

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

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 26-0420.01 Clare Haffner x6137

HOUSE BILL 26-1263

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A BILL FOR AN ACT

101 **CONCERNING REQUIREMENTS FOR AN OPERATOR OF A**
102 **CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE.**

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 defines a "conversational artificial intelligence service" as an artificial intelligence system that is accessible to the general public and that primarily simulates human conversation and interaction through textual, visual, or aural communications.

Effective January 1, 2027, the bill creates requirements for a person that develops and makes available a conversational artificial

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.*

SENATE
3rd Reading Unamended
May 11, 2026

SENATE
Amended 2nd Reading
May 8, 2026

HOUSE
3rd Reading Unamended
April 21, 2026

HOUSE
Amended 2nd Reading
April 20, 2026

intelligence service (operator).

For a user of a conversational artificial intelligence service who is under 18 years old (minor user), an operator is:

- Required to provide certain disclosures;
- Prohibited from providing the minor user with points or rewards to encourage engagement with the conversational artificial intelligence service;
- Required to institute reasonable measures to prevent the conversational artificial intelligence service from producing sexually explicit content or statements that simulate emotional dependence; and
- Required to provide tools for the minor user or a parent or guardian of the minor user to manage the minor user's privacy and account settings.

The bill also requires an operator to provide consumer disclosures, implement a protocol for user prompts regarding suicidal ideation or self-harm, and annually report to the attorney general's office information regarding the protocol the operator is implementing. The bill prohibits an operator from indicating or implying that any output data provided by a conversational artificial intelligence service is provided by, endorsed by, or equivalent to services provided by certain licensed or certified professionals.

A violation of the bill is a deceptive trade practice, enforceable by the attorney general under the "Colorado Consumer Protection Act". A person that violates the bill is subject to a civil penalty of \$1,000 per violation.

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

2 **SECTION 1.** In Colorado Revised Statutes, 6-1-1701, **add** (4.5),
3 (7.5), (10.1), (10.3), (10.5), (10.7), (10.9), and (13) as follows:

4 **6-1-1701. Definitions.**

5 As used in this part 17, unless the context otherwise requires:

6 (4.5) (a) "CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE"
7 MEANS AN ARTIFICIAL INTELLIGENCE SYSTEM THAT IS ACCESSIBLE TO THE
8 GENERAL PUBLIC AND THAT PRIMARILY SIMULATES HUMAN
9 CONVERSATION AND INTERACTION THROUGH ADAPTIVE TEXTUAL, VISUAL,
10 OR AURAL COMMUNICATIONS.

1 (b) "CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE" DOES
2 NOT INCLUDE A SOFTWARE APPLICATION, WEB INTERFACE, OR COMPUTER
3 PROGRAM THAT:

4 (I) IS PRIMARILY DESIGNED AND MARKETED FOR USE BY A
5 DEVELOPER OR RESEARCHER;

6 (II) IS PRIMARILY DESIGNED TO PROVIDE COMMERCE-RELATED OR
7 TRANSACTIONAL ASSISTANCE, INCLUDING PRODUCT OR SERVICE
8 RECOMMENDATIONS, SHOPPING, ORDERING, PAYMENTS, DELIVERY,
9 RETURNS, CUSTOMER SUPPORT, OR CUSTOMER SERVICE;

10 (III) IS DESIGNED TO PROVIDE OUTPUTS RELATING TO A NARROW
11 AND DISCRETE TOPIC AND CANNOT GENERATE OUTPUTS RELATED TO
12 SEXUALLY EXPLICIT CONDUCT OR DEPICTIONS, AS DESCRIBED IN SECTION
13 6-1-1708 (2)(c) AND (2)(d), OR MAINTAIN DIALOGUE RELATED TO
14 SUICIDAL IDEATION OR SELF-HARM;

15 (IV) IS PRIMARILY DESIGNED AND MARKETED FOR COMMERCIAL
16 USE BY BUSINESS ENTITIES FOR THE PURPOSE OF BUSINESS OPERATIONS,
17 PRODUCTIVITY, INFORMATION ANALYSIS, INTERNAL RESEARCH, TRAINING,
18 OR TECHNICAL ASSISTANCE;

19 (V) FUNCTIONS AS A SPEAKER AND VOICE COMMAND INTERFACE
20 OR TEXT INTERFACE AND ACTS AS A VOICE- OR TEXT-ACTIVATED VIRTUAL
21 ASSISTANT FOR A CONSUMER ELECTRONIC DEVICE AND CANNOT GENERATE
22 OUTPUTS RELATED TO SEXUALLY EXPLICIT CONDUCT OR DEPICTIONS, AS
23 DESCRIBED IN SECTION 6-1-1708 (2)(c) AND (2)(d), OR ENCOURAGE
24 DIALOGUE RELATED TO SUICIDAL IDEATION OR SELF-HARM;

25 (VI) IS USED BY A BUSINESS SOLELY FOR INTERNAL PURPOSES;

26 (VII) IS A FEATURE OF A VIDEO GAME THAT IS LIMITED TO
27 DIALOGUE FOCUSED ON THE VIDEO GAME AND DOES NOT MAINTAIN

1 DIALOGUE ON TOPICS UNRELATED TO THE VIDEO GAME;

2 (VIII) IS A FEATURE OF A THEME PARK OR LOCATION-BASED
3 ENTERTAINMENT AND IS LIMITED IN DIALOGUE TO TOPICS SOLELY RELATED
4 TO THE THEME PARK OR LOCATION-BASED ENTERTAINMENT AND DOES NOT
5 MAINTAIN A DIALOGUE ABOUT TOPICS UNRELATED TO THE THEME PARK OR
6 LOCATION-BASED ENTERTAINMENT;

7 (IX) IS USED BY A COVERED ENTITY OR BUSINESS ASSOCIATE OF A
8 COVERED ENTITY, OR IS RENDERED TO OR PROVIDED ON BEHALF OF A
9 COVERED ENTITY OR BUSINESS ASSOCIATE OF A COVERED ENTITY, AS
10 THOSE TERMS ARE DEFINED IN THE FEDERAL "HEALTH INSURANCE
11 PORTABILITY AND ACCOUNTABILITY ACT OF 1996", 42 U.S.C. SECS.
12 1320d TO 1320d-9.

13 (X) IS USED BY AN ENTITY SUBJECT TO THE "HEALTH CARE
14 AVAILABILITY ACT", ARTICLE 64 OF TITLE 13; ___

15 (XI) IS AN EDUCATIONAL TOOL DESIGNED PRIMARILY TO SUPPORT
16 SPECIFIC AND LIMITED INSTRUCTIONAL, ADMINISTRATIVE, ACCESSIBILITY,
17 OR STUDENT SUPPORT PURPOSES IN A SCHOOL SETTING AND THAT IS NOT
18 DESIGNED TO SIMULATE EMOTIONAL COMPANIONSHIP OR ENCOURAGE
19 EMOTIONALLY DEPENDENT INTERACTION; OR

20 (XII) IS A FEATURE WITHIN ANOTHER SOFTWARE APPLICATION,
21 WEB INTERFACE, OR COMPUTER PROGRAM, WHERE THE SOFTWARE
22 APPLICATION, WEB INTERFACE, OR COMPUTER PROGRAM IS NOT THE
23 CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE, THAT IS NOT
24 DESIGNED TO SIMULATE EMOTIONAL COMPANIONSHIP OR ENCOURAGE
25 EMOTIONALLY DEPENDENT INTERACTION AND THAT IS NOT A
26 CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE, INCLUDING OF A
27 SOCIAL MEDIA PLATFORM, AS DEFINED IN SECTION 6-1-1601 (4)(a).

1 (7.5) (a) "EXPLICIT SEXUAL CONDUCT" HAS THE MEANING SET
2 FORTH IN SECTION 13-21-1502 (7).

3 (b) "EXPLICIT SEXUAL CONDUCT" DOES NOT INCLUDE
4 EVIDENCE-BASED MEDICAL INFORMATION OR FACTUAL DESCRIPTIONS OF
5 REPRODUCTIVE HEALTH CARE.

6 (10.1) "INTIMATE DIGITAL DEPICTION" HAS THE MEANING SET
7 FORTH IN SECTION 13-21-1502 (10).

8 (10.3) "MINOR" MEANS A CONSUMER UNDER EIGHTEEN YEARS OLD.

9 (10.5) (a) "OPERATOR" MEANS A PERSON, PARTNERSHIP,
10 CORPORATION, OR ENTITY THAT:

11 (I) DEVELOPS AND MAKES PUBLICLY AVAILABLE A
12 CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE; OR

13 (II) OFFERS A CONVERSATIONAL ARTIFICIAL INTELLIGENCE
14 SERVICE TO A CONSUMER.

15 (b) "OPERATOR" DOES NOT INCLUDE A MOBILE APPLICATION STORE
16 OR SEARCH ENGINE SOLELY BECAUSE THE STORE OR SEARCH ENGINE
17 PROVIDES ACCESS TO A CONVERSATIONAL ARTIFICIAL INTELLIGENCE
18 SERVICE.

19 (10.7) "SELF-HARM" MEANS INTENTIONAL SELF-INJURY, WITH OR
20 WITHOUT THE INTENT TO CAUSE DEATH.

21

22 (13) "VISUAL DEPICTION" HAS THE MEANING SET FORTH IN 18
23 U.S.C. SEC. 2256 (5).

24 **SECTION 2.** In Colorado Revised Statutes, **add** 6-1-1708 as
25 follows:

26 **6-1-1708. Conversational artificial intelligence services -**
27 **operator duties - minor account holders - minor users - disclosures**

1 **- annual reporting - definitions.**

2 **(1) Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT
3 OTHERWISE REQUIRES:

4 **(a) "ACCOUNT HOLDER"** MEANS A CONSUMER WHO HAS OR OPENS
5 AN ACCOUNT OR PROFILE FOR THE PURPOSE OF USING A CONVERSATIONAL
6 ARTIFICIAL INTELLIGENCE SERVICE.

7 **(b) "MINOR ACCOUNT HOLDER"** MEANS AN ACCOUNT HOLDER WHO
8 IS A MINOR.

9 **(c) "MINOR USER"** MEANS A USER OF A CONVERSATIONAL
10 ARTIFICIAL INTELLIGENCE SERVICE WHO AN OPERATOR HAS _____
11 KNOWLEDGE IS A MINOR BY USING COMMERCIALY REASONABLE METHODS
12 OR GENERALLY ACCEPTED METHODS TO ESTIMATE ____ THE AGE OR AGE
13 RANGE OF A USER.

14 **(2) Minor account holders and minor users.** AN OPERATOR
15 SHALL USE COMMERCIALY REASONABLE METHODS OR GENERALLY
16 ACCEPTED METHODS TO ESTIMATE ____ THE AGE OF ACCOUNT HOLDERS OR
17 USERS. AN OPERATOR SHALL NOT WILLFULLY DISREGARD CLEAR AND
18 CONVINCING INFORMATION THAT AN ACCOUNT HOLDER OR USER IS A
19 MINOR. FOR PURPOSES OF THIS SECTION, THE ESTIMATED AGE OR AGE
20 RANGE OF A MINOR ACCOUNT HOLDER OR USER IS CONSIDERED
21 KNOWLEDGE OF THE MINOR'S AGE. ON AND AFTER JANUARY 1, 2027, IF AN
22 OPERATOR KNOWS ____ THAT AN ACCOUNT HOLDER OR USER IS A MINOR,
23 THE OPERATOR SHALL:

24 **(a)** CLEARLY AND CONSPICUOUSLY DISCLOSE TO THE MINOR
25 ACCOUNT HOLDER OR MINOR USER THAT THE MINOR ACCOUNT HOLDER OR
26 MINOR USER IS INTERACTING WITH ARTIFICIAL INTELLIGENCE THAT IS
27 ARTIFICIALLY GENERATED AND NOT HUMAN. THE DISCLOSURE MUST BE

1 PROVIDED IN RESPONSE TO USER PROMPTS REGARDING WHETHER THE
2 CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE IS ARTIFICIALLY
3 GENERATED AND NOT HUMAN AND MUST BE:

4 (I) A PERSISTENT VISIBLE DISCLAIMER FOR A PRODUCT WITH A
5 SCREEN INTERFACE;

6 (II) AN INTERMITTENT AUDIO DISCLAIMER FOR A PRODUCT
7 WITHOUT A SCREEN INTERFACE; OR

8 (III) PROVIDED AT THE BEGINNING OF EACH INTERACTION WITH A
9 CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE AND MUST OCCUR
10 AT LEAST ONCE EVERY THREE HOURS IN A CONTINUOUS CONVERSATIONAL
11 ARTIFICIAL INTELLIGENCE SERVICE INTERACTION;

12
13 (b) NOT PROVIDE THE MINOR ACCOUNT HOLDER OR MINOR USER
14 WITH POINTS OR SIMILAR REWARDS AT UNPREDICTABLE INTERVALS WITH
15 THE INTENT TO ENCOURAGE INCREASED ENGAGEMENT WITH A
16 CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE;

17 (c) INSTITUTE TECHNICALLY FEASIBLE MEASURES TO PREVENT A
18 CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE FROM:

19 (I) PRODUCING TEXTUAL, VISUAL, OR AURAL DEPICTIONS OF
20 EXPLICIT SEXUAL CONDUCT;

21 (II) PRODUCING AN INTIMATE DIGITAL DEPICTION;

22 (III) GENERATING A STATEMENT THAT THE MINOR ACCOUNT
23 HOLDER OR MINOR USER SHOULD ENGAGE IN EXPLICIT SEXUAL CONDUCT;

24 OR

25 (IV) ENGAGING IN EROTIC OR SEXUALLY EXPLICIT INTERACTIONS
26 WITH THE MINOR ACCOUNT HOLDER OR MINOR USER;

27 (d) INSTITUTE REASONABLE MEASURES TO PREVENT A

1 CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE FROM
2 FORMULATING, STRUCTURING, OR OPTIMIZING A RESPONSE THAT
3 SIMULATES EMOTIONAL DEPENDENCE OR ISOLATION FROM REAL-WORLD
4 SUPPORTS, INCLUDING PREVENTING:

5 (I) AN EXPLICIT CLAIM THAT THE CONVERSATIONAL ARTIFICIAL
6 INTELLIGENCE SERVICE IS HUMAN OR ARTIFICIALLY SENTIENT;

7 (II) A STATEMENT THAT SIMULATES A ROMANTIC COMPANIONSHIP;

8 OR

9 (III) ROLE-PLAYING OF AN ADULT-MINOR ROMANTIC
10 RELATIONSHIP;

11 (e) IMPLEMENT A PROTOCOL TO PROHIBIT A CONVERSATIONAL
12 ARTIFICIAL INTELLIGENCE SERVICE FROM ENGAGING IN EXPLICIT SEXUAL
13 CONDUCT WITH A MINOR;

14 (f) IMPLEMENT A PROTOCOL FOR A CONVERSATIONAL ARTIFICIAL
15 INTELLIGENCE SERVICE TO STOP ENGAGING IN RESPONSE TO A USER
16 PROMPT REGARDING EXPLICIT SEXUAL CONDUCT WITH A MINOR;

17 (g) COMPLY WITH PART 13 OF THIS ARTICLE 1 REGARDING
18 PROTECTING THE PRIVACY AND DATA OF A MINOR; AND

19 (h) (I) OFFER TOOLS FOR THE MINOR ACCOUNT HOLDER OR MINOR
20 USER TO MANAGE THE MINOR ACCOUNT HOLDER'S OR MINOR USER'S
21 PRIVACY AND ACCOUNT SETTINGS, INCLUDING THE ABILITY TO CONTROL
22 WHETHER THE CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE
23 RETAINS INFORMATION FROM PRIOR INTERACTIONS OR SESSIONS WITH THE
24 CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE FOR THE PURPOSE
25 OF PERSONALIZING THE CONTENT OF FUTURE INTERACTIONS AND WHETHER
26 THE MINOR ACCOUNT HOLDER'S OR MINOR USER'S PERSONAL DATA IS USED
27 FOR THE PURPOSES OF TRAINING THE CONVERSATIONAL ARTIFICIAL

1 INTELLIGENCE SERVICE; AND

2 (II) OFFER TOOLS FOR A PARENT OR GUARDIAN OF THE MINOR
3 ACCOUNT HOLDER OR MINOR USER TO MANAGE THE MINOR ACCOUNT
4 HOLDER'S OR MINOR USER'S PRIVACY AND ACCOUNT SETTINGS.

5 **(3) Consumer disclosures.** ON AND AFTER JANUARY 1, 2027,
6 AN OPERATOR SHALL CLEARLY AND CONSPICUOUSLY DISCLOSE TO A USER
7 THAT A CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE IS
8 ARTIFICIAL INTELLIGENCE. THE DISCLOSURE MUST:

9 (a) BE PROVIDED AT THE BEGINNING OF A USER'S FIRST
10 INTERACTION WITH A CONVERSATIONAL ARTIFICIAL INTELLIGENCE
11 SERVICE FOR EACH DAY OF INTERACTION;

12 (b) APPEAR AT LEAST ONCE EVERY THREE HOURS IN A CONTINUOUS
13 CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE INTERACTION OR
14 APPEAR AS A PERSISTENT DISCLOSURE VISIBLE TO THE USER; AND

15 (c) BE PROVIDED IN RESPONSE TO USER PROMPTS REGARDING
16 WHETHER THE CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE IS
17 ARTIFICIALLY GENERATED AND NOT HUMAN.

18 **(4) Suicide and self-harm protocol.** ON AND AFTER JANUARY 1,
19 2027, AN OPERATOR SHALL IMPLEMENT A PROTOCOL FOR A
20 CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE TO RESPOND TO A
21 USER PROMPT REGARDING SUICIDAL IDEATION OR SELF-HARM, WHICH
22 PROTOCOL MUST INCLUDE USER REFERRAL TO A CRISIS SERVICE PROVIDER
23 SUCH AS A SUICIDE HOTLINE, A CRISIS TEXT LINE, OR ANOTHER
24 APPROPRIATE CRISIS SERVICE, BUT NOT INCLUDING A LAW ENFORCEMENT
25 AGENCY, AND ESCALATION PROCEDURES FOR REPEATED OR SEVERE CRISIS
26 INDICATORS.

27 **(5) False representation.** ON AND AFTER JANUARY 1, 2027, AN

1 OPERATOR SHALL NOT USE ANY TERM, LETTER, OR PHRASE IN THE
2 ADVERTISING, INTERFACE, OR OUTPUTS OF A CONVERSATIONAL ARTIFICIAL
3 INTELLIGENCE SERVICE THAT STATES THAT ANY OUTPUT DATA PROVIDED
4 BY THE CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE IS BEING
5 PROVIDED BY, ENDORSED BY, OR EQUIVALENT TO SERVICES PROVIDED BY:

- 6 (a) A LICENSED HEALTH-CARE PROFESSIONAL;
- 7 (b) A LICENSED LEGAL PROFESSIONAL;
- 8 (c) A LICENSED, CERTIFIED, OR REGISTERED MENTAL HEALTH
9 PROFESSIONAL; OR
- 10 (d) A QUALIFIED DIETITIAN, AS DESCRIBED IN SECTION 6-1-707
11 (1)(b).

12 **(6) Annual reporting.**

13 (a) ON AND AFTER JULY 1, 2027, AN OPERATOR SHALL ANNUALLY
14 REPORT TO THE ATTORNEY GENERAL'S OFFICE:

15 (I) THE NUMBER OF TIMES THE OPERATOR HAS ISSUED A CRISIS
16 SERVICE PROVIDER REFERRAL NOTIFICATION IN THE PRECEDING CALENDAR
17 YEAR;

18 (II) ANY PROTOCOLS THE OPERATOR IMPLEMENTED TO DETECT,
19 REMOVE, AND RESPOND TO INSTANCES OF SUICIDAL IDEATION OR
20 SELF-HARM BY A USER OF A CONVERSATIONAL ARTIFICIAL INTELLIGENCE
21 SERVICE; ■

22 (III) ANY PROTOCOLS THE OPERATOR IMPLEMENTED TO PREVENT
23 A CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE RESPONSE ABOUT
24 SUICIDAL IDEATION OR SELF-HARM ACTIONS; AND

25 (IV) ANY ADDITIONAL METRICS NECESSARY TO DETERMINE THE
26 EFFICACY AND RELIABILITY OF IMPLEMENTED SAFEGUARDS OR DETECTION,
27 REMOVAL, AND RESPONSE PROTOCOLS, AS DETERMINED BY THE ATTORNEY

1 GENERAL.

2 (b) THE REPORT REQUIRED BY SUBSECTION (6)(a) OF THIS SECTION
3 MUST NOT INCLUDE ANY IDENTIFIERS OR PERSONAL INFORMATION ABOUT
4 A USER OF A CONVERSATIONAL ARTIFICIAL INTELLIGENCE SERVICE.

5 (c) THE ATTORNEY GENERAL'S OFFICE SHALL POST ON ITS PUBLIC
6 WEBSITE DATA FROM REPORTS SUBMITTED PURSUANT TO SUBSECTION
7 (6)(a) OF THIS SECTION.

8 (d) FOR THE PURPOSE OF CREATING A REPORT AS REQUIRED BY
9 SUBSECTION (6)(a) OF THIS SECTION, AN OPERATOR SHALL USE
10 EVIDENCE-BASED METHODS FOR MEASURING SUICIDAL IDEATION OR
11 SELF-HARM.

12 (7) **Access to information - content moderation.** NOTHING IN
13 THIS SECTION:

14 (a) LIMITS AN INDIVIDUAL'S ABILITY TO ACCESS INFORMATION AND
15 RESOURCES UNDER SECTION 32 OF ARTICLE II OF THE STATE CONSTITUTION
16 AND PART 4 OF ARTICLE 6 OF TITLE 25;

17 (b) REQUIRES AN OPERATOR TO DISCLOSE TRADE SECRETS,
18 CONFIDENTIAL OR PROPRIETARY INFORMATION, OR OTHER INFORMATION
19 PROTECTED FROM DISCLOSURE BY STATE OR FEDERAL LAW; OR

20 (c) AUTHORIZES CONTENT MODERATION PRACTICES INCONSISTENT
21 WITH THE UNITED STATES CONSTITUTION.

22

23 **SECTION 3. Act subject to petition - effective date.** This act
24 takes effect at 12:01 a.m. on the day following the expiration of the
25 ninety-day period after final adjournment of the general assembly (August
26 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a
27 referendum petition is filed pursuant to section 1 (3) of article V of the

1 state constitution against this act or an item, section, or part of this act
2 within such period, then the act, item, section, or part will not take effect
3 unless approved by the people at the general election to be held in
4 November 2026 and, in such case, will take effect on the date of the
5 official declaration of the vote thereon by the governor.