

HOUSE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

April 21, 2026  
Date

Committee on Appropriations.

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

HB26-1143 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 3, after line 22 insert:
- 2       "(b) NOTWITHSTANDING SUBSECTION (1)(a) OF THIS SECTION, A
- 3 LICENSED OR CERTIFIED HOSPITAL OR A COVERED SCHOOL THAT REQUIRES
- 4 AN APPLICANT TO PROVIDE A SOCIAL SECURITY NUMBER FOR A
- 5 BACKGROUND CHECK AS A CONDITION TO PARTICIPATE IN OR OTHERWISE
- 6 AVAIL THEMSELF OF A NON-EMPLOYMENT-BASED EDUCATIONAL
- 7 OPPORTUNITY IS NOT REQUIRED TO ACCEPT AN INDIVIDUAL TAXPAYER
- 8 IDENTIFICATION NUMBER, BUT SHALL ACCEPT A FINGERPRINT-BASED
- 9 BACKGROUND CHECK IN LIEU OF A SOCIAL SECURITY NUMBER.
- 10       (c) NOTWITHSTANDING SUBSECTION (1)(a) OF THIS SECTION, A
- 11 STATE INSTITUTION OF HIGHER EDUCATION OR A LOCAL DISTRICT COLLEGE
- 12 THAT REQUIRES AN APPLICANT TO PROVIDE A SOCIAL SECURITY NUMBER
- 13 FOR A BACKGROUND CHECK AS A CONDITION TO PARTICIPATE IN OR
- 14 OTHERWISE AVAIL THEMSELF OF A NON-EMPLOYMENT-BASED EDUCATION
- 15 OPPORTUNITY THAT INVOLVES WORK WITH A VULNERABLE POPULATION
- 16 SHALL ACCEPT EITHER AN INDIVIDUAL TAXPAYER IDENTIFICATION NUMBER
- 17 OR A FINGERPRINT-BASED BACKGROUND CHECK, AS DETERMINED BY THE
- 18 STATE INSTITUTION OF HIGHER EDUCATION OR LOCAL DISTRICT COLLEGE,
- 19 IN LIEU OF A SOCIAL SECURITY NUMBER."
- 20 Reletter succeeding paragraphs accordingly.
- 21 Page 5, strike lines 2 through 15 and substitute:
- 22       "(3) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
- 23 REQUIRES:
- 24       (a) "COVERED SCHOOL" MEANS A SCHOOL THAT SERVES STUDENTS
- 25 IN ANY OF GRADES KINDERGARTEN THROUGH TWELVE, BUT ONLY IN
- 26 RELATION TO STUDENTS IT ENROLLS WHO SEEK A

1 NON-EMPLOYMENT-BASED OPPORTUNITY AT THE SCHOOL OR THROUGH A  
2 PARTNERSHIP BETWEEN THE SCHOOL AND ANOTHER ENTITY.

3 (b) "ENTITY" MEANS A STATE INSTITUTION OF HIGHER EDUCATION;  
4 A LOCAL DISTRICT COLLEGE; A NONPROFIT ORGANIZATION THAT IS EXEMPT  
5 FROM TAXATION UNDER SECTION 501 (c)(3) OF THE FEDERAL "INTERNAL  
6 REVENUE CODE OF 1986"; A VOLUNTEER ORGANIZATION; A COVERED  
7 SCHOOL; OR THE FOLLOWING ENTITIES AS LICENSED OR CERTIFIED AS  
8 DESCRIBED IN SECTION 25-1.5-103: A CLINIC, CLINICAL PARTNERSHIP,  
9 URGENT CARE CENTER, RETAIL HEALTH CLINIC, HOSPITAL, TELEMEDICINE  
10 SERVICE, OR CONCIERGE MEDICAL PROVIDER.

11 (c) "LICENSED OR CERTIFIED HOSPITAL" MEANS A HOSPITAL  
12 LICENSED OR CERTIFIED AS DESCRIBED IN SECTION 25-1.5-103, INCLUDING  
13 THE UNIVERSITY OF COLORADO ANSCHUTZ MEDICAL CAMPUS.

14 (d) "LOCAL DISTRICT COLLEGE" MEANS A LOCAL DISTRICT  
15 COLLEGE AUTHORIZED PURSUANT TO ARTICLE 71 OF TITLE 23

16 (e) "STATE INSTITUTION OF HIGHER EDUCATION" MEANS A STATE  
17 INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN SECTION 23-18-102,  
18 NOT INCLUDING THE UNIVERSITY OF COLORADO ANSCHUTZ MEDICAL  
19 CAMPUS.

20 (f) "VULNERABLE POPULATION" MEANS AN INDIVIDUAL WHO IS  
21 SUSCEPTIBLE TO ABUSE OR MISTREATMENT BECAUSE OF THE INDIVIDUAL'S:

- 22 (I) AGE;
- 23 (II) DISABILITY;
- 24 (III) FRAILTY;
- 25 (IV) BEHAVIORAL OR MENTAL HEALTH;
- 26 (V) INTELLECTUAL OR DEVELOPMENTAL DISABILITY; OR
- 27 (VI) ILL HEALTH."

28 Page 5, line 19, after "VIOLATION" insert "OF SUBSECTION (1)(a) OF THIS  
29 SECTION OR A FINGERPRINT-BASED BACKGROUND CHECK IN VIOLATION OF  
30 SUBSECTION (1)(b) or (1)(c)".

31 Page 6, after line 5 insert:

32 "(7) (a) (I) AN APPLICANT FOR A NON-EMPLOYMENT-BASED  
33 EDUCATIONAL OPPORTUNITY WITH ONE OF THE FOLLOWING ENTITIES WHO  
34 DECLINES TO PROVIDE THEIR SOCIAL SECURITY NUMBER SHALL SUBMIT TO  
35 A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK:

- 36 (A) A LICENSED OR CERTIFIED HOSPITAL;
- 37 (B) A COVERED SCHOOL; OR
- 38 (C) A STATE INSTITUTION OF HIGHER EDUCATION OR A LOCAL  
39 DISTRICT COLLEGE, FOR A NON-EMPLOYMENT-BASED EDUCATION  
40 OPPORTUNITY THAT INVOLVES WORK WITH A VULNERABLE POPULATION.

1 (II) THE ENTITY SHALL DETERMINE WHETHER THE APPLICANT OR  
2 THE ENTITY PAYS THE COSTS ASSOCIATED WITH THE FINGERPRINT-BASED  
3 CRIMINAL HISTORY RECORD CHECK.

4 (b) AFTER SUBMITTING AN APPLICATION FOR A  
5 NON-EMPLOYMENT-BASED EDUCATIONAL OPPORTUNITY AND DECLINING  
6 TO PROVIDE THEIR SOCIAL SECURITY NUMBER, THE APPLICANT SHALL  
7 HAVE THE APPLICANT'S FINGERPRINTS TAKEN BY A LOCAL LAW  
8 ENFORCEMENT AGENCY, OR A THIRD PARTY APPROVED BY THE COLORADO  
9 BUREAU OF INVESTIGATION, TO OBTAIN A FINGERPRINT-BASED CRIMINAL  
10 HISTORY RECORD CHECK. THE APPLICANT SHALL AUTHORIZE THE THIRD  
11 PARTY TAKING THE APPLICANT'S FINGERPRINTS TO SUBMIT, AND THE THIRD  
12 PARTY SHALL SUBMIT, THE COMPLETE SET OF THE APPLICANT'S  
13 FINGERPRINTS TO THE COLORADO BUREAU OF INVESTIGATION TO CONDUCT  
14 A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK.

15 (c) IF AN APPROVED THIRD PARTY TAKES THE PERSON'S  
16 FINGERPRINTS, THE FINGERPRINTS MAY BE ELECTRONICALLY CAPTURED  
17 USING LIVESCAN EQUIPMENT APPROVED BY THE COLORADO BUREAU OF  
18 INVESTIGATION. THIRD-PARTY VENDORS SHALL NOT KEEP THE  
19 APPLICANT'S INFORMATION FOR MORE THAN THIRTY DAYS.

20 (d) THE COLORADO BUREAU OF INVESTIGATION SHALL USE THE  
21 APPLICANT'S FINGERPRINTS TO CONDUCT A CRIMINAL HISTORY RECORD  
22 CHECK USING THE BUREAU'S RECORDS. THE COLORADO BUREAU OF  
23 INVESTIGATION SHALL FORWARD THE FINGERPRINTS TO THE FEDERAL  
24 BUREAU OF INVESTIGATION FOR CONDUCTING A FINGERPRINT-BASED  
25 CRIMINAL HISTORY RECORD CHECK. THE COLORADO BUREAU OF  
26 INVESTIGATION, APPLICANT, ENTITY, AND THIRD PARTY TAKING  
27 FINGERPRINTS SHALL COMPLY WITH THE FEDERAL BUREAU OF  
28 INVESTIGATION'S REQUIREMENTS FOR A CRIMINAL HISTORY RECORD  
29 CHECK.

30 (e) THE COLORADO BUREAU OF INVESTIGATION SHALL RETURN THE  
31 RESULTS OF ITS CRIMINAL HISTORY RECORD CHECK TO THE ENTITY, AND  
32 THE ENTITY IS AUTHORIZED TO RECEIVE THE RESULTS OF THE FEDERAL  
33 BUREAU OF INVESTIGATION'S CRIMINAL HISTORY RECORD CHECK. THE  
34 ENTITY SHALL USE THE INFORMATION RESULTING FROM THE CRIMINAL  
35 HISTORY RECORD CHECKS TO INVESTIGATE AND DETERMINE WHETHER AN  
36 APPLICANT IS QUALIFIED FOR AN OPPORTUNITY PURSUANT TO SUBSECTION  
37 (2) OF THIS SECTION.

38 (f) WHEN THE RESULTS OF A CRIMINAL HISTORY RECORD CHECK OF  
39 AN APPLICANT PERFORMED PURSUANT TO THIS SUBSECTION (7) REVEAL A  
40 RECORD OF ARREST WITHOUT A DISPOSITION, THE ENTITY SHALL REQUIRE  
41 THE APPLICANT TO SUBMIT TO A NAME-BASED JUDICIAL RECORD CHECK,  
42 AS DEFINED IN SECTION 22-2-119.3 (6)(d)."

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