

Second Regular Session  
Seventy-fifth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 26-0546.02 Richard Sweetman x4333

**SENATE BILL 26-011**

**SENATE SPONSORSHIP**

**Frizell and Roberts**, Carson, Catlin, Liston, Pelton B., Pelton R., Rich

**HOUSE SPONSORSHIP**

**Boesenecker,**

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**Senate Committees**

Judiciary

**House Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING SEARCH WARRANT REQUIREMENTS FOR OPERATORS OF**

102     **CERTAIN ELECTRONIC PLATFORMS.**

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**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 operators of certain websites, online services, online applications, or mobile applications (covered platforms) to ensure that each covered platform provides a streamlined process to allow Colorado law enforcement agencies to contact the covered platform at all times. The process must, at a minimum, make available a staffed hotline for Colorado law enforcement agencies for the purposes of:

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.

- Receiving and responding to questions about search warrants;
- Acknowledging the receipt of a search warrant within 8 hours after receipt; and
- Providing status updates on search warrant compliance to a requesting Colorado law enforcement agency.

An operator must comply with a search warrant within 72 hours after receiving the search warrant if certain conditions apply. A court may reasonably extend this time if the court makes a written finding that the operator or covered platform has shown good cause for the extension and that an extension would not cause an adverse result.

The attorney general or a district attorney with jurisdiction may enforce the bill.

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

2           **SECTION 1.** In Colorado Revised Statutes, **add** 16-3-313 as  
3 follows:

4           **16-3-313. Search warrants provided to covered platforms -**  
5 **process required - enforcement - definitions.**

6           (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE  
7 REQUIRES:

8           (a) "COVERED PLATFORM" MEANS A PUBLIC OR SEMIPUBLIC  
9 WEBSITE, ONLINE SERVICE, ONLINE APPLICATION, OR MOBILE APPLICATION  
10 THAT:

11           (I) HAS AT LEAST ONE MILLION DISCRETE MONTHLY USERS;

12           (II) ALLOWS A USER TO CONSTRUCT A PUBLIC OR SEMIPUBLIC  
13 PROFILE FOR THE PURPOSE OF USING THE WEBSITE, SERVICE, OR  
14 APPLICATION; AND

15           (III) ALLOWS A USER TO CREATE OR POST CONTENT THAT IS  
16 VIEWABLE BY OTHER USERS, INCLUDING ON MESSAGE BOARDS, IN CHAT  
17 ROOMS, AND THROUGH LANDING PAGES OR MAIN FEEDS THAT PRESENT A  
18 USER WITH CONTENT GENERATED BY OTHER USERS OR BY ARTIFICIAL

1 INTELLIGENCE.

2 (b) "OPERATOR" MEANS A PERSON, BUSINESS, OR OTHER LEGAL  
3 ENTITY THAT OPERATES OR PROVIDES A COVERED PLATFORM.

4 (c) "SEARCH WARRANT" INCLUDES A COURT ORDER FOR THE  
5 PRODUCTION OF RECORDS, AS DESCRIBED IN SECTION 16-3-301.1.

6 (d) "USER" MEANS A USER OF A COVERED PLATFORM WHO RESIDES  
7 IN COLORADO AND IS NOT ACTING AS AN OPERATOR, OR AN AGENT OR  
8 AFFILIATE OF AN OPERATOR, OF THE PLATFORM OR ANY PORTION OF THE  
9 PLATFORM.

10 (2) AN OPERATOR SHALL ENSURE THAT EACH OF ITS COVERED  
11 PLATFORMS PROVIDES A STREAMLINED PROCESS TO ALLOW COLORADO  
12 LAW ENFORCEMENT AGENCIES TO CONTACT THE COVERED PLATFORM. THE  
13 PROCESS MUST, AT A MINIMUM:

14 (a) BE AVAILABLE TO COLORADO LAW ENFORCEMENT AGENCIES  
15 AT ALL TIMES; AND

16 (b) MAKE AVAILABLE AT ALL TIMES A STAFFED HOTLINE FOR  
17 COLORADO LAW ENFORCEMENT AGENCIES FOR THE PURPOSES OF:

18 (I) RECEIVING AND RESPONDING TO QUESTIONS ABOUT SEARCH  
19 WARRANTS;

20 (II) ACKNOWLEDGING THE RECEIPT OF A SEARCH WARRANT WITHIN  
21 EIGHT HOURS AFTER RECEIPT; AND

22 (III) PROVIDING STATUS UPDATES ON SEARCH WARRANT  
23 COMPLIANCE TO A REQUESTING COLORADO LAW ENFORCEMENT AGENCY.

24 (3) AN OPERATOR SHALL PROMINENTLY POST CONTACT  
25 INFORMATION ON THE HOME PAGE OF EACH OF ITS COVERED PLATFORMS  
26 TO ALLOW A COLORADO LAW ENFORCEMENT AGENCY TO CONTACT THE  
27 OPERATOR AND INITIATE THE PROCESS DESCRIBED IN SUBSECTION (2) OF

1 THIS SECTION.

2 (4) EXCEPT AS PROVIDED IN SUBSECTION (5) OF THIS SECTION, OR  
3 ANY OTHER LAW, INCLUDING SECTION 32 OF ARTICLE II OF THE STATE  
4 CONSTITUTION; THE "COLORADO PRIVACY ACT", PART 13 OF ARTICLE 1 OF  
5 TITLE 6; SECTION 16-3-301(4); AND THE "REPRODUCTIVE HEALTH EQUITY  
6 ACT", PART 4 OF ARTICLE 6 OF TITLE 25, AN OPERATOR SHALL COMPLY  
7 WITH A SEARCH WARRANT WITHIN SEVENTY-TWO HOURS AFTER RECEIVING  
8 THE SEARCH WARRANT IF ALL OF THE FOLLOWING APPLY:

9 (a) THE SEARCH WARRANT IS PROVIDED TO THE OPERATOR OR THE  
10 OPERATOR'S COVERED PLATFORM BY A COLORADO LAW ENFORCEMENT  
11 AGENCY;

12 (b) THE SUBJECT OF THE SEARCH WARRANT IS INFORMATION  
13 ASSOCIATED WITH A USER'S ACCOUNT ON A COVERED PLATFORM  
14 OPERATED BY THE OPERATOR; AND

15 (c) THE INFORMATION IS CONTROLLED BY A USER OR OPERATOR OF  
16 THE COVERED PLATFORM.

17 (5) A COURT MAY REASONABLY EXTEND THE TIME REQUIRED TO  
18 COMPLY WITH A SEARCH WARRANT PROVIDED PURSUANT TO SUBSECTION  
19 (4) OF THIS SECTION IF THE COURT MAKES A WRITTEN FINDING THAT THE  
20 OPERATOR OR COVERED PLATFORM HAS SHOWN GOOD CAUSE FOR THE  
21 EXTENSION AND THAT AN EXTENSION WOULD NOT CAUSE AN ADVERSE  
22 RESULT, AS DEFINED IN 18 U.S.C. SEC. 2705 (a)(2).

23 (6) ON OR AFTER THE EFFECTIVE DATE OF THIS SECTION, IF IT  
24 APPEARS TO THE ATTORNEY GENERAL OR TO A DISTRICT ATTORNEY WITH  
25 JURISDICTION, UPON COMPLAINT OR OTHERWISE, THAT A PERSON WITHIN  
26 OR OUTSIDE THE STATE HAS VIOLATED THIS SECTION, IN ADDITION TO  
27 SEEKING ANY OTHER RELIEF AVAILABLE UNDER THIS PART 3, THE

1 ATTORNEY GENERAL OR DISTRICT ATTORNEY MAY BRING AN ACTION OR  
2 PROCEEDING TO:

- 3 (a) ENJOIN THE VIOLATION;
- 4 (b) OBTAIN RESTITUTION OF ANY MONEY OR PROPERTY OBTAINED  
5 DIRECTLY OR INDIRECTLY AS A RESULT OF THE VIOLATION;
- 6 (c) OBTAIN DISGORGEMENT OF ANY PROFITS OR GAINS OBTAINED  
7 DIRECTLY OR INDIRECTLY AS A RESULT OF THE VIOLATION;
- 8 (d) OBTAIN DAMAGES CAUSED DIRECTLY OR INDIRECTLY BY THE  
9 VIOLATION;
- 10 (e) OBTAIN CIVIL PENALTIES OF UP TO FIVE THOUSAND DOLLARS  
11 PER VIOLATION; AND
- 12 (f) OBTAIN SUCH OTHER RELIEF AS THE COURT MAY DEEM PROPER,  
13 INCLUDING PRELIMINARY RELIEF.

14 **SECTION 2. Act subject to petition - effective date -**  
15 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following  
16 the expiration of the ninety-day period after final adjournment of the  
17 general assembly (August 12, 2026, if adjournment sine die is on May 13,  
18 2026); except that, if a referendum petition is filed pursuant to section 1  
19 (3) of article V of the state constitution against this act or an item, section,  
20 or part of this act within such period, then the act, item, section, or part  
21 will not take effect unless approved by the people at the general election  
22 to be held in November 2026 and, in such case, will take effect on the  
23 date of the official declaration of the vote thereon by the governor.

24 (2) This act applies to search warrants provided on or after the  
25 applicable effective date of this act.