

HB26-1276

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Velasco

1 Amend printed bill, page 14, before line 15 insert:

2 "SECTION 8. In Colorado Revised Statutes, add 24-31-120 as
3 follows:

4 **24-31-120. Policy regarding the protection of personal**
5 **identifying information.**

6 (1) NO LATER THAN SEPTEMBER 1, 2026, THE OFFICE OF THE
7 ATTORNEY GENERAL SHALL DEVELOP AND MAKE AVAILABLE TO THE
8 PUBLIC ON ITS WEBSITE A POLICY THAT ALIGNS WITH THE REQUIREMENTS
9 OF ARTICLE 74 OF THIS TITLE 24.

10 (2) THE POLICY MUST INCLUDE, AT A MINIMUM:

11 (a) PROCEDURES CONCERNING THE PROVISION OF PERSONAL
12 IDENTIFYING INFORMATION, AS REQUIRED PURSUANT TO STATE AND
13 FEDERAL LAW;

14 (b) PROCEDURES CONCERNING THE PROPER RELEASE OF
15 INFORMATION, AS REQUIRED PURSUANT TO STATE AND FEDERAL LAW,
16 THAT IS OTHERWISE PROTECTED UNLESS FEDERAL IMMIGRATION
17 AUTHORITIES PRESENT A SUBPOENA ISSUED BY A FEDERAL JUDGE OR
18 FEDERAL MAGISTRATE, WARRANT ISSUED BY A FEDERAL JUDGE OR
19 FEDERAL MAGISTRATE, OR ORDER ISSUED BY A FEDERAL JUDGE OR
20 FEDERAL MAGISTRATE;

21 (c) PROCEDURES PROHIBITING THE RELEASE OF INFORMATION
22 REQUESTED BY ADMINISTRATIVE OR OTHER NONJUDICIAL WARRANTS;

23 (d) THE DESIGNATION OF A RESPONSIBLE EMPLOYEE TO BE
24 NOTIFIED IF INFORMATION OR ACCESS IS REQUESTED FOR FEDERAL
25 IMMIGRATION AUTHORITIES;

26 (e) INFORMATION THAT MUST BE REQUESTED AND DOCUMENTED
27 REGARDING FEDERAL IMMIGRATION AUTHORITIES, INCLUDING THE FIRST
28 AND LAST NAME OF THE PERSON LEADING THE FEDERAL IMMIGRATION
29 ENFORCEMENT, THEIR EMPLOYER, THEIR BADGE NUMBER, AND A COPY OF
30 THE SUBPOENA ISSUED BY A FEDERAL JUDGE OR FEDERAL MAGISTRATE,
31 WARRANT ISSUED BY A FEDERAL JUDGE OR FEDERAL MAGISTRATE, OR
32 ORDER ISSUED BY A FEDERAL JUDGE OR FEDERAL MAGISTRATE; AND

33 (f) PROCEDURES TO COMMUNICATE INFORMATION, AS
34 APPROPRIATE, ABOUT A FEDERAL IMMIGRATION AUTHORITY'S REQUEST
35 FOR PERSONAL IDENTIFYING INFORMATION.

36 (g) THIS SECTION DOES NOT PREEMPT 8 U.S.C. 1373.

37 (h) MATTERS IN THIS SECTION ARE DECLARED TO BE MATTERS OF
38 STATEWIDE CONCERN."

39 Renumber succeeding sections accordingly.

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