

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Froelich

1 Amend reengrossed bill, page 2, line 5, strike "**declaration.**" and  
2 substitute "**declaration - repeal.**"

3 Page 6, after line 24 insert:

4 "(7) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2030."

5 Page 8, after line 22 insert:

6 "**SECTION 5.** In Colorado Revised Statutes, **add 24-33.5-231** as  
7 follows:

8 **24-33.5-231. Use of mobile electronic devices while driving -**  
9 **demographic information - report to legislature.**

10 (1) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), BY MAY 15, 2026,  
11 AND EACH MAY 15 THEREAFTER, THE COLORADO STATE PATROL AND  
12 EACH LOCAL LAW ENFORCEMENT AGENCY THAT EMPLOYS PEACE OFFICERS  
13 SHALL SUBMIT TO THE TRANSPORTATION LEGISLATION REVIEW  
14 COMMITTEE, CREATED IN SECTION 43-2-145, THE FOLLOWING  
15 INFORMATION FOR EACH CITATION AN OFFICER ISSUED FOR A VIOLATION  
16 OF SECTION 42-4-239 IN THE PRIOR CALENDAR YEAR:

- 17 (a) THE DATE, TIME, AND LOCATION OF THE INTERACTION;
- 18 (b) THE DEMOGRAPHIC INFORMATION OF THE INDIVIDUAL  
19 CONTACTED, SO LONG AS THE IDENTIFICATION OF THESE CHARACTERISTICS  
20 IS BASED ON SELF-IDENTIFICATION, THE OBSERVATION AND PERCEPTION OF  
21 THE OFFICER MAKING THE CONTACT, AND OTHER AVAILABLE DATA. AT  
22 MINIMUM, THIS DEMOGRAPHIC INFORMATION MUST INCLUDE:
  - 23 (I) RACE;
  - 24 (II) ETHNICITY;
  - 25 (III) GENDER; AND
  - 26 (IV) AGE.
- 27 (c) THE INITIAL REASON FOR THE INTERACTION;
- 28 (d) THE RESULT OF THE INTERACTION, SUCH AS:
  - 29 (I) NO ACTION, A WARNING, A CITATION, PROPERTY SEIZURE, OR  
30 ARREST;
  - 31 (II) IF A WARNING OR CITATION WAS ISSUED, THE WARNING  
32 PROVIDED OR VIOLATION CITED; AND
  - 33 (III) IF AN ARREST WAS MADE, THE OFFENSE CHARGED AND  
34 WHETHER THE INDIVIDUAL WAS CONVICTED; AND
- 35 (e) THE ACTIONS TAKEN BY THE OFFICER DURING THE  
36 INTERACTION, INCLUDING WHETHER:
  - 37 (I) THE OFFICER ASKED FOR CONSENT TO SEARCH THE INDIVIDUAL

1 AND, IF SO, WHETHER CONSENT WAS PROVIDED;  
2 (II) THE OFFICER SEARCHED THE INDIVIDUAL OR ANY PROPERTY  
3 AND, IF SO, THE BASIS FOR THE SEARCH AND THE TYPE OF CONTRABAND OR  
4 EVIDENCE DISCOVERED, IF ANY; AND  
5 (III) THE OFFICER SEIZED ANY PROPERTY AND, IF SO, THE TYPE OF  
6 PROPERTY THAT WAS SEIZED AND THE BASIS FOR SEIZING THE PROPERTY.  
7 (2) THE COLORADO STATE PATROL AND LOCAL LAW ENFORCEMENT  
8 AGENCIES SHALL NOT REPORT TO THE COMMITTEE THE NAMES,  
9 ADDRESSES, SOCIAL SECURITY NUMBERS, OR ANY OTHER UNIQUE  
10 PERSONAL IDENTIFYING INFORMATION OF INDIVIDUALS CONTACTED,  
11 WARNED, TICKETED, ARRESTED, SEARCHED, OR SUBJECTED TO A PROPERTY  
12 SEIZURE. NOTWITHSTANDING ANY LAW TO THE CONTRARY, THE DATA  
13 REPORTED PURSUANT TO THIS SECTION IS AVAILABLE TO THE PUBLIC.  
14 **SECTION 6.** In Colorado Revised Statutes, 43-2-145, **add** (2.1)  
15 as follows:  
16 **43-2-145. Transportation legislation review - committee -**  
17 **definition - repeal.** (2.1) (a) EACH LEGISLATIVE INTERIM, THE  
18 COMMITTEE SHALL REVIEW THE INFORMATION PROVIDED TO THE  
19 COMMITTEE FROM THE DEPARTMENT OF PUBLIC SAFETY PURSUANT TO  
20 SECTION 24-33.5-231, INCLUDING WHETHER AND TO WHAT DEGREE THE  
21 ENFORCEMENT OF SECTION 42-4-239 REFLECTS PRETEXTUAL STOPS OR  
22 DISPARATE RACIAL OR ETHNIC IMPACTS.  
23 (b) (I) DURING THE 2029 LEGISLATIVE INTERIM, THE COMMITTEE  
24 SHALL CONSIDER THE COMMUTATIVE INFORMATION REPORTED TO THE  
25 COMMITTEE PURSUANT TO SECTION 24-33.5-231 AND SHALL MAKE A  
26 RECOMMENDATION TO THE LEGISLATURE REGARDING WHETHER TO  
27 CONTINUE THE EXISTENCE OF THE PROHIBITION ON THE USE OF MOBILE  
28 ELECTRONIC DEVICES, AS SPECIFIED IN SECTION 42-4-239, OR ALLOW THE  
29 PROHIBITION TO REPEAL.  
30 (II) THIS SUBSECTION (2.1)(b) IS REPEALED, EFFECTIVE  
31 SEPTEMBER 1, 2030."

32 Renumber succeeding sections accordingly.

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