MAY EVALUATE THE RISK  
14 MANAGEMENT POLICY, IMPACT ASSESSMENT, OR RECORDS TO ENSURE  
15 COMPLIANCE WITH THIS PART 16, AND THE RISK MANAGEMENT POLICY,  
16 IMPACT ASSESSMENT, AND RECORDS ARE NOT SUBJECT TO DISCLOSURE  
17 UNDER THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF  
18 TITLE 24. IN A DISCLOSURE PURSUANT TO THIS SUBSECTION (9), A  
19 DEPLOYER MAY DESIGNATE THE STATEMENT OR DOCUMENTATION AS  
20 INCLUDING PROPRIETARY INFORMATION OR A TRADE SECRET. TO THE  
21 EXTENT THAT ANY INFORMATION CONTAINED IN THE RISK MANAGEMENT  
22 POLICY, IMPACT ASSESSMENT, OR RECORDS INCLUDE INFORMATION  
23 SUBJECT TO ATTORNEY-CLIENT PRIVILEGE OR WORK-PRODUCT  
24 PROTECTION, THE DISCLOSURE DOES NOT CONSTITUTE A WAIVER OF THE  
25 PRIVILEGE OR PROTECTION.

26 **6-1-1604. Disclosure of an artificial intelligence system to**  
27 **consumer. (1) ON AND AFTER FEBRUARY 1, 2026, AND EXCEPT AS**

1 PROVIDED IN SUBSECTION (2) OF THIS SECTION, A DEPLOYER OR OTHER  
2 DEVELOPER THAT DEPLOYS, OFFERS, SELLS, LEASES, LICENSES, GIVES, OR  
3 OTHERWISE MAKES AVAILABLE AN ARTIFICIAL INTELLIGENCE SYSTEM  
4 THAT IS INTENDED TO INTERACT WITH CONSUMERS SHALL ENSURE THE  
5 DISCLOSURE TO EACH CONSUMER WHO INTERACTS WITH THE ARTIFICIAL  
6 INTELLIGENCE SYSTEM THAT THE CONSUMER IS INTERACTING WITH AN  
7 ARTIFICIAL INTELLIGENCE SYSTEM.

8 (2) DISCLOSURE IS NOT REQUIRED UNDER SUBSECTION (1) OF THIS  
9 SECTION UNDER CIRCUMSTANCES IN WHICH IT WOULD BE OBVIOUS TO A  
10 REASONABLE PERSON THAT THE PERSON IS INTERACTING WITH A HIGH-RISK  
11 ARTIFICIAL INTELLIGENCE SYSTEM.

12 **6-1-1605. Compliance with other legal obligations -**  
13 **definitions. (1) NOTHING IN THIS PART 16 RESTRICTS A DEVELOPER'S, A**  
14 **DEPLOYER'S, OR OTHER PERSON'S ABILITY TO:**

15 (a) COMPLY WITH FEDERAL, STATE, OR MUNICIPAL LAWS,  
16 ORDINANCES, OR REGULATIONS;

17 (b) COMPLY WITH A CIVIL, CRIMINAL, OR REGULATORY INQUIRY,  
18 INVESTIGATION, SUBPOENA, OR SUMMONS BY A FEDERAL, A STATE, A  
19 MUNICIPAL, OR OTHER GOVERNMENTAL AUTHORITY;

20 (c) COOPERATE WITH A LAW ENFORCEMENT AGENCY CONCERNING  
21 CONDUCT OR ACTIVITY THAT THE DEVELOPER, DEPLOYER, OR OTHER  
22 PERSON REASONABLY AND IN GOOD FAITH BELIEVES MAY VIOLATE  
23 FEDERAL, STATE, OR MUNICIPAL LAWS, ORDINANCES, OR REGULATIONS;

24 (d) INVESTIGATE, ESTABLISH, EXERCISE, PREPARE FOR, OR DEFEND  
25 LEGAL CLAIMS;

26 (e) TAKE IMMEDIATE STEPS TO PROTECT AN INTEREST THAT IS  
27 ESSENTIAL FOR THE LIFE OR PHYSICAL SAFETY OF A CONSUMER OR



1 ANOTHER INDIVIDUAL;

2 (f) BY ANY MEANS OTHER THAN THE USE OF FACIAL RECOGNITION  
3 TECHNOLOGY, PREVENT, DETECT, PROTECT AGAINST, OR RESPOND TO  
4 SECURITY INCIDENTS, IDENTITY THEFT, FRAUD, HARASSMENT, MALICIOUS  
5 OR DECEPTIVE ACTIVITIES, OR ILLEGAL ACTIVITY; INVESTIGATE, REPORT,  
6 OR PROSECUTE THE PERSONS RESPONSIBLE FOR ANY SUCH ACTION; OR  
7 PRESERVE THE INTEGRITY OR SECURITY OF SYSTEMS;

8 (g) ENGAGE IN PUBLIC OR PEER-REVIEWED SCIENTIFIC OR  
9 STATISTICAL RESEARCH IN THE PUBLIC INTEREST THAT ADHERES TO ALL  
10 OTHER APPLICABLE ETHICS AND PRIVACY LAWS AND IS CONDUCTED IN  
11 ACCORDANCE WITH 45 CFR 46, AS AMENDED, OR RELEVANT  
12 REQUIREMENTS ESTABLISHED BY THE FEDERAL FOOD AND DRUG  
13 ADMINISTRATION;

14 (h) CONDUCT RESEARCH, TESTING, AND DEVELOPMENT ACTIVITIES  
15 REGARDING AN ARTIFICIAL INTELLIGENCE SYSTEM OR MODEL, OTHER THAN  
16 TESTING CONDUCTED UNDER REAL-WORLD CONDITIONS, BEFORE THE  
17 ARTIFICIAL INTELLIGENCE SYSTEM OR MODEL IS PLACED ON THE MARKET,  
18 DEPLOYED, OR PUT INTO SERVICE, AS APPLICABLE; OR

19 (i) ASSIST ANOTHER DEVELOPER, DEPLOYER, OR OTHER PERSON  
20 WITH ANY OF THE OBLIGATIONS IMPOSED UNDER THIS PART 16.

21 (2) THE OBLIGATIONS IMPOSED ON DEVELOPERS, DEPLOYERS, OR  
22 OTHER PERSONS UNDER THIS PART 16 DO NOT RESTRICT A DEVELOPER'S, A  
23 DEPLOYER'S, OR OTHER PERSON'S ABILITY TO:

24 (a) EFFECTUATE A PRODUCT RECALL; OR

25 (b) IDENTIFY AND REPAIR TECHNICAL ERRORS THAT IMPAIR  
26 EXISTING OR INTENDED FUNCTIONALITY.

27 (3) THE OBLIGATIONS IMPOSED ON DEVELOPERS, DEPLOYERS, OR

1 OTHER PERSONS UNDER THIS PART 16 DO NOT APPLY WHERE COMPLIANCE  
2 WITH THIS PART 16 BY THE DEVELOPER, DEPLOYER, OR OTHER PERSON  
3 WOULD VIOLATE AN EVIDENTIARY PRIVILEGE UNDER THE LAWS OF THIS  
4 STATE.

5 (4) NOTHING IN THIS PART 16 IMPOSES ANY OBLIGATION ON A  
6 DEVELOPER, A DEPLOYER, OR OTHER PERSON THAT ADVERSELY AFFECTS  
7 THE RIGHTS OR FREEDOMS OF A PERSON, INCLUDING THE RIGHTS OF A  
8 PERSON TO FREEDOM OF SPEECH OR FREEDOM OF THE PRESS THAT ARE  
9 GUARANTEED IN:

10 (a) THE FIRST AMENDMENT TO THE UNITED STATES CONSTITUTION;  
11 OR  
12 (b) SECTION 10 OF ARTICLE II OF THE STATE CONSTITUTION.

13 (5) NOTHING IN THIS PART 16 APPLIES TO A DEVELOPER, A  
14 DEPLOYER, OR OTHER PERSON:

15 (a) IN SO FAR AS THE DEVELOPER, DEPLOYER, OR OTHER PERSON  
16 DEVELOPS, DEPLOYS, PUTS INTO SERVICE, OR INTENTIONALLY AND  
17 SUBSTANTIALLY MODIFIES, AS APPLICABLE, A HIGH-RISK ARTIFICIAL  
18 INTELLIGENCE SYSTEM:

19 (I) THAT HAS BEEN APPROVED, AUTHORIZED, CERTIFIED, CLEARED,  
20 DEVELOPED, OR GRANTED BY A FEDERAL AGENCY, SUCH AS THE FEDERAL  
21 FOOD AND DRUG ADMINISTRATION OR THE FEDERAL AVIATION  
22 ADMINISTRATION, ACTING WITHIN THE SCOPE OF THE FEDERAL AGENCY'S  
23 AUTHORITY, OR BY A REGULATED ENTITY SUBJECT TO THE SUPERVISION  
24 AND REGULATION OF THE FEDERAL HOUSING FINANCE AGENCY; OR

25 (II) IN COMPLIANCE WITH STANDARDS ESTABLISHED BY A FEDERAL  
26 AGENCY, INCLUDING STANDARDS ESTABLISHED BY THE FEDERAL OFFICE  
27 OF THE NATIONAL COORDINATOR FOR HEALTH INFORMATION

1 TECHNOLOGY, OR BY A REGULATED ENTITY SUBJECT TO THE SUPERVISION  
2 AND REGULATION OF THE FEDERAL HOUSING FINANCE AGENCY, IF THE  
3 STANDARDS ARE SUBSTANTIALLY EQUIVALENT OR MORE STRINGENT THAN  
4 THE REQUIREMENTS OF THIS PART 16;

5 (b) CONDUCTING RESEARCH TO SUPPORT AN APPLICATION FOR  
6 APPROVAL OR CERTIFICATION FROM A FEDERAL AGENCY, INCLUDING THE  
7 FEDERAL AVIATION ADMINISTRATION, THE FEDERAL COMMUNICATIONS  
8 COMMISSION, OR THE FEDERAL FOOD AND DRUG ADMINISTRATION OR  
9 RESEARCH TO SUPPORT AN APPLICATION OTHERWISE SUBJECT TO REVIEW  
10 BY THE FEDERAL AGENCY;

11 (c) PERFORMING WORK UNDER, OR IN CONNECTION WITH, A  
12 CONTRACT WITH THE UNITED STATES DEPARTMENT OF COMMERCE, THE  
13 UNITED STATES DEPARTMENT OF DEFENSE, OR THE NATIONAL  
14 AERONAUTICS AND SPACE ADMINISTRATION, UNLESS THE DEVELOPER,  
15 DEPLOYER, OR OTHER PERSON IS PERFORMING THE WORK ON A HIGH-RISK  
16 ARTIFICIAL INTELLIGENCE SYSTEM THAT IS USED TO MAKE, OR IS A  
17 SUBSTANTIAL FACTOR IN MAKING, A DECISION CONCERNING EMPLOYMENT  
18 OR HOUSING; OR

19 (d) THAT IS A COVERED ENTITY WITHIN THE MEANING OF THE  
20 FEDERAL "HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT  
21 OF 1996", 42 U.S.C. SECS. 1320d TO 1320d-9, AND THE REGULATIONS  
22 PROMULGATED UNDER THE FEDERAL ACT, AS BOTH MAY BE AMENDED  
23 FROM TIME TO TIME, AND IS PROVIDING HEALTH-CARE RECOMMENDATIONS  
24 THAT:

25 (I) ARE GENERATED BY AN ARTIFICIAL INTELLIGENCE SYSTEM;  
26 (II) REQUIRE A HEALTH-CARE PROVIDER TO TAKE ACTION TO  
27 IMPLEMENT THE RECOMMENDATIONS; AND

1           (III) ARE NOT CONSIDERED TO BE HIGH RISK.

2           (6) NOTHING IN THIS PART 16 APPLIES TO ANY ARTIFICIAL  
3 INTELLIGENCE SYSTEM THAT IS ACQUIRED BY OR FOR THE FEDERAL  
4 GOVERNMENT OR ANY FEDERAL AGENCY OR DEPARTMENT, INCLUDING THE  
5 UNITED STATES DEPARTMENT OF COMMERCE, THE UNITED STATES  
6 DEPARTMENT OF DEFENSE, OR THE NATIONAL AERONAUTICS AND SPACE  
7 ADMINISTRATION, UNLESS THE ARTIFICIAL INTELLIGENCE SYSTEM IS A  
8 HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM THAT IS USED TO MAKE, OR  
9 IS A SUBSTANTIAL FACTOR IN MAKING, A DECISION CONCERNING  
10 EMPLOYMENT OR HOUSING.

11           (7) AN INSURER, AS DEFINED IN SECTION 10-1-102 (13), A  
12 FRATERNAL BENEFIT SOCIETY, AS DESCRIBED IN SECTION 10-14-102, OR A  
13 DEVELOPER OF AN ARTIFICIAL INTELLIGENCE SYSTEM USED BY AN INSURER  
14 IS IN FULL COMPLIANCE WITH THIS PART 16 IF THE INSURER, THE  
15 FRATERNAL BENEFIT SOCIETY, OR THE DEVELOPER IS SUBJECT TO THE  
16 REQUIREMENTS OF SECTION 10-3-1104.9 AND ANY RULES ADOPTED BY THE  
17 COMMISSIONER OF INSURANCE PURSUANT TO SECTION 10-3-1104.9.

18           (8) (a) A BANK, OUT-OF-STATE BANK, CREDIT UNION CHARTERED  
19 BY THE STATE OF COLORADO, FEDERAL CREDIT UNION, OUT-OF-STATE  
20 CREDIT UNION, OR ANY AFFILIATE OR SUBSIDIARY THEREOF, IS IN FULL  
21 COMPLIANCE WITH THIS PART 16 IF THE BANK, OUT-OF-STATE BANK,  
22 CREDIT UNION CHARTERED BY THE STATE OF COLORADO, FEDERAL CREDIT  
23 UNION, OUT-OF-STATE CREDIT UNION, OR AFFILIATE OR SUBSIDIARY IS  
24 SUBJECT TO EXAMINATION BY A STATE OR FEDERAL PRUDENTIAL  
25 REGULATOR UNDER ANY PUBLISHED GUIDANCE OR REGULATIONS THAT  
26 APPLY TO THE USE OF HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEMS AND  
27 THE GUIDANCE OR REGULATIONS:

1           (I) IMPOSE REQUIREMENTS THAT ARE SUBSTANTIALLY EQUIVALENT  
2 TO OR MORE STRINGENT THAN THE REQUIREMENTS IMPOSED IN THIS PART  
3 16; AND

4           (II) AT A MINIMUM, REQUIRE THE BANK, OUT-OF-STATE BANK,  
5 CREDIT UNION CHARTERED BY THE STATE OF COLORADO, FEDERAL CREDIT  
6 UNION, OUT-OF-STATE CREDIT UNION, OR AFFILIATE OR SUBSIDIARY TO:

7           (A) REGULARLY AUDIT THE BANK'S, OUT-OF-STATE BANK'S,  
8 CREDIT UNION CHARTERED BY THE STATE OF COLORADO'S, FEDERAL  
9 CREDIT UNION'S, OUT-OF-STATE CREDIT UNION'S, OR AFFILIATE'S OR  
10 SUBSIDIARY'S USE OF HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEMS FOR  
11 COMPLIANCE WITH STATE AND FEDERAL ANTIDISCRIMINATION LAWS AND  
12 REGULATIONS APPLICABLE TO THE BANK, OUT-OF-STATE BANK, CREDIT  
13 UNION CHARTERED BY THE STATE OF COLORADO, FEDERAL CREDIT UNION,  
14 OUT-OF-STATE CREDIT UNION, OR AFFILIATE OR SUBSIDIARY; AND

15           (B) MITIGATE ANY ALGORITHMIC DISCRIMINATION CAUSED BY THE  
16 USE OF A HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM OR ANY RISK OF  
17 ALGORITHMIC DISCRIMINATION THAT IS REASONABLY FORESEEABLE AS A  
18 RESULT OF THE USE OF A HIGH-RISK ARTIFICIAL INTELLIGENCE SYSTEM.

19           (b) AS USED IN THIS SUBSECTION (8):

20           (I) "AFFILIATE" HAS THE MEANING SET FORTH IN SECTION  
21 11-101-401 (3.5).

22           (II) "BANK" HAS THE MEANING SET FORTH IN SECTION 11-101-401  
23 (5).

24           (III) "CREDIT UNION" HAS THE MEANING SET FORTH IN SECTION  
25 11-30-101 (1)(a).

26           (IV) "OUT-OF-STATE BANK" HAS THE MEANING SET FORTH IN  
27 SECTION 11-101-401 (50).

1           (9) IF A DEVELOPER, A DEPLOYER, OR OTHER PERSON ENGAGES IN  
2 AN ACTION PURSUANT TO AN EXEMPTION SET FORTH IN THIS SECTION, THE  
3 DEVELOPER, DEPLOYER, OR OTHER PERSON BEARS THE BURDEN OF  
4 DEMONSTRATING THAT THE ACTION QUALIFIES FOR THE EXEMPTION.

5           **6-1-1606. Enforcement by attorney general.**

6           (1) NOTWITHSTANDING SECTION 6-1-103, THE ATTORNEY GENERAL HAS  
7 EXCLUSIVE AUTHORITY TO ENFORCE THIS PART 16.

8           (2) EXCEPT AS PROVIDED IN SUBSECTION (3) OF THIS SECTION, A  
9 VIOLATION OF THE REQUIREMENTS ESTABLISHED IN THIS PART 16  
10 CONSTITUTES AN UNFAIR TRADE PRACTICE PURSUANT TO SECTION 6-1-105  
11 (1)(eeee).

12           (3) IN ANY ACTION COMMENCED BY THE ATTORNEY GENERAL TO  
13 ENFORCE THIS PART 16, IT IS AN AFFIRMATIVE DEFENSE THAT THE  
14 DEVELOPER, DEPLOYER, OR OTHER PERSON:

15           (a) DISCOVERS AND CURES A VIOLATION OF THIS PART 16 AS A  
16 RESULT OF:

17           (I) FEEDBACK THAT THE DEVELOPER, DEPLOYER, OR OTHER  
18 PERSON ENCOURAGES DEPLOYERS OR USERS TO PROVIDE TO THE  
19 DEVELOPER, DEPLOYER, OR OTHER PERSON;

20           (II) ADVERSARIAL TESTING OR RED TEAMING, AS THOSE TERMS  
21 ARE DEFINED OR USED BY THE NATIONAL INSTITUTE OF STANDARDS AND  
22 TECHNOLOGY; OR

23           (III) AN INTERNAL REVIEW PROCESS; AND

24           (b) IS OTHERWISE IN COMPLIANCE WITH:

25           (I) THE LATEST VERSION OF THE "ARTIFICIAL INTELLIGENCE RISK  
26 MANAGEMENT FRAMEWORK" PUBLISHED BY THE NATIONAL INSTITUTE OF  
27 STANDARDS AND TECHNOLOGY IN THE UNITED STATES DEPARTMENT OF

1 COMMERCE AND STANDARD ISO/IEC 42001 OF THE INTERNATIONAL  
2 ORGANIZATION FOR STANDARDIZATION;

3 (II) ANOTHER NATIONALLY OR INTERNATIONALLY RECOGNIZED  
4 RISK MANAGEMENT FRAMEWORK FOR ARTIFICIAL INTELLIGENCE SYSTEMS,  
5 IF THE STANDARDS ARE SUBSTANTIALLY EQUIVALENT TO OR MORE  
6 STRINGENT THAN THE REQUIREMENTS OF THIS PART 16; OR

7 (III) ANY RISK MANAGEMENT FRAMEWORK FOR ARTIFICIAL  
8 INTELLIGENCE SYSTEMS THAT THE ATTORNEY GENERAL, IN THE ATTORNEY  
9 GENERAL'S DISCRETION, MAY DESIGNATE AND, IF DESIGNATED, SHALL  
10 PUBLICLY DISSEMINATE.

11 (4) A DEVELOPER, A DEPLOYER, OR OTHER PERSON BEARS THE  
12 BURDEN OF DEMONSTRATING TO THE ATTORNEY GENERAL THAT THE  
13 REQUIREMENTS ESTABLISHED IN SUBSECTION (3) OF THIS SECTION HAVE  
14 BEEN SATISFIED.

15 (5) NOTHING IN THIS PART 16, INCLUDING THE ENFORCEMENT  
16 AUTHORITY GRANTED TO THE ATTORNEY GENERAL UNDER THIS SECTION,  
17 PREEMPTS OR OTHERWISE AFFECTS ANY RIGHT, CLAIM, REMEDY,  
18 PRESUMPTION, OR DEFENSE AVAILABLE AT LAW OR IN EQUITY. A  
19 REBUTTABLE PRESUMPTION OR AFFIRMATIVE DEFENSE ESTABLISHED  
20 UNDER THIS PART 16 APPLIES ONLY TO AN ENFORCEMENT ACTION  
21 BROUGHT BY THE ATTORNEY GENERAL PURSUANT TO THIS SECTION AND  
22 DOES NOT APPLY TO ANY RIGHT, CLAIM, REMEDY, PRESUMPTION, OR  
23 DEFENSE AVAILABLE AT LAW OR IN EQUITY.

24 (6) THIS PART 16 DOES NOT PROVIDE THE BASIS FOR, AND IS NOT  
25 SUBJECT TO, A PRIVATE RIGHT OF ACTION FOR VIOLATIONS OF THIS PART  
26 16 OR ANY OTHER LAW.

27 **6-1-1607. Rules. (1) THE ATTORNEY GENERAL MAY PROMULGATE**

1 RULES AS NECESSARY FOR THE PURPOSE OF IMPLEMENTING AND  
2 ENFORCING THIS PART 16, INCLUDING:

3 (a) THE DOCUMENTATION AND REQUIREMENTS FOR DEVELOPERS  
4 PURSUANT TO SECTION 6-1-1602 (2);

5 (b) THE CONTENTS OF AND REQUIREMENTS FOR THE NOTICES AND  
6 DISCLOSURES REQUIRED BY SECTIONS 6-1-1602 (5) AND (7); 6-1-1603 (4),  
7 (5), (7), AND (9); AND 6-1-1604;

8 (c) THE CONTENT AND REQUIREMENTS OF THE RISK MANAGEMENT  
9 POLICY AND PROGRAM REQUIRED BY SECTION 6-1-1603 (2);

10 (d) THE CONTENT AND REQUIREMENTS OF THE IMPACT  
11 ASSESSMENTS REQUIRED BY SECTION 6-1-1603 (3);

12 (e) THE REQUIREMENTS FOR THE REBUTTABLE PRESUMPTIONS SET  
13 FORTH IN SECTIONS 6-1-1602 AND 6-1-1603; AND

14 (f) THE REQUIREMENTS FOR THE AFFIRMATIVE DEFENSE SET FORTH  
15 IN SECTION 6-1-1606 (3), INCLUDING THE PROCESS BY WHICH THE  
16 ATTORNEY GENERAL WILL RECOGNIZE ANY OTHER NATIONALLY OR  
17 INTERNATIONALLY RECOGNIZED RISK MANAGEMENT FRAMEWORK FOR  
18 ARTIFICIAL INTELLIGENCE SYSTEMS.

19 **SECTION 2.** In Colorado Revised Statutes, 6-1-105, **add**  
20 (1)(eeee) as follows:

21 **6-1-105. Unfair or deceptive trade practices.** (1) A person  
22 engages in a deceptive trade practice when, in the course of the person's  
23 business, vocation, or occupation, the person:

24 (eeee) VIOLATES PART 16 OF THIS ARTICLE 1.

25 **SECTION 3. Safety clause.** The general assembly finds,  
26 determines, and declares that this act is necessary for the immediate  
27 preservation of the public peace, health, or safety or for appropriations for



- 1 the support and maintenance of the departments of the state and state
- 2 institutions.