

HOUSE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

March 17, 2026  
Date

Committee on Judiciary.

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

HB26-1276 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

1 Amend printed bill, page 3, line 11, strike "FORCE," and substitute "FORCE  
2 THAT RESULTS IN AN IMMIGRATION ENFORCEMENT CONSEQUENCE,".

3 Page 3, line 13, strike "FORCE," and substitute "FORCE THAT RESULTS IN  
4 AN IMMIGRATION ENFORCEMENT CONSEQUENCE,".

5 Page 3, line 16, after "FORCE" insert "THAT RESULTS IN AN IMMIGRATION  
6 ENFORCEMENT CONSEQUENCE".

7 Page 4, after line 22 insert:

8 "(I) "IMMIGRATION ENFORCEMENT CONSEQUENCE" MEANS A CIVIL  
9 IMMIGRATION DETENTION, REMOVAL OR DEPORTATION PROCEEDINGS, OR  
10 OFFENSES RELATED TO IMMIGRATION STATUS, INCLUDING VIOLATIONS OF  
11 8 U.S.C. SEC. 1253, 1301 ET SEQ., 1304(e), 1306(a) OR (b), 1324, 1325, OR  
12 1326, OR VIOLATIONS OF 18 U.S.C. SEC. 1028A OR 1546.".

13 Renumber succeeding subparagraphs accordingly.

14 Page 6, strike lines 18 through 23 and substitute:

15 "(1) (a) ~~A state agency employee or political subdivision~~  
16 ~~employee who intentionally violates a provision of this article 74 or~~  
17 ~~section 25-2-108.5 is subject to an injunction and is liable for a civil~~  
18 ~~penalty of not more than fifty thousand dollars for each violation.~~ IF A  
19 STATE AGENCY EMPLOYEE OR POLITICAL SUBDIVISION EMPLOYEE IS FOUND  
20 TO HAVE INTENTIONALLY VIOLATED A PROVISION OF THIS ARTICLE 74 OR  
21 SECTION 25-2-108.5, THE STATE AGENCY OR POLITICAL SUBDIVISION THAT  
22 EMPLOYS THE EMPLOYEE IS SUBJECT TO A CIVIL PENALTY OF NOT MORE  
23 THAN FIFTY THOUSAND DOLLARS IF THE AGENCY OR POLITICAL

- 1 SUBDIVISION:  
2 (I) INTENTIONALLY AUTHORIZED OR ENCOURAGED THE VIOLATION;  
3 OR  
4 (II) INTENTIONALLY FAILED TO TAKE MEASURES WITHIN THE  
5 AGENCY OR POLITICAL SUBDIVISION TO IMPLEMENT POLICIES OR  
6 PROCEDURES TO DISCOURAGE OR PREVENT THE VIOLATION FROM  
7 OCCURRING."
- 8 Page 7, line 5, before "SUBPOENAS" insert "UNSEALED".
- 9 Page 7, line 8, strike "A" and substitute "AN UNSEALED".
- 10 Page 7, line 9, before "SUBPOENA" insert "UNSEALED".
- 11 Page 7, line 10, strike "RECEIVING" and substitute "FULFILLING", and  
12 before "SUBPOENA" insert "UNSEALED".
- 13 Page 7, line 13, before "SUBPOENA" insert "UNSEALED".
- 14 Page 7, line 14, before "SUBPOENA" insert "UNSEALED".
- 15 Page 7, line 22, before "SUBPOENA" insert "UNSEALED".
- 16 Page 8, line 21, before "VIOLATES" insert "KNOWINGLY".
- 17 Page 9, strike lines 9 through 13 and substitute "ARTICLE 4 OF TITLE 41  
18 SHALL NOT TRANSPORT BY ANY MEANS INDIVIDUALS DETAINED BY  
19 FEDERAL IMMIGRATION AUTHORITIES FOR THE PURPOSE OF  
20 DEPORTATION."
- 21 Page 9, line 14, before "VIOLATES" insert "KNOWINGLY".
- 22 Page 10, line 20, after "**fund -**" insert "**immigration facility inspection**  
23 **and detention cash fund -**."
- 24 Page 11, line 13, strike "(1)(i)(I)(D)" and substitute "(1)(i)(I)(D), OR AN  
25 INVESTIGATION RELATED TO AN EPIDEMIC OR COMMUNICABLE DISEASE,".
- 26 Page 11, line 14, strike "INSPECTION," and substitute "INSPECTION OR  
27 INVESTIGATION,".
- 28 Page 11, line 16, strike "EXAMINATION," and substitute "EXAMINATION  
29 PURSUANT TO THIS SUBSECTION (1)(i)(I)(D) OR INVESTIGATION RELATED

1 TO AN EPIDEMIC OR COMMUNICABLE DISEASE,".

2 Page 12, line 11, after "FOR" insert "AN ENVIRONMENTAL IMPACT STUDY".

3 Page 13, after line 25 insert:

4 "(VI) (A) THE IMMIGRATION FACILITY INSPECTION AND DETENTION  
5 CASH FUND IS CREATED IN THE STATE TREASURY. THE IMMIGRATION  
6 FACILITY INSPECTION AND DETENTION CASH FUND CONSISTS OF PAYMENTS  
7 MADE BY THE FACILITY TO THE DEPARTMENT FOR UNANNOUNCED  
8 INSPECTIONS AND EXAMINATIONS, AS REQUIRED PURSUANT TO  
9 SUBSECTION (1)(i)(I)(D) OF THIS SECTION. THE DEPARTMENT SHALL  
10 TRANSFER ALL PAYMENTS COLLECTED PURSUANT TO SUBSECTION  
11 (1)(i)(I)(D) OF THIS SECTION TO THE STATE TREASURER, WHO SHALL  
12 CREDIT THE PAYMENTS TO THE IMMIGRATION FACILITY INSPECTION AND  
13 DETENTION CASH FUND.

14 (B) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND  
15 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE  
16 IMMIGRATION FACILITY INSPECTION AND DETENTION CASH FUND TO THE  
17 IMMIGRATION FACILITY INSPECTION AND DETENTION CASH FUND.

18 (C) SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL  
19 ASSEMBLY, THE DEPARTMENT MAY EXPEND MONEY FROM THE FUND FOR  
20 THE PURPOSE OF CONDUCTING UNANNOUNCED INSPECTIONS AND  
21 EXAMINATIONS, AS REQUIRED PURSUANT TO SUBSECTION (1)(i)(I)(D) OF  
22 THIS SECTION."

23 Renumber succeeding subparagraph accordingly.

24 Page 14, after line 24 insert:

25 "SECTION 9. In Colorado Revised Statutes, add 24-76.6-104 as  
26 follows:

27 **24-76.6-104. Limitation on access in detention facilities.** A LAW  
28 ENFORCEMENT OFFICER, OR ANY EMPLOYEE OR AGENT OF A DETENTION  
29 FACILITY, SHALL NOT ALLOW FEDERAL IMMIGRATION AUTHORITIES ACCESS  
30 TO A PART OF THE DETENTION FACILITY THAT IS NOT ACCESSIBLE TO THE  
31 PUBLIC UNLESS THE FEDERAL IMMIGRATION AUTHORITIES HAVE A  
32 WARRANT ISSUED BY A FEDERAL JUDGE OR FEDERAL MAGISTRATE TO  
33 ALLOW ACCESS OR THE FEDERAL IMMIGRATION AUTHORITIES HAVE A WRIT  
34 ISSUED BY A JUDGE CONCERNING THE TRANSFER OF AN INMATE TO OR  
35 FROM FEDERAL CUSTODY."

36 Renumber succeeding sections accordingly.

37 Before "MULTIJURISDICTIONAL" insert "FEDERAL" on: **Page 3**, lines 10,

1 12, 15, 20, and 25; **Page 4**, lines 2, 8, and 27; and **Page 6**, lines 1 and 3.

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