

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

PREAMENDED

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

LLS NO. 25B-0017.01 Josh Schultz x5486

SENATE BILL 25B-004

SENATE SPONSORSHIP

Rodriguez,

HOUSE SPONSORSHIP

Titone and Bacon,

Senate Committees

Business, Labor, & Technology
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING MEASURES EFFECTIVE NO LATER THAN JUNE 30, 2026, TO**
102 **INCREASE TRANSPARENCY FOR ALGORITHMIC SYSTEMS, AND, IN**
103 **CONNECTION THEREWITH, MAKING AND REDUCING AN**
104 **APPROPRIATION.**

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>.)

In 2024, the general assembly enacted Senate Bill 24-205, which created consumer protections in interactions with artificial intelligence systems (provisions). The bill eliminates these provisions 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.

- Defines "algorithmic decision system" (system) to mean any machine-based system or computational process that uses statistical modeling, data analytics, artificial intelligence, or machine learning to generate a simplified output or is capable, for a given set of human-defined objectives, of making predictions or recommendations and is used to assist, inform, or replace human decision-making;
- Requires a developer of a system to, on and after February 1, 2026, provide certain disclosures to a deployer of the system;
- Requires a deployer of a system to, on and after February 1, 2026, provide certain disclosures to an individual who is or will be affected by a decision made, informed, or influenced by a system and provide the individual with a procedure to correct the accuracy of data that was used by the system;
- Provides that a developer and deployer of a system are jointly and severally liable for a violation of any law that results from the deployer's use of the developer's system;
- Requires a person that makes available a generative artificial intelligence system to disclose to an individual interacting with the generative artificial intelligence system that the individual is interacting with a generative artificial intelligence system;
- Clarifies that a violation of the bill's requirements is an unfair or deceptive trade practice under the "Colorado Consumer Protection Act"; and
- Permits the attorney general to adopt rules implementing the provisions of the bill.

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

2 **SECTION 1.** In Colorado Revised Statutes, **repeal and reenact,**
 3 **with amendments,** part 17 of article 1 of title 6 as follows:

4 **PART 17**

5 **ALGORITHMIC SYSTEMS**

6 **6-1-1701. Short title.** THE SHORT TITLE OF THIS PART 17 IS THE
 7 "COLORADO ARTIFICIAL INTELLIGENCE SUNSHINE ACT".

8 **6-1-1702. Definitions - rules.** AS USED IN THIS PART 17, UNLESS

1 THE CONTEXT OTHERWISE REQUIRES:

2 (1) (a) "ALGORITHMIC DECISION SYSTEM" MEANS ANY
3 TECHNOLOGY, INCLUDING SOFTWARE OR PROGRAMS DERIVED FROM
4 MACHINE LEARNING, STATISTICS, OTHER DATA-PROCESSING TECHNIQUES,
5 OR ARTIFICIAL INTELLIGENCE, THAT PROCESSES PERSONAL
6 CHARACTERISTICS AND USES THE OUTPUT TO ASSIST, INFORM, OR REPLACE
7 HUMAN DECISION-MAKING WITH RESPECT TO A DECISION DESCRIBED IN
8 SECTION 6-1-1704 (1). "ALGORITHMIC DECISION SYSTEM" INCLUDES A
9 TECHNOLOGY USED TO GENERATE A SCORE, RANKING, CLASSIFICATION, OR
10 PREDICTION ABOUT AN INDIVIDUAL THE HUMAN REVIEWER CONSIDERS
11 WHEN MAKING A DECISION DESCRIBED IN SECTION 6-1-1704 (1). ==

12 (b) "ALGORITHMIC DECISION SYSTEM" DOES NOT INCLUDE THE
13 FOLLOWING:

14 (I) DATABASES, SPREADSHEETS, OR OTHER TOOLS THAT MERELY
15 ORGANIZE DATA ALREADY IN THE POSSESSION OF THE HUMAN USER OF THE
16 SYSTEM;

17 (II) JUNK EMAIL FILTERS;

18 (III) FIREWALLS;

19 (IV) ANTI-VIRUS SOFTWARE;

20 (V) CALCULATORS;

21 (VI) SPELL-CHECKING;

22 (VII) ANTI-MALWARE;

23 (VIII) ARTIFICIAL-INTELLIGENCE-ENABLED VIDEO GAMES;

24 (IX) CYBERSECURITY;

25 (X) DATA STORAGE;

26 (XI) INTERNET DOMAIN REGISTRATION;

27 (XII) INTERNET WEBSITE LOADING;

1 (XIII) NETWORKING;
2 (XIV) SPAM CALL AND ROBOCALL FILTERING;
3 (XV) WEB CACHING;
4 (XVI) WEB HOSTING OR SIMILAR TECHNOLOGY; ==
5 (XVII) TECHNOLOGIES THAT ARE SOLELY USED TO ORDER OFFICE
6 SUPPLIES, SCHEDULE MEETINGS, AUTOMATE INVENTORY TRACKING, OR
7 PERFORM, ASSIST, OR ADMINISTER SIMILAR MINISTERIAL ADMINISTRATIVE
8 SUPPORT FUNCTIONS; OR

9 (XVIII) A PROBATION SUPERVISION SYSTEM REQUIRED BY
10 STATUTE OR A PROBATION ASSESSMENT TOOL UTILIZED BY THE JUDICIAL
11 DEPARTMENT AT THE TIME THAT THE DISCLOSURE REQUIREMENTS
12 COMMENCE FOR DEVELOPERS PURSUANT TO SECTION 6-1-1703 (1) AND
13 FOR DEPLOYERS PURSUANT TO SECTION 6-1-1704 (1).

14 (2) "ASSIST, INFORM, OR REPLACE HUMAN DECISION-MAKING"
15 MEANS TO USE INFORMATION AS A CONTRIBUTING FACTOR IN A DECISION
16 DESCRIBED IN SECTION 6-1-1704 (1).

17 (3) (a) "BIOMETRIC IDENTIFIER" MEANS DATA GENERATED BY THE
18 TECHNOLOGICAL PROCESSING, MEASUREMENT, OR ANALYSIS OF AN
19 INDIVIDUAL'S BIOLOGICAL, PHYSICAL, OR BEHAVIORAL CHARACTERISTICS,
20 WHICH DATA CAN BE PROCESSED FOR THE PURPOSE OF UNIQUELY
21 IDENTIFYING THE INDIVIDUAL.

22 (b) "BIOMETRIC IDENTIFIER" INCLUDES:

23 (I) A FINGERPRINT;

24 (II) A VOICEPRINT;

25 (III) A SCAN OR RECORD OF AN EYE RETINA OR IRIS;

26 (IV) A FACIAL MAP, FACIAL GEOMETRY, OR FACIAL TEMPLATE; OR

27 (V) OTHER UNIQUE BIOLOGICAL, PHYSICAL, OR BEHAVIORAL

1 PATTERNS OR CHARACTERISTICS.

2 (4) "DEPLOY" MEANS TO USE AN ALGORITHMIC DECISION SYSTEM
3 IN A DECISION DESCRIBED IN SECTION 6-1-1704 (1).

4 (5) "DEPLOYER" MEANS A PERSON DOING BUSINESS IN THIS STATE
5 THAT DEPLOYS AN ALGORITHMIC DECISION SYSTEM.

6 (6) "DEVELOP" MEANS TO DESIGN, BUILD, OR TRAIN AN
7 ALGORITHMIC DECISION SYSTEM OR TO KNOWINGLY AND MATERIALLY
8 MODIFY, ADAPT, OR COMBINE AN EXISTING MACHINE-BASED SYSTEM OR
9 COMPUTATIONAL PROCESS FOR USE AS AN ALGORITHMIC DECISION
10 SYSTEM.

11 (7) "DEVELOPER" MEANS A PERSON OR THE PERSON'S AGENT DOING
12 BUSINESS IN THIS STATE THAT:

13 (a) DEVELOPS AN ALGORITHMIC DECISION SYSTEM; OR

14 (b) SELLS, LEASES, DISTRIBUTES, OR OTHERWISE MAKES
15 AVAILABLE AN ALGORITHMIC DECISION SYSTEM TO A DEPLOYER.

16 (8) "PERSONAL CHARACTERISTICS" INCLUDE:

17 (a) PERSONAL DATA, AS DEFINED IN SECTION 6-1-1303 (17)(a), BUT
18 WITHOUT REGARD TO THE REQUIREMENTS OF SECTION 6-1-1303 (17)(b);

19 (b) SENSITIVE DATA, AS DEFINED IN SECTION 6-1-1303 (24);

20 (c) GENETIC INFORMATION, AS DEFINED IN SECTION 10-3-1104.6
21 (2)(c);

22 (d) A BIOMETRIC IDENTIFIER;

23 (e) AN INDIVIDUAL'S ECONOMIC SITUATION, HEALTH, PERSONAL
24 PREFERENCES, AFFILIATIONS, INTERESTS, RELIABILITY, BEHAVIOR,
25 LOCATION, OR MOVEMENTS; AND

26 (f) INFERENCES ASSOCIATED WITH A GROUP, BAND, CLASS, OR TIER
27 OF INDIVIDUALS TO WHICH THE INDIVIDUAL BELONGS.

1 (9) "PLAIN LANGUAGE" MEANS COMMUNICATION THAT IS:

2 (a) CLEAR, CONCISE, AND EASY TO UNDERSTAND FOR THE
3 INTENDED AUDIENCE, INCLUDING PEOPLE WITH DISABILITIES, PEOPLE WITH
4 LIMITED EDUCATION, AND ENGLISH LANGUAGE LEARNERS; AND

5 (b) AVAILABLE IN ENGLISH, SPANISH, AND ANY OTHER RELEVANT
6 LANGUAGES REQUIRED BY THE ATTORNEY GENERAL BY RULE.

7 **6-1-1703. Disclosure requirements for developers of**
8 **algorithmic decision systems - exemption.** (1) ON AND AFTER MAY 1,
9 2026, A DEVELOPER SHALL, CONSISTENT WITH ANY FORM AND MANNER
10 PRESCRIBED BY THE ATTORNEY GENERAL, PROVIDE TO EACH DEPLOYER OF
11 THE DEVELOPER'S ALGORITHMIC DECISION SYSTEM:

12 (a) AN ANALYSIS OF WHETHER AND HOW ANY INTENDED USES, OR
13 REASONABLY FORESEEABLE USES OR MISUSES, OF THE ALGORITHMIC
14 DECISION SYSTEM POSE A KNOWN OR REASONABLY FORESEEABLE RISK OF
15 VIOLATING THIS ARTICLE 1 OR PARTS 3 TO 8 OF ARTICLE 34 OF TITLE 24;

16 (b) A DESCRIPTION OF ANY STEPS TAKEN BY THE DEVELOPER TO
17 MITIGATE ANY IDENTIFIED RISKS OF VIOLATIONS OF THIS ARTICLE 1 OR
18 PARTS 3 TO 8 OF ARTICLE 34 OF TITLE 24;

19 (c) A STATEMENT DESCRIBING THE INTENDED USES AND
20 REASONABLY FORESEEABLE MISUSES OF THE ALGORITHMIC DECISION
21 SYSTEM; AND

22 (d) ALL OTHER INFORMATION NECESSARY TO ALLOW THE
23 DEPLOYER TO COMPLY WITH THE DEPLOYER'S OBLIGATIONS UNDER THIS
24 PART 17.

25 (2) THIS PART 17 DOES NOT APPLY TO A DEVELOPER IF THE
26 DEVELOPER:

27 (a) DISTRIBUTES ALL COMPONENTS OF AN ALGORITHMIC DECISION

1 SYSTEM DEVELOPED BY THE DEVELOPER PURSUANT TO TERMS ALLOWING
2 A RECIPIENT TO FREELY ACCESS, USE, STUDY, MODIFY, AND SHARE THE
3 COMPONENTS OR MODIFIED VERSIONS OF THE COMPONENTS; OR

4 (b) PARTICIPATES IN THE DEVELOPMENT OR DISTRIBUTION OF AN
5 ALGORITHMIC DECISION SYSTEM IN WHICH ALL COMPONENTS OF THE
6 ALGORITHMIC DECISION SYSTEM DEVELOPED BY THE DEVELOPER ARE
7 DISTRIBUTED PURSUANT TO TERMS ALLOWING A RECIPIENT TO FREELY
8 ACCESS, USE, STUDY, MODIFY, AND SHARE THE COMPONENTS OR MODIFIED
9 VERSIONS OF THE COMPONENTS.

10 **6-1-1704. Disclosure requirements for deployers of**
11 **algorithmic decision systems - exemption - definition.** (1) ON AND
12 AFTER MAY 1, 2026, A DEPLOYER SHALL, EITHER DIRECTLY OR THROUGH
13 A DEVELOPER OR OTHER THIRD PARTY, PROVIDE THE DISCLOSURES
14 REQUIRED BY SUBSECTION (2) OF THIS SECTION DIRECTLY TO AN
15 INDIVIDUAL WHO IS OR WILL BE AFFECTED BY A DECISION MADE,
16 INFORMED, OR INFLUENCED BY AN ALGORITHMIC DECISION SYSTEM, WHICH
17 DECISION HAS A MATERIAL LEGAL OR SIMILARLY SIGNIFICANT EFFECT ON
18 THE PROVISION OR DENIAL TO THE INDIVIDUAL OF, OR THE COST OR TERMS
19 OF:

- 20 (a) EDUCATION ENROLLMENT OR AN EDUCATION OPPORTUNITY;
21 (b) EMPLOYMENT OR AN EMPLOYMENT OPPORTUNITY;
22 (c) A FINANCIAL OR LENDING SERVICE;
23 (d) AN ESSENTIAL GOVERNMENT SERVICE;
24 (e) A HEALTH-CARE SERVICE;
25 (f) HOUSING;
26 (g) INSURANCE; OR
27 (h) A LEGAL SERVICE.

1 (2) (a) BEFORE A DEPLOYER DEPLOYS AN ALGORITHMIC DECISION
2 SYSTEM TO MAKE, INFORM, OR INFLUENCE A DECISION AFFECTING AN
3 INDIVIDUAL AS DESCRIBED IN SUBSECTION (1) OF THIS SECTION, THE
4 DEPLOYER SHALL PROVIDE THE INDIVIDUAL WITH A NOTICE, IN PLAIN
5 LANGUAGE AND CONSISTENT WITH ANY FORM AND MANNER PRESCRIBED
6 BY THE ATTORNEY GENERAL, THAT THE DEPLOYER WILL BE USING AN
7 ALGORITHMIC DECISION SYSTEM TO MAKE, INFORM, OR INFLUENCE A
8 DECISION CONCERNING THE INDIVIDUAL, WHICH NOTICE MUST INCLUDE:

9 (I) THE NAME OF THE DEVELOPER OR DEVELOPERS OF THE
10 ALGORITHMIC DECISION SYSTEM;

11 (II) THE TRADE NAME AND VERSION NUMBER OF THE ALGORITHMIC
12 DECISION SYSTEM;

13 (III) THE NATURE OF THE DECISION AND THE STAGE IN THE
14 DECISION-MAKING PROCESS DURING WHICH THE ALGORITHMIC DECISION
15 SYSTEM WILL BE USED; AND

16 (IV) THE CONTACT INFORMATION FOR THE DEPLOYER.

17 (b) AS SOON AS PRACTICABLE, AND NO LATER THAN THIRTY DAYS
18 AFTER THE DEPLOYMENT OF AN ALGORITHMIC DECISION SYSTEM TO MAKE,
19 INFORM, OR INFLUENCE A DECISION AS DESCRIBED IN SUBSECTION (1) OF
20 THIS SECTION, A DEPLOYER SHALL PROVIDE AN AFFECTED INDIVIDUAL, IN
21 PLAIN LANGUAGE AND CONSISTENT WITH ANY FORM AND MANNER
22 PRESCRIBED BY THE ATTORNEY GENERAL, WITH:

23 (I) A LIST OF THE TYPES, CATEGORIES, AND SOURCES OF PERSONAL
24 CHARACTERISTICS ASSOCIATED WITH THE INDIVIDUAL THAT WERE
25 ANALYZED, PREDICTED, INPUT INTO, INFERRED, OR COLLECTED BY THE
26 ALGORITHMIC DECISION SYSTEM;

27 (II) A LIST OF THE TWENTY PERSONAL CHARACTERISTICS OF THE

1 INDIVIDUAL THAT MOST SUBSTANTIALLY INFLUENCED THE OUTPUT OF THE
2 ALGORITHMIC DECISION SYSTEM OR, IF THE ALGORITHMIC DECISION
3 SYSTEM'S OUTPUT WAS INFLUENCED BY FEWER THAN TWENTY PERSONAL
4 CHARACTERISTICS, A LIST OF ALL PERSONAL CHARACTERISTICS THAT
5 INFLUENCED THE OUTPUT; AND

6 (III) INFORMATION ON HOW THE INDIVIDUAL CAN EXERCISE THEIR
7 RIGHTS PURSUANT TO SECTION 6-1-1705.

8 (3) (a) AS USED IN THIS SECTION, "FINANCIAL OR LENDING
9 SERVICE" MEANS A FINANCIAL OR LENDING SERVICE FOR CONSUMER OR
10 HOUSEHOLD PURPOSES WITH RESPECT TO THE OPENING OR CLOSING OF
11 BANKING, CREDIT UNION, CREDIT CARD, OR OTHER ACCOUNTS, OR THE
12 INTEREST RATES, PAYMENT SCHEDULES, MINIMUM PAYMENT AMOUNTS,
13 AND OTHER MATERIAL TERMS AND CONDITIONS OF SUCH ACCOUNTS, BUT
14 EXCLUDING:

15 (I) INDIVIDUAL BANKING OR CREDIT UNION ACCOUNT
16 TRANSACTIONS, INCLUDING ROUTINE CHECKING ACCOUNTS, SAVINGS
17 ACCOUNTS, AND DEBIT AND CREDIT CARD TRANSACTIONS;

18 (II) SECURITIES TRANSACTIONS AND ACCOUNTS, AS THE TERM
19 "SECURITY" IS DEFINED IN SECTION 11-51-201 (17);

20 (III) DERIVATIVES TRANSACTIONS AND ACCOUNTS, AS THE TERM
21 "DERIVATIVES TRANSACTION" IS DEFINED IN 17 CFR 270.18f-4, AS THAT
22 SECTION EXISTED ON JULY 1, 2025; AND

23 (IV) SERVICES PROVIDED TO AN INDIVIDUAL ACTING IN THEIR
24 CAPACITY AS AN "ACCREDITED INVESTOR", AS DEFINED IN 17 CFR
25 230.501, AS THAT SECTION EXISTED ON JULY 1, 2025.

26 (b) THIS SECTION DOES NOT APPLY TO A SYSTEM OR TOOL TO THE
27 EXTENT IT IS AN ANTI-FRAUD SYSTEM OR TOOL USED BY AN INSTITUTION

1 INSURED BY THE FEDERAL DEPOSIT INSURANCE CORPORATION OR
2 NATIONAL CREDIT UNION ADMINISTRATION IN ACCORDANCE WITH 15
3 U.S.C. SEC. 6801 TO PREVENT, DETECT, OR RESPOND TO UNLAWFUL AND
4 MALICIOUS CONDUCT OR TO COMPLY WITH FEDERAL OR STATE LAW FOR
5 CREDIT DECISIONS.

6 (c) A DEPLOYER THAT IS AN INSTITUTION INSURED BY THE
7 FEDERAL DEPOSIT INSURANCE CORPORATION OR NATIONAL CREDIT UNION
8 ADMINISTRATION SATISFIES THE REQUIREMENTS OF SUBSECTION (2)(b) OF
9 THIS SECTION BY PROVIDING AN INDIVIDUAL WITH:

10 (I) SEPARATE NOTICES FOR EACH DECISION; OR

11 (II) A COMBINED NOTICE PROVIDING THE REQUIRED INFORMATION
12 FOR EACH DECISION CONCERNING THE INDIVIDUAL WITHIN THE PRECEDING
13 THIRTY DAYS.

14 (4) SUBSECTIONS (2)(b)(II) AND (2)(b)(III) OF THIS SECTION AND
15 SECTION 6-1-1705 DO NOT APPLY TO A DEPLOYER IF:

16 (a) THE DEPLOYER IS A PUBLIC ENTITY;

17 (b) THE INFORMATION SUBJECT TO THE DISCLOSURES REQUIRED BY
18 SUBSECTIONS (2)(b)(II) AND (2)(b)(III) OF THIS SECTION AND SECTION
19 6-1-1705 IS AVAILABLE THROUGH A REQUEST FOR RECORDS PURSUANT TO
20 THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE
21 24, THE COLORADO CRIMINAL JUSTICE RECORDS ACT, PART 3 OF ARTICLE
22 72 OF TITLE 24, OR RULE 2 OF CHAPTER 38 OF THE COLORADO COURT
23 RULES; AND

24 (c) THE DEPLOYER PROVIDES THE INDIVIDUAL WITH INSTRUCTIONS
25 ON HOW TO FILE A REQUEST FOR RECORDS PURSUANT TO THE "COLORADO
26 OPEN RECORDS ACT", THE COLORADO CRIMINAL JUSTICE RECORDS ACT,
27 OR RULE 2 OF CHAPTER 38 OF THE COLORADO COURT RULES, WHICHEVER

1 APPLIES, WITH THE PUBLIC ENTITY REGARDING WHAT PERSONAL
2 CHARACTERISTICS ABOUT THE INDIVIDUAL WERE USED IN THE DECISION.

3 **6-1-1705. Individual right to access and correct data used by**
4 **an algorithmic decision system - procedures.** (1) ON AND AFTER MAY
5 1, 2026, AN INDIVIDUAL AFFECTED BY A DECISION MADE, INFORMED, OR
6 INFLUENCED BY AN ALGORITHMIC DECISION SYSTEM, AS DESCRIBED IN
7 SECTION 6-1-1704 (1), HAS A RIGHT TO:

8 (a) ACCESS ANY PERSONAL CHARACTERISTICS OF THE INDIVIDUAL
9 THAT WERE ANALYZED BY, PREDICTED BY, INPUT INTO, INFERRED BY, OR
10 COLLECTED BY AN ALGORITHMIC DECISION SYSTEM; AND

11 (b) CHALLENGE AND CORRECT ANY INACCURATE DATA.

12 (2) A DEPLOYER OR DEVELOPER THAT HAS ACCESS TO AN
13 INDIVIDUAL'S DATA SHALL CREATE REASONABLE, ACCESSIBLE, AND
14 CONCISE PROCEDURES IN PLAIN LANGUAGE TO ALLOW THE INDIVIDUAL TO
15 EXERCISE THE INDIVIDUAL'S RIGHTS PURSUANT TO SUBSECTION (1) OF THIS
16 SECTION.

17 **6-1-1706. Disclosure requirements - generative artificial**
18 **intelligence systems - definition.** (1) ON AND AFTER MAY 1, 2026,
19 PURSUANT TO ANY REQUIREMENTS ESTABLISHED BY THE ATTORNEY
20 GENERAL, A PERSON THAT DEPLOYS, OFFERS, SELLS, LEASES, LICENSES,
21 GIVES, OR OTHERWISE MAKES AVAILABLE A GENERATIVE ARTIFICIAL
22 INTELLIGENCE SYSTEM THAT IS INTENDED TO INTERACT WITH AN
23 INDIVIDUAL SHALL DISCLOSE TO EACH INDIVIDUAL WHO INTERACTS WITH
24 THE GENERATIVE ARTIFICIAL INTELLIGENCE SYSTEM THE FACT THAT THE
25 INDIVIDUAL IS INTERACTING WITH A GENERATIVE ARTIFICIAL
26 INTELLIGENCE SYSTEM.

27 (2) AS USED IN THIS SECTION, "GENERATIVE ARTIFICIAL

1 INTELLIGENCE SYSTEM" MEANS AN ARTIFICIAL INTELLIGENCE SYSTEM
2 THAT:

3 (a) IS TRAINED ON DATA;

4 (b) INTERACTS WITH AN INDIVIDUAL USING TEXT, AUDIO, OR
5 VISUAL COMMUNICATION; AND

6 (c) GENERATES UNSCRIPTED OUTPUTS SIMILAR TO OUTPUTS
7 CREATED BY A HUMAN, WITH LIMITED OR NO HUMAN OVERSIGHT.

8 **6-1-1707. Joint and several liability for a developer and**
9 **deployer of an algorithmic decision system.** (1) NOTWITHSTANDING
10 THE REQUIREMENTS REGARDING LIABILITY IN SECTION 13-21-111.5, ON
11 AND AFTER THE EFFECTIVE DATE OF THIS PART 17, AS AMENDED, THE
12 DEVELOPER AND DEPLOYER OF AN ALGORITHMIC DECISION SYSTEM ARE
13 JOINTLY AND SEVERALLY LIABLE FOR A VIOLATION OF LAW FACILITATED
14 BY THE DEPLOYER'S USE OF THE ALGORITHMIC DECISION SYSTEM.

15 (2) NOTWITHSTANDING SUBSECTION (1) OF THIS SECTION, A
16 DEVELOPER IS NOT JOINTLY AND SEVERALLY LIABLE IF THE DEVELOPER
17 CAN DEMONSTRATE THAT THE VIOLATION OF LAW RESULTED FROM A
18 MISUSE OF THE ALGORITHMIC DECISION SYSTEM BY THE DEPLOYER, THE
19 DEVELOPER TOOK ALL REASONABLE STEPS AVAILABLE, CONTRACTUAL OR
20 OTHERWISE, TO PREVENT THE MISUSE, AND THE DEVELOPER:

21 (a) DID NOT INTEND AND COULD NOT HAVE REASONABLY
22 FORESEEN THE MISUSE; OR

23 (b) SPECIFICALLY DISALLOWED THE MISUSE IN DISCLOSURES
24 PURSUANT TO SECTION 6-1-1703 (1).

25 (3) NOTHING IN THIS SECTION LIMITS, DISPLACES, OR OTHERWISE
26 AFFECTS ANY LIABILITY THAT A DEVELOPER MAY HAVE IN THE
27 DEVELOPER'S OWN RIGHT, SEPARATE AND APART FROM LIABILITY UNDER

1 THIS SECTION, FOR A VIOLATION OF STATE OR FEDERAL LAW. COMPLIANCE
2 WITH THE REQUIREMENTS OF THIS PART 17 IS NOT A DEFENSE TO, AND
3 DOES NOT OTHERWISE EXCUSE, NONCOMPLIANCE WITH ANY APPLICABLE
4 LAW.

5 **6-1-1708. Enforcement.** (1) A VIOLATION OF THIS PART 17
6 CONSTITUTES AN UNFAIR OR DECEPTIVE TRADE PRACTICE PURSUANT TO
7 SECTION 6-1-105 (1)(hhhh).

8 (2) THIS PART 17 DOES NOT PROVIDE THE BASIS FOR A PRIVATE
9 RIGHT OF ACTION.

10 (3) NOTHING IN THIS PART 17 PREEMPTS OR OTHERWISE AFFECTS
11 ANY OTHER RIGHT, CLAIM, REMEDY, PRESUMPTION, OR DEFENSE
12 AVAILABLE AT LAW OR IN EQUITY, INCLUDING ANY RIGHT AVAILABLE
13 PURSUANT TO LAWS GOVERNING ANTI-DISCRIMINATION, COMPETITION,
14 PRIVACY, OR UNFAIR AND DECEPTIVE ACTS AND PRACTICES.

15 **6-1-1709. Rules.** THE ATTORNEY GENERAL MAY ADOPT RULES AS
16 NECESSARY TO IMPLEMENT AND ENFORCE THIS PART 17.

		APPROPRIATION FROM					
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	<u>SECTION 2. Appropriation to the judicial department for the fiscal year beginning July 1, 2025.</u> In Session Laws of Colorado 2025, section 2 of chapter 476, (SB 25-206).						
2	<u>amend</u> Part IX (2)(A), (4), and the affected totals as follows:						
3	<u>Section 2. Appropriation.</u>						
4	<u>PART IX</u>						
5	<u>JUDICIAL DEPARTMENT</u>						
6							
7	<u>(2) STATE COURTS ADMINISTRATION⁵²</u>						
8	<u>(A) Administration and Technology</u>						
9	<u>General Courts</u>						
10	<u>Administration</u>	<u>42,921,123</u>	<u>31,455,722</u>		<u>8,898,632^a</u>	<u>2,566,769^b</u>	
11		<u>42,893,337</u>	<u>31,427,936</u>				
12			<u>(314.5 FTE)</u>		<u>(38.0 FTE)</u>	<u>(6.0 FTE)</u>	
13			<u>(314.2 FTE)</u>				
14	<u>Information Technology</u>						
15	<u>Infrastructure</u>	<u>24,090,779</u>	<u>931,200</u>		<u>23,159,579^c</u>		

			APPROPRIATION FROM				
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	<u>Information Technology Cost</u>						
2	<u>Recoveries</u>	<u>4,535,800</u>			<u>4,535,800^e</u>		
3	<u>Indirect Cost Assessment</u>	<u>854,035</u>			<u>854,035^d</u>		
4		<u>72,401,737</u>					
5		<u>72,373,951</u>					
6							
7	<u>^a Of this amount, \$8,170,352 shall be from the Judicial Department Information Technology Cash Fund created in Section 13-32-114 (1), C.R.S., \$192,927 shall be from the Correctional</u>						
8	<u>Treatment Cash Fund created in Section 18-19-103 (4)(a), C.R.S., \$70,000 shall be from the Justice Center Cash Fund created in Section 13-32-101 (7)(a), C.R.S., \$28,491 shall be from</u>						
9	<u>the Court Security Cash Fund created in Section 13-1-204 (1)(a), C.R.S., \$28,491 shall be from the Family Violence Justice Fund created in Section 14-4-107 (1), C.R.S., \$28,491 shall</u>						
10	<u>be from the Eviction Legal Defense Fund created in Section 13-40-127 (2), C.R.S., \$28,491 shall be from the Underfunded Courthouse Facility Cash Fund created in Section 13-1-304</u>						
11	<u>(1), C.R.S., and \$351,389 shall be from various sources of cash funds.</u>						
12	<u>^b Of this amount, \$2,171,420 shall be from departmental indirect cost recoveries or the Indirect Costs Excess Recovery Fund created in Section 24-75-1401 (2), C.R.S., \$185,970 shall</u>						
13	<u>be from indirect cost recoveries related to federal grants to cover both departmental and statewide indirect costs, \$133,665 shall be from statewide indirect cost recoveries collected by</u>						
14	<u>the Judicial Department or the Indirect Costs Excess Recovery Fund created in Section 24-75-1401 (2), C.R.S., and \$75,714 shall be transferred from the Department of Human Services</u>						
15	<u>Child Support Enforcement.</u>						

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	<u>ε These amounts shall be from the Judicial Department Information Technology Cash Fund created in Section 13-32-114 (1), C.R.S.</u>						
2	<u>δ This amount shall be from various sources of cash funds.</u>						
3							
4	<u>(4) PROBATION AND RELATED SERVICES⁵²</u>						
5	<u>Probation Programs</u>	<u>123,530,668</u>		<u>113,647,034</u>		<u>9,883,634^ε</u>	
6		<u>123,530,668</u>		<u>113,674,820</u>		<u>9,855,848^a</u>	
7				<u>(1,165.8 FTE)</u>		<u>(123.7 FTE)</u>	
8	<u>Offender Treatment and</u>						
9	<u>Services⁵⁵</u>	<u>22,468,054</u>		<u>276,201</u>		<u>17,253,853^b</u>	<u>4,938,000^c</u>
10	<u>Appropriation to the</u>						
11	<u>Correctional Treatment Cash</u>						
12	<u>Fund</u>	<u>17,702,906</u>		<u>16,075,939</u>		<u>1,626,967^d</u>	
13	<u>S.B. 91-094 Juvenile Services</u>	<u>1,596,837</u>					<u>1,596,837^ε</u>
14						<u>(15.0 FTE)</u>	

			APPROPRIATION FROM				
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	<u>Correctional Treatment Cash</u>						
2	<u>Fund Expenditures⁵⁶</u>	<u>26,389,629</u>				<u>26,389,629^f</u>	
3						<u>(1.0 FTE)</u>	
4	<u>Reimbursements to Law</u>						
5	<u>Enforcement Agencies for the</u>						
6	<u>Costs of Returning a</u>						
7	<u>Probationer</u>	<u>287,500</u>			<u>287,500^g</u>		
8	<u>Victims Grants</u>	<u>650,000</u>				<u>650,000^h</u>	
9						<u>(6.0 FTE)</u>	
10	<u>Federal Funds and Other</u>						
11	<u>Grants</u>	<u>5,615,040</u>			<u>1,965,040ⁱ</u>	<u>850,000ⁱ</u>	<u>2,800,000(I)</u>
12					<u>(2.0 FTE)</u>	<u>(18.0 FTE)</u>	<u>(12.0 FTE)</u>
13	<u>Indirect Cost Assessment</u>	<u>537,263</u>			<u>537,263^k</u>		
14		<u>198,777,897</u>					
15							

		APPROPRIATION FROM					
	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	<u>^a Of this amount, an estimated \$6,094,582 shall be from the Offender Services Fund created in Section 16-11-214 (1)(a), C.R.S., an estimated \$3,597,060 shall be from the Alcohol and</u>						
2	<u>Drug Driving Safety Program Fund created in Section 42-4-1301.3 (4)(a), C.R.S., and an estimated \$191,992 \$164,206 from various fees and cost recoveries.</u>						
3	<u>^b Of this amount, an estimated \$15,509,883 shall be from the Offender Services Fund created in Section 16-11-214 (1)(a), C.R.S., an estimated \$730,926 shall be from the Correctional</u>						
4	<u>Treatment Cash Fund created in Section 18-19-103 (4)(a), C.R.S., an estimated \$603,044 shall be from the Sex Offender Surcharge Fund created in Section 18-21-103 (3), C.R.S., and</u>						
5	<u>an estimated \$410,000 shall be from various fees and cost recoveries.</u>						
6	<u>^c Of this amount, \$3,831,000 shall be from the Correctional Treatment Cash Fund created in Section 18-19-103 (4)(a), C.R.S., and \$1,107,000 shall be transferred from the Department</u>						
7	<u>of Human Services from the Behavioral Health Administration, Substance Use Treatment and Prevention Services, Community Prevention and Treatment Programs line item</u>						
8	<u>appropriation.</u>						
9	<u>^d This amount shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S.</u>						
10	<u>^e This amount shall be transferred from the Department of Human Services from the S.B. 91-094 Programs line item appropriation.</u>						
11	<u>^f This amount shall be from the Correctional Treatment Cash Fund created in Section 18-19-103 (4)(a), C.R.S.</u>						
12	<u>^g This amount shall be from the Interstate Compact Probation Transfer Cash Fund created in Section 18-1.3-204 (4)(b)(II)(A), C.R.S.</u>						

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	<u>^b Of this amount, an estimated \$425,000 shall be transferred from local Victims and Witnesses Assistance and Law Enforcement Board grants reflected in the Victim Assistance line</u>						
2	<u>item appropriation within the Courts Administration, Centrally Administered Programs subsection of this department, pursuant to Section 24-4.2-105 (2.5)(a)(II), C.R.S., and an estimated</u>						
3	<u>\$225,000 shall be transferred from the Department of Public Safety from the State Victims Assistance and Law Enforcement Program line item appropriation within the Division of</u>						
4	<u>Criminal Justice, pursuant to Section 24-33.5-506 (1)(b), C.R.S.</u>						
5	<u>ⁱ This amount shall be from various fees, cost recoveries, and grants.</u>						
6	<u>ⁱ This amount shall be transferred from other state agencies.</u>						
7	<u>^k This amount shall be from various sources of cash funds.</u>						
8							
9	<u>TOTALS PART IX</u>						
10	<u>(JUDICIAL)</u>	<u>\$1,148,010,817</u>	<u>\$875,204,785</u>		<u>\$203,914,808^a</u>	<u>\$64,466,224</u>	<u>\$4,425,000^b</u>
11		<u>\$1,147,983,031</u>			<u>\$203,887,022^a</u>		
12							
13	<u>^a Of this amount, \$46,320,910 contains an (I) notation.</u>						
14	<u>^b This amount contains an (I) notation.</u>						
15							

1 **SECTION 3. Appropriation.** (1) For the 2025-26 state fiscal
2 year, \$1,765,479 is appropriated to the office of the governor for use by
3 the office of information technology. This appropriation is from the
4 general fund and is based on an assumption that the office will require an
5 additional 8.0 FTE. To implement this act, the office may use this
6 appropriation for enterprise solutions.

7 (2) For the 2025-26 state fiscal year, \$406,090 is appropriated to
8 the judicial department. This appropriation is from the general fund. To
9 implement this act, the department may use this appropriation as follows:

10 (a) \$44,730 for general courts administration, which amount is
11 based on an assumption that the department will require an additional 0.3
12 FTE;

13 (b) \$90,934 for capital outlay; and

14 (c) \$270,426 for probation programs, which amount is based on
15 an assumption that the department will require an additional 3.0 FTE.

16 (3) For the 2025-26 state fiscal year, \$272,632 is appropriated to
17 the department of labor and employment for use by the division of labor
18 standards and statistics. This appropriation is from the general fund and
19 is based on an assumption that the division will require an additional 1.8
20 FTE. To implement this act, the division may use this appropriation for
21 program costs related to labor standards.

22 (4) For the 2025-26 state fiscal year, \$251,332 is appropriated to
23 the department of personnel for use by the executive director's office.
24 This appropriation is from the general fund. To implement this act, the
25 office may use this appropriation as follows:

26 (a) \$37,224 for personal services related to department
27 administration, which amount is based on an assumption that the

1 department will require an additional 0.6 FTE; and
2 (b) \$214,108 for operating expenses related to department
3 administration.

4 **SECTION 4. Safety clause.** The general assembly finds,
5 determines, and declares that this act is necessary for the immediate
6 preservation of the public peace, health, or safety or for appropriations for
7 the support and maintenance of the departments of the state and state
8 institutions.