

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

REVISED

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

LLS NO. 26-0849.01 Sam Anderson x4218

HOUSE BILL 26-1398

HOUSE SPONSORSHIP

Brown and Sirota, Taggart,

SENATE SPONSORSHIP

Amabile and Kirkmeyer, Bridges

House Committees
Appropriations

Senate Committees
Appropriations

A BILL FOR AN ACT

101 **CONCERNING THE ALLOCATION OF RETAIL DELIVERY FEE REVENUE**
102 **CREDITED TO THE MULTIMODAL TRANSPORTATION AND**
103 **MITIGATION OPTIONS FUND.**

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/>.)

Joint Budget Committee. Under existing law, 28.9% of the revenue the state collects from the retail delivery fee is credited to the multimodal transportation and mitigation options fund (fund). Of the money from the retail delivery fee that is credited to the fund, currently 85% is allocated to the commission for local multimodal projects and

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
2nd Reading Unamended
April 15, 2026

HOUSE
3rd Reading Unamended
April 11, 2026

HOUSE
2nd Reading Unamended
April 9, 2026

15% is allocated to the commission for state multimodal projects. Beginning on July 1, 2026, the bill adjusts the allocation to 70% to the commission for local multimodal projects and 30% to the commission for state multimodal projects.

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

2 **SECTION 1.** In Colorado Revised Statutes, 43-4-1103, **amend**
3 (2)(a)(I) introductory portion and (2)(c); and **add** (2)(a)(I.5) as follows:

4 **43-4-1103. Multimodal transportation and mitigation options**
5 **fund - creation - revenue sources for fund - report - repeal.**

6 (2) (a) (I) Except as otherwise provided in subsection (2)(d) of
7 this section, subject to annual appropriation by the general assembly,
8 PRIOR TO JULY 1, 2026, money must be expended from the fund as
9 follows:

10 (I.5) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2)(d) OF
11 THIS SECTION, SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL
12 ASSEMBLY, BEGINNING JULY 1, 2026, MONEY MUST BE EXPENDED FROM
13 THE FUND AS FOLLOWS:

14 (A) SEVENTY PERCENT TO THE COMMISSION FOR LOCAL
15 MULTIMODAL PROJECTS; AND

16 (B) THIRTY PERCENT TO THE COMMISSION FOR STATE
17 MULTIMODAL PROJECTS THAT ARE SELECTED BY THE COMMISSION.

18 (c) With respect to the distributions of money for local multimodal
19 projects required by subsection (2)(a)(I)(A) OR (2)(a)(I.5)(A) of this
20 section, the commission shall establish a formula for disbursement of the
21 amount allocated for local multimodal projects, based on population and
22 transit ridership and other criteria developed in consultation with the
23 transportation advisory committee created in section 43-1-1104, the

1 transit and rail advisory committee of the department, the state
2 transportation advisory committee of the department, transit advocacy
3 organizations, and bicycle and pedestrian advocacy organizations.
4 Recipients shall provide a match equal to the amount of the award; except
5 that the commission may create a formula for reducing or exempting the
6 match requirement for local governments or agencies due to their size or
7 any other special circumstances and may also, if recommended by
8 department staff, reduce or exempt any individual recipient from the
9 match requirement for a specific project.

10 **SECTION 2. Safety clause.** The general assembly finds,
11 determines, and declares that this act is necessary for the immediate
12 preservation of the public peace, health, or safety or for appropriations for
13 the support and maintenance of the departments of the state and state
14 institutions.