

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

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 25-0019.01 Jed Franklin x5484

SENATE BILL 25-050

SENATE SPONSORSHIP

Jodeh,

HOUSE SPONSORSHIP

(None),

Senate Committees

State, Veterans, & Military Affairs
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING A REQUIREMENT THAT A GOVERNMENT FORM THAT**
102 **REQUESTS DISCLOSURE OF THE RACE OR ETHNICITY OF THE**
103 **INDIVIDUAL COMPLETING THE FORM INCLUDE A SPACE TO**
104 **INDICATE THAT THE INDIVIDUAL'S RACE OR ETHNICITY IS**
105 **MIDDLE EASTERN, NORTH AFRICAN, OR SOUTH ASIAN.**

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>.)

The bill requires a form issued by the state or a local government that requests that the individual completing the form disclose the

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.

individual's race or ethnicity to include, in addition to spaces for any other racial or ethnic categories required by the federal office of management and budget, a space to indicate if the individual's race or ethnicity is Middle Eastern, North African, or South Asian.

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

SECTION 1. In Colorado Revised Statutes, **add** article 18.2 to title 24 as follows:

ARTICLE 18.2

Demographic Information

24-18.2-101. Collection of demographic information - required categories - definition. (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "FORM" MEANS A DOCUMENT THAT COLLECTS POPULATION-LEVEL DEMOGRAPHIC DATA THAT IS NOT INDIVIDUALLY IDENTIFIABLE; AND

(b) "STATE" MEANS THE GOVERNMENT OF THIS STATE, AND EVERY STATE DEPARTMENT, INCLUDING THE DEPARTMENT OF EDUCATION, AGENCY, BOARD, COMMISSION, INSTITUTION OF HIGHER EDUCATION, SPECIAL PURPOSE AUTHORITY, AS DEFINED IN SECTION 24-77-102 (15), OR AUTHORIZED AGENT OF THE STATE.

(2) (a) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2)(b)(I) OF THIS SECTION, A FORM ISSUED BY THE STATE OR A STATE AGENCY THAT REQUESTS THAT THE INDIVIDUAL COMPLETING THE FORM DISCLOSE THE INDIVIDUAL'S RACE OR ETHNICITY MUST INCLUDE, IN ADDITION TO SPACES FOR ANY OTHER RACIAL OR ETHNIC CATEGORIES REQUIRED BY THE FEDERAL OFFICE OF MANAGEMENT AND BUDGET, A SPACE TO INDICATE THAT THE INDIVIDUAL'S RACE OR ETHNICITY IS MIDDLE EASTERN, NORTH

1 AFRICAN, OR SOUTH ASIAN.

2 (b) (I) THE STATE IS EXEMPT FROM THE REQUIREMENTS OF
3 SUBSECTION (2)(a) OF THIS SECTION IF:

4 (A) THE DEMOGRAPHIC DATA COLLECTED IN THE FORM IS
5 REPORTED BY THE STATE TO THE FEDERAL GOVERNMENT; AND

6 (B) THE FEDERAL GOVERNMENT REJECTS OR WILL REJECT THE
7 DEMOGRAPHIC DATA REPORTED BY THE STATE BECAUSE IT INCLUDES
8 MIDDLE EASTERN, NORTH AFRICAN, OR SOUTH ASIAN AS A PRIMARY
9 DEMOGRAPHIC CATEGORY.

10 (II) WHEN EXERCISING THE EXEMPTION, THE STATE SHALL
11 INCLUDE MIDDLE EASTERN, NORTH AFRICAN, OR SOUTH ASIAN AS A
12 DEMOGRAPHIC SUBCATEGORY OF THE NON-SPECIFIC RACIAL CATEGORY ON
13 THE FORM.

14 **SECTION 2.** In Colorado Revised Statutes, **add** article 11.2 to
15 title 29 as follows:

16 **ARTICLE 11.2**

17 **Demographic Information**

18 **29-11.2-101. Collection of demographic information - required**
19 **categories - definition.** (1) AS USED IN THIS SECTION, UNLESS THE
20 CONTEXT OTHERWISE REQUIRES:

21 (a) "FORM" MEANS A DOCUMENT THAT COLLECTS
22 POPULATION-LEVEL DEMOGRAPHIC DATA THAT IS NOT INDIVIDUALLY
23 IDENTIFIABLE; AND

24 (b) "LOCAL GOVERNMENT" MEANS:

25 (I) A COUNTY, CITY AND COUNTY, MUNICIPALITY, SCHOOL
26 DISTRICT, SPECIAL DISTRICT, OR OTHER POLITICAL SUBDIVISION OF THE
27 STATE;

1 (II) AN AGENCY, INSTITUTION, AUTHORITY, OR AUTHORIZED
2 AGENT OF SUCH A COUNTY, CITY AND COUNTY, MUNICIPALITY, SCHOOL
3 DISTRICT, SPECIAL DISTRICT, OR OTHER POLITICAL SUBDIVISION; AND

4 (III) AN AUTHORIZED AGENT OF ANY ENTITY LISTED IN
5 SUBSECTION (1)(b)(I) OR (1)(b)(II) OF THIS SECTION.

6 (2) (a) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2)(b)(I)
7 OF THIS SECTION, A FORM ISSUED BY A LOCAL GOVERNMENT THAT
8 REQUESTS THAT THE INDIVIDUAL COMPLETING THE FORM DISCLOSE THE
9 INDIVIDUAL'S RACE OR ETHNICITY MUST INCLUDE, IN ADDITION TO SPACES
10 FOR ANY OTHER RACIAL OR ETHNIC CATEGORIES REQUIRED BY THE
11 FEDERAL OFFICE OF MANAGEMENT AND BUDGET, A SPACE TO INDICATE IF
12 THE INDIVIDUAL'S RACE OR ETHNICITY IS MIDDLE EASTERN, NORTH
13 AFRICAN, OR SOUTH ASIAN.

14 (b) (I) A LOCAL GOVERNMENT IS EXEMPT FROM THE
15 REQUIREMENTS OF SUBSECTION (2)(a) OF THIS SECTION IF:

16 (A) THE DEMOGRAPHIC DATA COLLECTED IN THE FORM IS
17 REPORTED BY THE LOCAL GOVERNMENT TO THE FEDERAL GOVERNMENT;
18 AND

19 (B) THE FEDERAL GOVERNMENT REJECTS OR WILL REJECT THE
20 DEMOGRAPHIC DATA REPORTED BY A LOCAL GOVERNMENT BECAUSE IT
21 INCLUDES MIDDLE EASTERN, NORTH AFRICAN, OR SOUTH ASIAN AS A
22 PRIMARY DEMOGRAPHIC CATEGORY.

23 (II) A LOCAL GOVERNMENT EXERCISING THE EXEMPTION PROVIDED
24 IN SUBSECTION (2)(a) OF THIS SECTION SHALL INCLUDE MIDDLE EASTERN,
25 NORTH AFRICAN, OR SOUTH ASIAN AS A DEMOGRAPHIC SUBCATEGORY OF
26 THE NON-SPECIFIC RACIAL CATEGORY ON THE FORM.

27 **SECTION 3. Act subject to petition - effective date -**

1 **applicability.** (1) This act takes effect September 1, 2026; except that,
2 if a referendum petition is filed pursuant to section 1 (3) of article V of
3 the state constitution against this act or an item, section, or part of this act
4 within the ninety-day period after final adjournment of the general
5 assembly, then the act, item, section, or part will not take effect unless
6 approved by the people at the general election to be held in November
7 2026 and, in such case, will take effect on the date of the official
8 declaration of the vote thereon by the governor.

9 (2) This act applies to state and local government forms that
10 request that the individual completing the form disclose the individual's
11 race or ethnicity and that are provided to individuals for completion on or
12 after the applicable effective date of this act.