

HB26-1275 be amended as follows:

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

3 **"SECTION 1. Short title.** The short title of this act is the
4 "Visible and Accountable Policing Act".

5 **SECTION 2. Legislative declaration.** (1) The general assembly
6 finds and declares that:

7 (a) Colorado law enforcement operates with fidelity to Colorado
8 law. Local law enforcement have authority over their jurisdictions. It is
9 detrimental to the trust established between law enforcement and
10 community when federal agents act unlawfully and when there is
11 excessive use of force, constitutional violations, and absence of due
12 process.

13 (b) Colorado law must put visibility and public trust at the center
14 of law enforcement in Colorado, which includes requiring clear
15 identification and accountability for actions that impact community safety
16 and civil rights. Colorado law already prohibits law enforcement officers
17 from using crowd control methods such as tear gas, among other
18 physically harmful methods.

19 (c) Our nation has been shocked by the escalation of unlawful
20 actions by federal agents, which violate the first, fourth, and fifth
21 amendments to the United States constitution and have resulted in illegal
22 detentions; sudden and unprovoked use of force; and the deaths of people
23 with no criminal record, and, in the case of at least two people, United
24 States citizens exercising their right to assemble and protest;

25 (d) Keith Porter was killed by an off-duty United States
26 immigration and customs enforcement (ICE) agent on New Year's Eve
27 2025 in Northridge, California;

28 (e) Silverio Villagas González, a man with no criminal record,
29 was shot by ICE agents in Franklin Park, Illinois, shortly after dropping
30 off his 2 children at school and daycare. Initially, he was accused of
31 driving his car at agents, but police footage subsequently proved
32 otherwise.

33 (f) Renee Nicole Good was killed by an ICE agent in
34 Minneapolis, Minnesota, on January 6, 2026. Not only was she shot 3
35 times at point blank range, including shots to the head, but agents refused
36 to allow aid to be rendered. Additionally, the shooter left the scene.

37 (g) Thirty-seven-year-old Alex Jeffrey Pretti, an intensive care
38 nurse described by the Minneapolis police chief as a United States citizen
39 and a federal worker, as well as a member of the American Federation of
40 Government Employees local 3669, with no criminal record, was shot

1 multiple times and killed by United States customs and border protection
2 agents in Minneapolis on January 24, 2026;

3 (h) Civil rights violations and clear law enforcement identification
4 violations were evident long before these shootings, including throughout
5 2025 during raids targeted at communities of color and with ICE regularly
6 concealing agency insignias and using unmarked vehicles to detain people
7 in their cars and at courthouses, schools, workplaces, homes, on the street,
8 and using public transport; and

9 (i) It is imperative that we protect all Coloradans and preserve
10 their civil rights. We all have a right to life, liberty, and the pursuit of
11 happiness. We all have a right to due process.

12 **SECTION 3.** In Colorado Revised Statutes, add 24-31-908 as
13 follows:

14 **24-31-908. Prohibition on peace officers concealing their**
15 **identity - exceptions - penalty.**

16 (1) (a) A PEACE OFFICER SHALL NOT KNOWINGLY CONCEAL THE
17 PEACE OFFICER'S NAME AND EMPLOYING AGENCY, EXCEPT WHEN
18 SPECIFICALLY NECESSARY TO DO SO DURING UNDERCOVER OPERATIONS OR
19 SITUATIONS NECESSITATING A PEACE OFFICER TO WEAR A HAZARDOUS
20 MATERIALS SUIT TO PROTECT AGAINST EXPOSURE TO KNOWN TOXINS;
21 IDENTIFIED AIRBORNE HAZARDS; OR IMMINENT RISK OF PHYSICAL HARM
22 FROM PROJECTILES, FIRE, SMOKE, OR CHEMICAL IRRITANTS IN A SPECIFIC,
23 ONGOING INCIDENT.

24 (b) A PEACE OFFICER WHO KNOWINGLY CONCEALS THEIR NAME
25 AND EMPLOYING AGENCY COMMITS INTERFERENCE WITH COMMUNITY
26 ENGAGEMENT PURSUANT TO SECTION 18-9-126.

27 (2) A COLORADO LAW ENFORCEMENT AGENCY, PRIOR TO
28 PARTICIPATING IN A MULTIJURISDICTIONAL LAW ENFORCEMENT TASK
29 FORCE WITH A LAW ENFORCEMENT AGENCY FROM ANOTHER STATE OR A
30 FEDERAL AGENCY, SHALL REQUEST THE NAMES OF ALL LAW ENFORCEMENT
31 OFFICERS PARTICIPATING IN THE TASK FORCE THAT ARE FROM ANOTHER
32 STATE LAW ENFORCEMENT AGENCY OR A FEDERAL AGENCY.

33 (3) AN INDIVIDUAL PHYSICALLY IN THE STATE WHO BELIEVES A
34 PEACE OFFICER HAS VIOLATED A PROVISION OF THIS SECTION MAY REPORT
35 THE VIOLATION TO THE ATTORNEY GENERAL'S OFFICE. THE ATTORNEY
36 GENERAL SHALL INFORM THE P.O.S.T. BOARD OF A REPORTED VIOLATION.

37 (4) NOTWITHSTANDING ANY PROVISION OF LAW, THE P.O.S.T.
38 BOARD SHALL REVOKE THE CERTIFICATION OF A PEACE OFFICER IF, AFTER
39 AN INVESTIGATION AND HEARING HELD PURSUANT TO THE RULES ADOPTED
40 PURSUANT TO SECTION 24-31-305, THE BOARD DETERMINES THE PEACE
41 OFFICER VIOLATED THIS SECTION. IF A LAW ENFORCEMENT OFFICER FROM
42 ANOTHER STATE VIOLATES THIS SECTION, THE P.O.S.T. BOARD SHALL KEEP
43 A RECORD OF THE VIOLATION INDEFINITELY FOR FUTURE EMPLOYMENT
44 VERIFICATION.

1 **SECTION 4.** In Colorado Revised Statutes, **add** 18-1-201.5 as
2 follows:

3 **18-1-201.5. Jurisdiction over federal law enforcement officers**
4 **- immunity unavailable.**

5 (1) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A FEDERAL
6 LAW ENFORCEMENT OFFICER WHO COMMITS AN ACT IN THE STATE THAT
7 CONSTITUTES A VIOLATION OF STATE CRIMINAL LAW IS SUBJECT TO
8 ARREST, PROSECUTION, AND PUNISHMENT UNDER THE CRIMINAL LAWS OF
9 THE STATE TO THE SAME EXTENT AS ANY OTHER PERSON, UNLESS
10 OTHERWISE PREEMPTED BY FEDERAL LAW.

11 (2) NOTHING IN THIS SECTION LIMITS AN INDIVIDUAL'S RIGHT TO
12 PURSUE CIVIL REMEDIES FOR THE WRONGFUL ACT OF A FEDERAL LAW
13 ENFORCEMENT AGENCY OR OFFICER UNDER STATE OR FEDERAL LAW.

14 (3) PURSUANT TO THE AUTHORITY GRANTED IN SECTION 16-3-102,
15 A PEACE OFFICER MAY IMMEDIATELY ARREST A FEDERAL LAW
16 ENFORCEMENT OFFICER WHEN THE PEACE OFFICER HAS PROBABLE CAUSE
17 TO BELIEVE THAT THE FEDERAL OFFICER HAS COMMITTED A VIOLATION OF
18 STATE CRIMINAL LAW, UNLESS THE ALLEGED CONDUCT OCCURRED WHILE
19 THE FEDERAL OFFICER WAS ACTING UNDER COLOR OF, AND WITHIN THE
20 SCOPE OF, THE OFFICER'S FEDERAL AUTHORITY.

21 (4) THIS SECTION APPLIES TO ANY FEDERAL LAW ENFORCEMENT
22 OFFICER WHILE PRESENT IN THE STATE.

23 **SECTION 5.** In Colorado Revised Statutes, 18-8-802, **add** (1.7)
24 as follows:

25 **18-8-802. Duty to report use of force by peace officers or law**
26 **enforcement animals - duty to intervene.**

27 (1.7) A PEACE OFFICER, AS DEFINED IN SECTION 24-31-901 (3),
28 WHO IS ON DUTY MAY INTERVENE TO PREVENT OR STOP A FEDERAL LAW
29 ENFORCEMENT OFFICER, INCLUDING A FEDERAL LAW ENFORCEMENT
30 OFFICER WHO IS THE HANDLER OF A LAW ENFORCEMENT ANIMAL, FROM
31 USING MORE THAN THE COMMENSURATE AMOUNT OF PHYSICAL FORCE A
32 PEACE OFFICER IS PERMITTED TO USE PURSUANT TO SECTION 18-1-707 IN
33 PURSUANCE OF THE FEDERAL LAW ENFORCEMENT OFFICER'S DUTIES IN
34 CARRYING OUT AN ARREST OF A PERSON, PLACING A PERSON UNDER
35 DETENTION, TAKING A PERSON INTO CUSTODY, BOOKING A PERSON, OR IN
36 THE PROCESS OF CROWD OR RIOT CONTROL, WITHOUT REGARD FOR CHAIN
37 OF COMMAND.

38 **SECTION 6.** In Colorado Revised Statutes, 24-31-305, **add**
39 (1.5)(c) as follows:

40 **24-31-305. Certification - issuance - renewal - revocation -**
41 **rules - definition.**

42 (1.5) (c) THE P.O.S.T. BOARD SHALL REQUIRE A PERSON WHO HAS
43 PREVIOUSLY BEEN EMPLOYED OR IS CURRENTLY EMPLOYED BY A FEDERAL
44 LAW ENFORCEMENT AGENCY TO PROVIDE THE PERSON'S COMPLETE

1 INTERNAL AFFAIRS FILE, INCLUDING ANY CLAIM OR REPORT THAT THE
2 PERSON USED EXCESSIVE FORCE, REGARDLESS OF THE OUTCOME OR FINAL
3 DISPOSITION OF THE CLAIM OR REPORT.

4 **SECTION 7.** In Colorado Revised Statutes, **add** 24-31-311.5 as
5 follows:

6 **24-31-311.5. Basic training - certain required subjects - repeal.**

7 (1) IN ADDITION TO ANY OTHER BASIC TRAINING REQUIRED BY THE
8 P.O.S.T. BOARD, THE BOARD SHALL PRESCRIBE A UNIFORM TRAINING
9 REGARDING:

- 10 (a) CURRENT IMMIGRATION LAWS AND REQUIREMENTS;
- 11 (b) A PEACE OFFICER'S LIMITATIONS ON ASSISTING WITH
- 12 IMMIGRATION ENFORCEMENT PURSUANT TO SECTION 24-76.6-102;
- 13 (c) A PEACE OFFICER'S DUTY TO INTERVENE PURSUANT TO SECTION
- 14 18-8-802 (1.7);
- 15 (d) EXCESSIVE FORCE POLICIES; AND
- 16 (e) A PEACE OFFICER'S JURISDICTIONAL LIMIT TO ENFORCE THE
- 17 LAW.

18 (2) A PEACE OFFICER SEEKING CERTIFICATION PURSUANT TO THIS
19 PART 3 MUST COMPLETE THE TRAINING REQUIRED BY THIS SECTION PRIOR
20 TO BEING CERTIFIED.

21 (3) (a) A CERTIFIED PEACE OFFICER ON THE EFFECTIVE DATE OF
22 THIS SECTION SHALL COMPLETE THE TRAINING REQUIRED BY THIS SECTION
23 NO LATER THAN JULY 1, 2027.

24 (b) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JUNE 30, 2028.

25 **SECTION 8.** In Colorado Revised Statutes, **add** 18-9-126 as
26 follows:

27 **18-9-126. Interference with community engagement.**

28 (1) A PERSON WHO KNOWINGLY VIOLATES SECTION 24-31-908 (1)
29 COMMITS INTERFERENCE WITH COMMUNITY ENGAGEMENT.

30 (2) INTERFERENCE WITH COMMUNITY ENGAGEMENT IS A CIVIL
31 INFRACTION, PUNISHABLE UPON CONVICTION BY A FINE OF TWENTY
32 THOUSAND DOLLARS OR MORE, BUT NOT MORE THAN TWO HUNDRED
33 THOUSAND DOLLARS.

34 **SECTION 9. Applicability.** This act applies to offenses and
35 violations committed on or after the effective date of this act.

36 **SECTION 10. Safety clause.** The general assembly finds,
37 determines, and declares that this act is necessary for the immediate
38 preservation of the public peace, health, or safety or for appropriations for
39 the support and maintenance of the departments of the state and state
40 institutions."

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