



## Fiscal Note

### Legislative Council Staff

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## HB 26-1322: CIVIL ACTIONS FOR CONVERSION THERAPY SURVIVORS

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**Prime Sponsors:**

Rep. Valdez; McCormick

Sen. Cutter; Mullica

**Fiscal Analyst:**

Brendan Fung, 303-866-4781

brendan.fung@coleg.gov

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**Fiscal note status:** This fiscal note reflects the introduced bill.

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### Summary Information

**Overview.** The bill creates a civil cause of action for individuals injured as a result of conversion therapy.

**Types of impacts.** The bill is projected to affect the following areas on an ongoing basis:

- Minimal State Revenue
- Minimal State Workload

**Appropriations.** No appropriation is required.

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**Table 1**  
**State Fiscal Impacts**

Type of Impact	Budget Year FY 2026-27	Out Year FY 2027-28
State Revenue	\$0	\$0
State Expenditures	\$0	\$0
Transferred Funds	\$0	\$0
Change in TABOR Refunds	\$0	\$0
Change in State FTE	0.0 FTE	0.0 FTE

## **Summary of Legislation**

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The bill creates a civil cause of action for individuals injured as a result of sexual orientation or gender identity change efforts (conversion therapy). Actions may be brought against a licensed mental health professional who engaged in the efforts, a person or entity that employed or supervised the professional and knew or should have known of the conduct, or a person who negligently hired or supervised the professional. Plaintiffs may recover economic damages, noneconomic damages, and exemplary damages, as well as any other damages deemed appropriate by a court. Civil actions may be commenced at any time without limitation. If the injured individual is deceased, the person's representative may bring a survival action within five years of the individual's death.

## **State Revenue**

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The bill may increase revenue to the Judicial Department beginning in FY 2026-27 from an increase in civil case filings. Given the relatively small number of cases involving conversion therapy and the high evidentiary threshold for causation, this impact is assumed to be minimal. Revenue from filing fees is subject to TABOR.

## **State Expenditures**

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The bill minimally increases workload in the Behavioral Health Administration, the Department of Regulatory Agencies, the Department of Personnel and Administration, and the Judicial Department, as discussed below.

### **Behavioral Health Administration**

Workload will minimally increase in the Behavioral Health Administration to review agency rules and provide outreach, training, and technical assistance to regulated entities regarding compliance with the bill's standards. This workload is expected to be minimal and no change in appropriations is required.

### **Department of Regulatory Agencies**

Workload will minimally increase in the Department of Regulatory Agencies for the Division of Professions and Occupations to provide information and conduct outreach to licensed mental health professionals. This workload is expected to be minimal and no change in appropriations is required.

## Department of Personnel and Administration

While conversion therapy is not currently used on state inmates or patients at the state’s mental health hospitals, it is unknown to what extent it may have been used in the past. If civil actions are brought forward, the bill may increase litigation and risk management costs from lawsuits filed against state agencies and employees. If such cases occur, state agencies will have increased costs for legal services, provided by the Department of Law. Depending on the outcome of any cases, settlement or liability payments may be required from the Risk Management Fund in the DPA. State agencies make payments for legal services and risk management through common policy billings based on costs incurred in prior years.

## Judicial Department

Similar to the State Revenue section above, the trial courts in the Judicial Department may experience an increase in workload if additional civil cases are filed. Due to the small number of such cases, the fiscal note assumes that no change in appropriations is required.

## Effective Date

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The bill takes effect on July 1, 2026, and applies to causes of action accruing on or after July 1, 2026, and causes of action accruing before July 1, 2026, that comply with existing statutes of limitations.

## State and Local Government Contacts

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Behavioral Health Administration	Law
Health Care Policy and Financing	Personnel
Human Services	Regulatory Agencies
Judicial	

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The revenue and expenditure impacts in this fiscal note represent changes from current law under the bill for each fiscal year. For additional information about fiscal notes, please visit the [General Assembly website](#).