

SENATE COMMITTEE OF REFERENCE REPORT

	February 10, 2026
Chair of Committee	Date

Committee on Finance.

After consideration on the merits, the Committee recommends the following:

SB26-042 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 3, line 2, strike "the excise tax" and substitute
2 "taxes".

3 Page 3, line 20, strike "and **add** (1)(e) and (2)(c)" and substitute "**repeal**
4 (2)(b)(I); and **add** (1)(e) and (2)(c)".

5 Page 4, line 14, after "TAX" insert "AND SALES AND USE TAX".

6 Page 4, strike lines 17 through 27 and substitute:

7 "(e) "COLLECTIONS FOR ANOTHER GOVERNMENT", WITH RESPECT
8 TO REVENUE THAT IS COLLECTED IN ACCORDANCE WITH SUBSECTION
9 (1)(b)(IV) OF THIS SECTION, INCLUDES THE FOLLOWING REVENUE THAT IS
10 PLACED IN OR CREDITED TO THE AVIATION FUND CREATED IN SECTION
11 43-10-109 AND DISTRIBUTED IN ACCORDANCE WITH SECTION 43-10-110
12 TO GOVERNMENTAL OR AIRPORT ENTITIES OPERATING AN
13 FAA-DESIGNATED PUBLIC-USE AIRPORT:

14 (I) REVENUE FROM THE EXCISE TAX ON GASOLINE USED AS FUEL
15 FOR THE PROPULSION OF NONTURBO-PROPELLER, NONJET ENGINE,
16 TURBO-PROPELLER, OR JET ENGINE AIRCRAFT COLLECTED BY THE STATE
17 PURSUANT TO SECTION 39-27-102 (1)(a)(IV) THAT IS PLACED IN THE
18 AVIATION FUND PURSUANT TO SECTION 39-27-112 (2)(b); AND

19 (II) REVENUE FROM THE SALES AND USE TAXES COLLECTED
20 DURING A FISCAL YEAR BY THE STATE PURSUANT TO SECTIONS 39-26-104
21 AND 39-26-202 ON AVIATION FUELS USED IN TURBO-PROPELLER OR JET
22 ENGINE AIRCRAFT THAT IS CREDITED TO THE AVIATION FUND PURSUANT TO
23 SECTION 43-10-109 (2)(a)(I).".

24 Page 5, after line 4 insert:

- 1 ~~"(I) A civil monetary penalty assessed by the department of health~~
2 ~~care policy and financing pursuant to section 25.5-6-205;".~~
- 3 Page 6, line 4, strike "SECTION 25-1-107.5," and substitute "SECTION
4 25-1-107.5 OR 25.5-6-205,".
- 5 Page 6, line 12, after "SECTION" insert "25.5-4-301, 25.5-4-305, OR".
- 6 Page 6, strike lines 26 and 27.
- 7 Page 7, strike lines 1 and 2.
- 8 Renumber succeeding subparagraphs accordingly.

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