

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

REVISED

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

LLS NO. 26-1006.03 Pierce Lively x2059

HOUSE BILL 26-1430

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A BILL FOR AN ACT

101 **CONCERNING ADJUSTMENTS TO TRANSPORTATION FUNDING.**

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>.)

Contingent upon voter approval of a proposed initiative to amend the state constitution to change existing law on transportation funding and to increase the amount of state revenue dedicated to road transportation (proposed initiative), from January 1, 2027, through July 1, 2030, the bill reduces:

- The excise tax on gasoline from \$0.22 per gallon to \$0.14 per gallon;
- The excise tax on special fuel from \$0.215 to \$0.13 per

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
Amended 2nd Reading
May 12, 2026

HOUSE
3rd Reading Unamended
May 7, 2026

HOUSE
Amended 2nd Reading
May 6, 2026

- gallon;
- Certain vehicle registration fees, including late fees; and
- The road usage fees initially from \$0.06 to \$0.04 per gallon, and then as necessary to offset the amount of state revenue diverted to transportation uses as the result of a proposed initiative.

The bill also creates the support road transportation fund (fund) contingent upon voter approval of the proposed initiative. The fund consists of state revenue dedicated to road transportation by the proposed initiative. Money in the fund is used to replace certain transportation-related general fund transfers for payments for the financed purchase of assets or certificate of participation agreements, and to replace certain general fund transfers to the state highway fund. The money remaining in the fund after making these transfers is allocated as follows:

- 60% is paid to the state highway fund;
- 23% is paid to counties for certain transportation expenses; and
- 17% is paid to cities and incorporated towns for certain transportation expenses.

Lastly, the bill clarifies that state revenue collected to support road transportation, as defined in the proposed initiative, does not include enterprise fee revenue.

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

2 **SECTION 1. Short title.** The short title of this act is the
3 "Colorado Budget Protection Act".

4 **SECTION 2. Legislative declaration.** (1) The general assembly
5 finds and declares that:

6 (a) A proposed initiative for the 2026 general election could make
7 the state's already difficult-to-balance budget even harder to balance;

8 (b) A response to this proposed initiative is necessary to avoid
9 reductions of up to seven hundred million dollars in appropriations for
10 critical state services including K-12 public education, health care, and
11 higher education;

12 (c) These reduced appropriations could necessitate both a new

1 budget stabilization factor and increased higher education tuition; and
2 (d) The state has taken unprecedented steps over the last seven
3 years to increase funding for transportation programs and fully supports
4 the need for sustainable transportation investment, so long as that
5 investment does not come at the expense of critical state services for
6 those ranging from young children to elderly adults.

7 (2) Therefore, the general assembly finds and declares that, if the
8 voters approve a proposed initiative that would direct additional general
9 fund money to transportation, this act will lower the gasoline excise tax,
10 the special fuel excise tax, and the road usage fee to ensure that state
11 transportation funding is not increased at the expense of critical state
12 services that are funded by general fund money.

13 **SECTION 3.** In Colorado Revised Statutes, 24-75-219, **amend**
14 **(7)(d)(II)** as follows:

15 **24-75-219. Transfers - transportation - capital construction -**
16 **definitions.**

17 (7) In addition to any other transfers required by this section:

18 (d) (II) On July 1, 2026, the state treasurer shall transfer fifty
19 million five hundred thousand dollars from the general fund to the state
20 highway fund;

21 **SECTION 4.** In Colorado Revised Statutes, 24-75-219, **amend**
22 **(7)(d)(III)** and **(7)(e)**; and **add (7)(d)(II.5)** and **(7)(d)(III.5)** as follows:

23 **24-75-219. Transfers - transportation - capital construction -**
24 **definitions.**

25 (7) In addition to any other transfers required by this section:

26

27 (d) (II.5) ON JANUARY 1, 2027, OR AS SOON AS POSSIBLE

1 THEREAFTER, THE STATE TREASURER SHALL TRANSFER FIFTY MILLION
2 DOLLARS FROM THE SUPPORT ROAD TRANSPORTATION FUND CREATED IN
3 SECTION 43-4-1601 TO THE STATE HIGHWAY FUND.

4 (III) On each July 1 from July 1, 2027, through ~~July 1, 2031~~, JULY
5 1, 2030, the state treasurer shall transfer one hundred million dollars from
6 the ~~general fund~~ SUPPORT ROAD TRANSPORTATION FUND CREATED IN
7 SECTION 43-4-1601 to the state highway fund; ~~and~~

8 (III.5) ON JULY 1, 2031, THE STATE TREASURER SHALL TRANSFER
9 ONE HUNDRED MILLION DOLLARS FROM THE GENERAL FUND TO THE STATE
10 HIGHWAY FUND; AND

11 (e) The department of transportation shall expend ten million
12 dollars of each transfer from the general fund to the state highway fund
13 made pursuant to subsection (7)(d)(I) ~~(7)(d)(II), or (7)(d)(III)~~ of this
14 section from July 1, 2025, through July 1, 2028, solely to mitigate the
15 environmental and health impacts of increased air pollution from motor
16 vehicle emissions in nonattainment areas by funding projects that reduce
17 vehicle miles traveled or that directly reduce air pollution.

18 **SECTION 5.** In Colorado Revised Statutes, 24-75-219, **add**
19 **(7)(d)(II.5)** as follows:

20 **24-75-219. Transfers - transportation - capital construction -**
21 **definitions.**

22 (7) In addition to any other transfers required by this section:

23 (d) (II.5) ON JANUARY 1, 2027, OR AS SOON AS POSSIBLE
24 THEREAFTER, THE STATE TREASURER SHALL TRANSFER FIFTY MILLION
25 DOLLARS FROM THE GENERAL FUND TO THE STATE HIGHWAY FUND.

26 **SECTION 6.** In Colorado Revised Statutes, 24-82-1303, **amend**
27 (2)(d) introductory portion; and **add** (2)(d.5) as follows:

1 **24-82-1303. Financed purchase of an asset or certificate of**
2 **participation agreements for capital construction and transportation**
3 **projects.**

4 (2) (d) Any financed purchase of an asset or certificate of
5 participation agreement executed as required by subsection (2)(a) of this
6 section shall provide that all of the obligations of the state under the
7 agreement are subject to the action of the general assembly in annually
8 making money available for all payments thereunder. BEFORE JANUARY
9 1, 2027, AND ON AND AFTER JULY 1, 2031, payments under any financed
10 purchase of an asset or certificate of participation agreement must be
11 made, subject to annual allocation pursuant to section 43-1-113 by the
12 transportation commission created in section 43-1-106 (1) or subject to
13 annual appropriation by the general assembly, as applicable, from the
14 following sources of money:

15 (d.5) ANY FINANCED PURCHASE OF AN ASSET OR CERTIFICATE OF
16 PARTICIPATION AGREEMENT EXECUTED AS REQUIRED BY SUBSECTION
17 (2)(a) OF THIS SECTION SHALL PROVIDE THAT ALL OF THE OBLIGATIONS OF
18 THE STATE UNDER THE AGREEMENT ARE SUBJECT TO THE ACTION OF THE
19 GENERAL ASSEMBLY IN ANNUALLY MAKING MONEY AVAILABLE FOR ALL
20 PAYMENTS THEREUNDER. ON AND AFTER JANUARY 1, 2027, AND BEFORE
21 JULY 1, 2031, PAYMENTS UNDER ANY FINANCED PURCHASE OF AN ASSET
22 OR CERTIFICATE OF PARTICIPATION AGREEMENT MUST BE MADE, SUBJECT
23 TO ANNUAL ALLOCATION PURSUANT TO SECTION 43-1-113 BY THE
24 TRANSPORTATION COMMISSION CREATED IN SECTION 43-1-106 (1) OR
25 SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, AS
26 APPLICABLE, FROM THE FOLLOWING SOURCES OF MONEY:

27 (I) FIRST, NINE MILLION DOLLARS ANNUALLY, OR ANY LESSER

1 AMOUNT THAT IS SUFFICIENT TO MAKE EACH FULL PAYMENT DUE, SHALL
2 BE PAID FROM THE GENERAL FUND OR ANY OTHER LEGALLY AVAILABLE
3 SOURCE OF MONEY FOR THE PURPOSE OF FULLY FUNDING THE CONTROLLED
4 MAINTENANCE AND CAPITAL CONSTRUCTION PROJECTS IN THE STATE TO
5 BE FUNDED WITH THE PROCEEDS OF FINANCED PURCHASE OF AN ASSET OR
6 CERTIFICATE OF PARTICIPATION AGREEMENTS AS SPECIFIED IN SUBSECTION
7 (4)(a) OF THIS SECTION;

8 (II) NEXT, FIFTY MILLION DOLLARS ANNUALLY, OR ANY LESSER
9 AMOUNT THAT IS SUFFICIENT TO MAKE EACH FULL PAYMENT DUE, SHALL
10 BE PAID FROM ANY LEGALLY AVAILABLE MONEY UNDER THE CONTROL OF
11 THE TRANSPORTATION COMMISSION SOLELY FOR THE PURPOSE OF
12 ALLOWING THE CONSTRUCTION, SUPERVISION, AND MAINTENANCE OF
13 STATE HIGHWAYS TO BE FUNDED WITH THE PROCEEDS OF FINANCED
14 PURCHASE OF AN ASSET OR CERTIFICATE OF PARTICIPATION AGREEMENTS
15 AS SPECIFIED IN SUBSECTION (4)(b) OF THIS SECTION AND SECTION
16 43-4-206 (1)(b)(V); AND

17 (III) THE REMAINDER OF THE AMOUNT NEEDED, IN ADDITION TO
18 THE AMOUNTS SPECIFIED IN SUBSECTIONS (2)(d.5) AND (2)(d.5)(II) OF THIS
19 SECTION, TO MAKE EACH FULL PAYMENT DUE SHALL BE PAID FROM THE
20 SUPPORT ROAD TRANSPORTATION FUND CREATED IN SECTION 43-4-1601.

21 **SECTION 7.** In Colorado Revised Statutes, 39-26-123, **add**
22 (3)(c) as follows:

23 **39-26-123. Receipts - disposition - transfers of general fund**
24 **surplus - sales tax holding fund - creation - definitions.**

25 (3) For any state fiscal year commencing on or after July 1, 2013,
26 the state treasurer shall credit eighty-five percent of all net revenue
27 collected under this article 26 to the old age pension fund created in

1 section 1 of article XXIV of the state constitution. The state treasurer
2 shall credit to the general fund the remaining fifteen percent of the net
3 revenue, less:

4 (c) THE AMOUNT CREDITED TO THE SUPPORT ROAD
5 TRANSPORTATION FUND CREATED IN SECTION 43-4-1601, AS REQUIRED BY
6 SECTION 43-4-1601 (5).

7 **SECTION 8.** In Colorado Revised Statutes, 39-27-102, **amend**
8 (1)(a)(II)(A) and (1)(a)(II)(B) as follows:

9 **39-27-102. Tax imposed on gasoline and special fuel - deposits**
10 **- penalties.**

11 (1) (a) (II) (A) Except as provided in subsection (1)(a)(IV) of this
12 section, the excise tax imposed on gasoline is twenty-two cents per gallon
13 or fraction thereof; EXCEPT THAT, ON AND AFTER JANUARY 1, 2027, BUT
14 BEFORE JULY 1, 2030, THE EXCISE TAX IMPOSED ON GASOLINE IS
15 FOURTEEN CENTS PER GALLON OR FRACTION THEREOF.

16 (B) The excise tax imposed on special fuel by subsection (1)(a)(I)
17 of this section is twenty and one-half cents per gallon or a fraction
18 thereof; EXCEPT THAT, ON AND AFTER JANUARY 1, 2027, BUT BEFORE JULY
19 1, 2030, THE EXCISE TAX IMPOSED ON SPECIAL FUEL BY SUBSECTION
20 (1)(a)(I) OF THIS SECTION IS THIRTEEN CENTS PER GALLON OR A FRACTION
21 THEREOF. This subsection (1)(a)(II)(B) does not apply to any special fuel
22 specified in subsections (1)(a)(VI), (1)(a)(VII), and (1)(a)(VIII) of this
23 section.

24 **SECTION 9.** In Colorado Revised Statutes, 42-3-112, **add** (1.6)
25 as follows:

26 **42-3-112. Failure to pay tax - penalty - rules - repeal.**

27 (1.6) (a) NOTWITHSTANDING SUBSECTION (1)(a)(I) OF THIS

1 SECTION, ON AND AFTER JANUARY 1, 2027, AND BEFORE JULY 1, 2030, THE
2 LATE FEE IMPOSED IN SUBSECTION (1)(a)(I) OF THIS SECTION IS SET AT
3 FIFTEEN DOLLARS FIFTY CENTS FOR EACH MONTH OR PORTION OF A MONTH
4 FOLLOWING THE EXPIRATION OF THE REGISTRATION PERIOD, OR, IF
5 APPLICABLE, THE EXPIRATION OF THE GRACE PERIOD DESCRIBED IN
6 SECTION 42-3-114 FOR WHICH THE VEHICLE IS UNREGISTERED; EXCEPT
7 THAT THE AMOUNT OF THE LATE FEE MUST NOT EXCEED SIXTY-TWO
8 DOLLARS.

9 (b) THIS SUBSECTION (1.6) IS REPEALED, EFFECTIVE JULY 1, 2030.

10 **SECTION 10.** In Colorado Revised Statutes, 42-3-304, **amend**
11 (25)(a), (25)(a.5)(II), and (25)(a.5)(IV) as follows:

12 **42-3-304. Registration fees - passenger-mile taxes - clean**
13 **screen fund - fees - report - rules - definitions - repeal.**

14 (25) (a) (I) In addition to any other fee imposed by this section, for
15 registration periods beginning during state fiscal years prior to state fiscal
16 year 2022-23, each authorized agent shall annually collect a fee of fifty
17 dollars at the time of registration on every electric motor vehicle. For
18 registration periods beginning during state fiscal year 2022-23 or during
19 any subsequent state fiscal year, each authorized agent shall continue to
20 collect the fee, and the amount of the fee for registration periods
21 beginning during any given state fiscal year is the amount of the fee
22 collected for registration periods beginning during the prior state fiscal
23 year, adjusted for inflation; except that an adjustment shall be made only
24 if the rate of inflation is positive and the adjustment must be the lesser of
25 the actual rate of inflation or five percent. The department of revenue
26 shall annually calculate the inflation-adjusted amount of the fee for
27 registration periods beginning during each state fiscal year and shall

1 publish the amount no later than April 15 of the calendar year in which
2 the state fiscal year begins. The authorized agent shall transmit the fee to
3 the state treasurer, who shall credit thirty dollars, adjusted for inflation,
4 of each fee to the highway users tax fund created in section 43-4-201, and
5 twenty dollars, adjusted for inflation, of each fee to the electric vehicle
6 grant fund created in section 24-38.5-103.

7 (II) (A) NOTWITHSTANDING SUBSECTION (25)(a)(I) OF THIS
8 SECTION, THE FEE IMPOSED IN SUBSECTION (25)(a)(I) OF THIS SECTION IS
9 SET AT THE FOLLOWING AMOUNTS DURING THE FOLLOWING FISCAL YEARS
10 BEGINNING ON JANUARY 1, 2027:

FISCAL YEAR	FEE
<i>2026-27</i>	<i>\$38.35</i>
<i>2027-28</i>	<i>\$39.50</i>
<i>2028-29</i>	<i>\$40.68</i>
<i>2029-30</i>	<i>\$41.91</i>

16 (B) THIS SUBSECTION (25)(a)(II) IS REPEALED, EFFECTIVE JULY 1,
17 2031.

18 (a.5) (II) For registration periods beginning during state fiscal
19 years 2022-23 through 2031-32, the amount of the electric motor vehicle
20 road usage equalization fee for a battery electric motor vehicle is as
21 follows:

Fiscal Year	Fee
2022-23	\$4
2023-24	\$8
2024-25	\$12
2025-26	\$16
2026-27 BEFORE JANUARY 1, 2027	

1		\$26
2	2026-27 ON AND AFTER JANUARY 1, 2027,	
3		\$16.12
4	2027-28	\$36 \$22.32
5	2028-29	\$51 \$31.62
6	2029-30	\$66 \$40.92
7	2030-31	\$81
8	2031-32	\$96

9 (IV) For registration periods beginning during state fiscal years
10 2022-23 through 2031-32, the amount of the electric motor vehicle road
11 usage equalization fee for a plug-in hybrid electric motor vehicle is:

12	Fiscal Year	Fee
13	2022-23	\$3
14	2023-24	\$5
15	2024-25	\$8
16	2025-26	\$11
17	2026-27 BEFORE JANUARY 1, 2027	
18		\$13
19	2026-27 ON AND AFTER JANUARY 1, 2027	
20		\$8.06
21	2027-28	\$16 \$9.92
22	2028-29	\$19 \$11.78
23	2029-30	\$21 \$13.12
24	2030-31	\$24
25	2031-32	\$27

26 **SECTION 11.** In Colorado Revised Statutes, 42-3-306, **add**
27 (2)(b)(VIII) and (2.5) as follows:

1 **42-3-306. Registration fees - passenger and passenger-mile**
2 **taxes - fee schedule - repeal.**

3 (2) Fees required for the annual registration of passenger-carrying
4 motor vehicles are as follows:

5 (b) (VIII) (A) NOTWITHSTANDING SUBSECTION (2)(b)(V) OF THIS
6 SECTION, THE FEES IMPOSED IN SUBSECTION (2)(b)(V) OF THIS SECTION
7 ARE SET AT THE FOLLOWING AMOUNTS FOR THE FOLLOWING AGE OF
8 VEHICLES ON AND AFTER JANUARY 1, 2027, AND BEFORE JULY 1, 2030:
9 FOR MOTOR VEHICLES LESS THAN SEVEN YEARS OLD, FIVE DOLLARS
10 FIFTY-EIGHT CENTS, FOR MOTOR VEHICLES AT LEAST SEVEN YEARS OLD
11 BUT LESS THAN TEN YEARS OLD, FOUR DOLLARS THIRTY-FOUR CENTS, AND
12 FOR MOTOR VEHICLES TEN YEARS OLD OR OLDER, THREE DOLLARS TEN
13 CENTS.

14 (B) THIS SUBSECTION (2)(b)(VIII) IS REPEALED, EFFECTIVE JULY
15 1, 2030.

16 (2.5) (a) NOTWITHSTANDING SUBSECTIONS (2)(a) AND (2)(b) OF
17 THIS SECTION, THE FEES IMPOSED IN SUBSECTIONS (2)(a) AND (2)(b) OF
18 THIS SECTION ARE SET AS FOLLOWS, ON AND AFTER JANUARY 1, 2027, AND
19 BEFORE JULY 1, 2030:

20 (I) MOTORCYCLES AND AUTOCYCLES, ONE DOLLAR EIGHTY-SIX
21 CENTS;

22 (II) PASSENGER CARS, STATION WAGONS, TAXICABS, AMBULANCES,
23 MOTOR HOMES, AND HEARSEs:

24 (A) WEIGHING TWO THOUSAND POUNDS OR LESS, THREE DOLLARS
25 SEVENTY-TWO CENTS;

26 (B) WEIGHING AT LEAST TWO THOUSAND ONE POUNDS AND
27 FORTY-FIVE HUNDRED POUNDS OR LESS, THREE DOLLARS SEVENTY-TWO

1 CENTS PLUS TWENTY CENTS PER ONE HUNDRED POUNDS, OR FRACTION
2 THEREOF, OF WEIGHT OVER TWO THOUSAND POUNDS; AND

3 (C) WEIGHING MORE THAN FOUR THOUSAND FIVE HUNDRED
4 POUNDS, SEVEN DOLLARS SEVENTY-FIVE CENTS PLUS SIXTY CENTS PER ONE
5 HUNDRED POUNDS, OR FRACTION THEREOF, OF WEIGHT OVER FOUR
6 THOUSAND FIVE HUNDRED POUNDS; EXCEPT THAT, FOR MOTOR HOMES
7 WEIGHING MORE THAN SIX THOUSAND FIVE HUNDRED POUNDS, SUCH FEES
8 SHALL BE TWENTY-FOUR DOLLARS FIFTY CENTS PLUS THIRTY CENTS PER
9 ONE HUNDRED POUNDS, OR FRACTION THEREOF, OF WEIGHT OVER SIX
10 THOUSAND FIVE HUNDRED POUNDS.

11 (b) THIS SUBSECTION (2.5) IS REPEALED, EFFECTIVE JULY 1, 2030.

12 **SECTION 12. In Colorado Revised Statutes, add 43-1-139 as**
13 **follows:**

14 **43-1-139. Transportation funding working group - definitions**
15 **- repeal.**

16 **(1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE**
17 **REQUIRES:**

18 **(a) "FACILITATOR" MEANS THE NEUTRAL FACILITATOR THAT THE**
19 **DEPARTMENT CONTRACTS WITH PURSUANT TO SUBSECTION (3) OF THIS**
20 **SECTION.**

21 **(b) "WORKING GROUP" MEANS THE TRANSPORTATION FUNDING**
22 **WORKING GROUP CREATED IN SUBSECTION (2) OF THIS SECTION.**

23 **(2) THERE IS CREATED IN THE DEPARTMENT THE TRANSPORTATION**
24 **FUNDING WORKING GROUP. THE WORKING GROUP SHALL MEET AS**
25 **NECESSARY TO EVALUATE AND MAKE RECOMMENDATIONS CONCERNING**
26 **FUNDING STATE AND LOCAL SURFACE TRANSPORTATION MAINTENANCE,**
27 **REPAIR, CAPACITY, AND SAFETY.**

1 (3) THE DEPARTMENT SHALL CONTRACT WITH A NEUTRAL
2 FACILITATOR TO ORGANIZE AND MANAGE THE WORKING GROUP'S
3 MEETINGS, GUIDE THE WORKING GROUP'S DELIBERATIONS, AND DRAFT THE
4 REPORTS REQUIRED PURSUANT TO SUBSECTIONS (7)(a) AND (7)(b) OF THIS
5 SECTION.

6 (4) (a) THE WORKING GROUP CONSISTS OF THE FOLLOWING
7 MEMBERS:

8 (I) THE EXECUTIVE DIRECTOR OR THE EXECUTIVE DIRECTOR'S
9 DESIGNEE;

10 (II) ONE MEMBER APPOINTED BY THE GOVERNOR WITH EXPERTISE
11 IN PUBLIC FINANCE;

12 (III) ONE MEMBER APPOINTED BY THE GOVERNOR TO REPRESENT
13 ENVIRONMENTAL CONSERVATION OR ENVIRONMENTAL JUSTICE GROUPS;

14 (IV) ONE MEMBER APPOINTED BY THE PRESIDENT OF THE SENATE
15 TO REPRESENT COUNTIES ACROSS THE STATE;

16 (V) ONE MEMBER APPOINTED BY THE SPEAKER OF THE HOUSE OF
17 REPRESENTATIVES TO REPRESENT LICENSED PROFESSIONAL ENGINEERS;

18 (VI) ONE MEMBER APPOINTED BY THE MINORITY LEADER OF THE
19 HOUSE OF REPRESENTATIVES TO REPRESENT AN ASSOCIATION OF MOTOR
20 CARRIERS;

21 (VII) ONE MEMBER APPOINTED BY THE SPEAKER OF THE HOUSE OF
22 REPRESENTATIVES TO REPRESENT MUNICIPALITIES ACROSS THE STATE;

23 (VIII) ONE MEMBER APPOINTED BY THE PRESIDENT OF THE SENATE
24 TO REPRESENT ECONOMIC DEVELOPMENT ORGANIZATIONS; AND

25 (IX) ONE MEMBER APPOINTED BY THE MINORITY LEADER OF THE
26 SENATE TO REPRESENT CONSTRUCTION CONTRACTOR PROFESSIONALS.

27 (b) THE APPLICABLE APPOINTING AUTHORITIES SHALL MAKE ALL

1 OF THE APPOINTMENTS DESCRIBED IN SUBSECTION (4)(a) OF THIS SECTION
2 NO LATER JUNE 19, 2026.

3 (c) MEMBERS OF THE WORKING GROUP SERVE AT THE PLEASURE OF
4 THE APPLICABLE APPOINTING AUTHORITY. IF A VACANCY OCCURS, THE
5 APPROPRIATE APPOINTING AUTHORITY SHALL APPOINT A REPLACEMENT
6 MEMBER WHO MEETS THE REQUIREMENTS SET FORTH IN SUBSECTION (4)(a)
7 OF THIS SECTION FOR THE VACANT POSITION NOT LATER THAN ONE WEEK
8 FROM THE DATE THE VACANCY EXISTS. IF THE APPROPRIATE APPOINTING
9 AUTHORITY FAILS TO APPOINT A REPLACEMENT MEMBER AS REQUIRED BY
10 THIS SUBSECTION (4)(c), THE GOVERNOR SHALL APPOINT A REPLACEMENT
11 MEMBER WHO MEETS THE REQUIREMENTS SET FORTH IN SUBSECTION (4)(a)
12 OF THIS SECTION.

13 (d) MEMBERS OF THE WORKING GROUP SERVE WITHOUT
14 COMPENSATION AND WITHOUT REIMBURSEMENT FOR EXPENSES.

15 (e) MEMBERS OF THE WORKING GROUP MAY PARTICIPATE
16 REMOTELY IN WORKING GROUP MEETINGS.

17 (5) (a) THE FACILITATOR SHALL CONVENE THE FIRST MEETING OF
18 THE WORKING GROUP DURING THE WEEK OF JUNE 29, 2026. THE WORKING
19 GROUP SHALL ADOPT BYLAWS AT THE FIRST WORKING GROUP MEETING.

20 (b) THE WORKING GROUP SHALL MEET AT LEAST ONCE EVERY TWO
21 WEEKS BEGINNING THE WEEK OF JUNE 29, 2026, THROUGH THE WEEK OF
22 NOVEMBER 2, 2026. THE WORKING GROUP MAY MEET MORE OFTEN AT THE
23 DISCRETION OF THE FACILITATOR. A MAJORITY OF THE MEMBERS OF THE
24 WORKING GROUP MAY VOTE TO EXTEND THE WORK OF THE COMMISSION
25 PAST THE WEEK OF NOVEMBER 2, 2026, OR TO TERMINATE THE WORKING
26 GROUP'S WORK AT ANY TIME.

27 (c) THE WORKING GROUP MAY MEET WITH SUBJECT MATTER

1 EXPERTS AS NEEDED, SUCH AS EXPERTS ON THE STATE BUDGET, PUBLIC
2 FINANCING, AND TRANSPORTATION CONSTRUCTION.

3 (6) THE WORKING GROUP'S PURPOSE IS TO IDENTIFY APPROACHES
4 TO AUGMENT STATE AND LOCAL FUNDING FOR SURFACE TRANSPORTATION
5 MAINTENANCE, REPAIR, CAPACITY, AND SAFETY BY INCREASING REVENUE,
6 WHILE FOCUSING ON INCREASING REVENUE THAT IS PROTECTED FOR SUCH
7 PURPOSES, IS SUSTAINABLE, AND DOES NOT NECESSITATE CUTS TO CORE
8 STATE AND LOCAL SERVICES.

9 (7) (a) NO LATER THAN SEPTEMBER 7, 2026, THE WORKING GROUP
10 SHALL SUBMIT A PRELIMINARY STATUS REPORT TO THE TRANSPORTATION,
11 HOUSING, AND LOCAL GOVERNMENT COMMITTEE OF THE HOUSE OF
12 REPRESENTATIVES, THE TRANSPORTATION AND ENERGY COMMITTEE OF
13 THE SENATE, THE TRANSPORTATION COMMISSION CREATED IN SECTION
14 43-1-106, AND THE GOVERNOR. THE REPORT MUST INCLUDE:

15 (I) A SUMMARY OF THE WORKING GROUP'S DISCUSSIONS AND
16 FINDINGS; AND

17 (II) THE POTENTIAL STATE BUDGETARY IMPACTS, AS DISCUSSED BY
18 THE WORKING GROUP, OF POTENTIAL APPROACHES TO AUGMENT STATE
19 AND LOCAL FUNDING FOR SURFACE TRANSPORTATION MAINTENANCE,
20 REPAIR, CAPACITY, AND SAFETY NEEDS.

21 (b) NO LATER THAN NOVEMBER 13, 2026, THE WORKING GROUP
22 SHALL SUBMIT A REPORT TO THE TRANSPORTATION, HOUSING, AND LOCAL
23 GOVERNMENT COMMITTEE OF THE HOUSE OF REPRESENTATIVES, THE
24 TRANSPORTATION AND ENERGY COMMITTEE OF THE SENATE, THE
25 TRANSPORTATION COMMISSION CREATED IN SECTION 43-1-106, AND THE
26 GOVERNOR. THE REPORT MUST INCLUDE THE WORKING GROUP'S FINDINGS
27 AND RECOMMENDATIONS TO THE GENERAL ASSEMBLY CONCERNING

1 MATTERS EVALUATED BY THE WORKING GROUP.

2 (8) (a) THE DEPARTMENT SHALL BE AVAILABLE TO ASSIST THE
3 WORKING GROUP IN CARRYING OUT THE WORKING GROUP'S DUTIES. THE
4 DEPARTMENT MAY ADOPT INTERNAL PROCEDURES TO ENSURE THAT THE
5 WORKING GROUP'S WORK IS CONDUCTED IN AN ORDERLY, TIMELY, AND
6 GOAL-ORIENTED MANNER.

7 (b) NOTWITHSTANDING ANY LAW TO THE CONTRARY, THE
8 DEPARTMENT MAY EXPEND MONEY FROM THE STATE HIGHWAY FUND,
9 CREATED IN SECTION 43-1-219, FOR THE WORKING GROUP'S PURPOSES
10 INCLUDING FOR HIRING PROFESSIONAL FACILITATION SERVICES, ASSISTING
11 THE WORKING GROUP PURSUANT TO SUBSECTION (8)(a) OF THIS SECTION,
12 AND OTHER NECESSARY SERVICES.

13 (9) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2027.

14 **SECTION 13.** In Colorado Revised Statutes, 43-4-217, **amend**
15 (3)(b)(I)(E), (3)(b)(I)(G), (4)(b)(I)(E), and (4)(b)(I)(G); **repeal**
16 (3)(b)(I)(F) and (4)(b)(I)(F), and **add** (3)(b)(I)(E.5), (3)(b)(I)(F.5),
17 (4)(b)(I)(E.5), (4)(b)(I)(F.5), and (9) as follows:

18 **43-4-217. Additional funding - road usage fees - rules -**
19 **legislative declaration - definitions.**

20 (3) (b) (I) The amount of the road usage fee for each gallon of
21 gasoline acquired, sold, offered for sale, or used in this state from April
22 1, 2023, through June 30, 2023, and during state fiscal years 2023-24
23 through 2031-32 is:

24 (E) Six cents per gallon, ~~for state fiscal year 2026-27~~; ON AND
25 AFTER JULY 1, 2026, BUT BEFORE JANUARY 1, 2027;

26 (E.5) FOUR CENTS PER GALLON, ON AND AFTER JANUARY 1, 2027,
27 BUT BEFORE JULY 1, 2027;

1 (F) ~~Seven cents per gallon, for state fiscal year 2027-28; and~~

2 (F.5) AN AMOUNT DETERMINED PURSUANT TO SUBSECTION (9)(b)
3 OF THIS SECTION FOR STATE FISCAL YEARS 2027-28 THROUGH 2029-30;
4 AND

5 (G) Eight cents per gallon, for state fiscal years ~~2028-29 through~~
6 2030-31 AND 2031-32.

7 (4) (b) (I) The amount of the road usage fee for each gallon of
8 special fuel acquired, sold, offered for sale, or used in this state from
9 April 1, 2023, through June 30, 2023, and during state fiscal years
10 2023-24 through 2031-32 is:

11 (E) Six cents per gallon, ~~for state fiscal year 2026-27;~~ ON AND
12 AFTER JULY 1, 2026, BUT BEFORE JANUARY 1, 2027;

13 (E.5) FOUR CENTS PER GALLON, ON AND AFTER JANUARY 1, 2027,
14 BUT BEFORE JULY 1, 2027;

15 (F) ~~Seven cents per gallon, for state fiscal year 2027-28; and~~

16 (F.5) AN AMOUNT DETERMINED PURSUANT TO SUBSECTION (9)(b)
17 OF THIS SECTION FOR STATE FISCAL YEARS 2027-28 THROUGH 2029-30;
18 AND

19 (G) Eight cents per gallon, for state fiscal years ~~2028-29 through~~
20 2030-31 AND 2031-32.

21 (9) (a) AS PART OF THE MARCH REVENUE FORECAST, PREPARED IN
22 MARCH OF 2027, 2028, AND 2029, LEGISLATIVE COUNCIL STAFF AND THE
23 OFFICE OF STATE PLANNING AND BUDGETING SHALL PROJECT THE ROAD
24 USAGE FEE RATES NECESSARY FOR THE AMOUNT OF THE REDUCED ROAD
25 USAGE FEES REVENUE IN THE NEXT FISCAL YEAR, ASSUMING THAT THE
26 ROAD USAGE FEE RATES ESTABLISHED IN SUBSECTIONS (3)(b) AND (4)(b)
27 OF THIS SECTION ARE EQUAL, TO EQUAL THE LESSER OF:

1 (I) THE TOTAL OF REQUIRED STATE REVENUE TRANSPORTATION
2 DIVERSION FOR THE NEXT STATE FISCAL YEAR MINUS THE SUM OF, FOR THE
3 NEXT FISCAL YEAR:

- 4 (A) REDUCED GASOLINE EXCISE TAX REVENUE;
- 5 (B) REDUCED SPECIAL FUEL EXCISE TAX REVENUE;
- 6 (C) REDUCED VEHICLE REGISTRATION FEE REVENUE; AND
- 7 (D) REDUCED TRANSPORTATION LEASE AND STATE HIGHWAY FUND
8 PAYMENT AMOUNTS; OR

9 (II) REVENUE FROM THE BASE ROAD USAGE FEES.

10 (b) IN MARCH OF 2027, 2028, AND 2029, UPON ADOPTING A
11 MARCH REVENUE FORECAST TO PREPARE THE GENERAL ANNUAL
12 APPROPRIATION ACT FOR THE NEXT STATE FISCAL YEAR, THE JOINT
13 BUDGET COMMITTEE OF THE GENERAL ASSEMBLY SHALL NOTIFY THE
14 EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE OF THE ROAD
15 USAGE FEE RATES PROJECTED IN THE ADOPTED REVENUE FORECAST, AND
16 THAT RATE IS THE RATE OF THE ROAD USAGE FEE FOR THE NEXT STATE
17 FISCAL YEAR.

18 (c) AS USED IN THIS SUBSECTION (9), UNLESS THE CONTEXT
19 OTHERWISE REQUIRES:

20 (I) "ADJUSTED ROAD USAGE FEES" MEANS THE RATE OF THE ROAD
21 USAGE FEES ON GASOLINE AND SPECIAL FUEL FOR A STATE FISCAL YEAR
22 ESTABLISHED IN ACCORDANCE WITH SUBSECTION (9)(a) OF THIS SECTION.

23 (II) "BASE ROAD USAGE FEES" MEANS:

- 24 (A) FOR STATE FISCAL YEAR 2027-28, SEVEN CENTS PER GALLON;
- 25 AND
- 26 (B) FOR STATE FISCAL YEARS 2028-29 AND 2029-30, EIGHT CENTS
27 PER GALLON.

1 (III) "REDUCED GASOLINE EXCISE TAX REVENUE" MEANS THE
2 DIFFERENCE IN REVENUE COLLECTED FOR A STATE FISCAL YEAR, IF THE
3 EXCISE TAX IMPOSED ON GASOLINE PURSUANT TO SECTION 39-27-102
4 (1)(a)(II)(A) WERE IMPOSED AT A RATE OF TWENTY-TWO CENTS PER
5 GALLON OR A FRACTION THEREOF OR WERE IMPOSED AT A RATE OF
6 FOURTEEN CENTS PER GALLON OR A FRACTION THEREOF.

7 (IV) "REDUCED ROAD USAGE FEES REVENUE" MEANS THE
8 DIFFERENCE IN REVENUE COLLECTED FROM THE FEE ON GASOLINE AND
9 SPECIAL FUEL FOR A STATE FISCAL YEAR BETWEEN THE AMOUNT BASED ON
10 THE BASE ROAD USAGE FEES AND THE AMOUNT BASED ON THE ADJUSTED
11 ROAD USAGE FEES.

12 (V) "REDUCED SPECIAL FUEL EXCISE TAX REVENUE" MEANS THE
13 DIFFERENCE IN REVENUE COLLECTED FOR A STATE FISCAL YEAR, IF THE
14 EXCISE TAX IMPOSED ON SPECIAL FUEL PURSUANT TO SECTION 39-27-102
15 (1)(a)(II)(B) WERE IMPOSED AT A RATE OF TWENTY AND ONE-HALF CENTS
16 PER GALLON OR A FRACTION THEREOF OR WERE IMPOSED AT A RATE OF
17 THIRTEEN CENTS PER GALLON OR A FRACTION THEREOF.

18 (VI) "REDUCED TRANSPORTATION LEASE AND STATE HIGHWAY
19 FUND PAYMENTS" MEANS AN AMOUNT EQUAL TO THE SUM OF THE
20 TRANSFERS DESCRIBED IN SECTIONS 24-82-1303 (2)(d.5)(II), 24-82-1303
21 (2)(d.5)(III), 24-75-219 (7)(d)(II.5), AND 24-75-219 (7)(d)(III) FOR THE
22 APPLICABLE STATE FISCAL YEAR.

23 (VII) "REDUCED VEHICLE REGISTRATION FEE REVENUE" MEANS
24 THE DIFFERENCE IN REVENUE COLLECTED FOR A STATE FISCAL YEAR, AS A
25 RESULT OF THE REDUCTION OF ANY FEES IN SECTION 42-3-112, 42-3-304,
26 42-3-306, AND 43-4-804 PURSUANT TO THIS HOUSE BILL 26-1430,
27 ENACTED IN 2026.

1 (VIII) "REQUIRED STATE REVENUE TRANSPORTATION DIVERSION"
2 MEANS THE TOTAL AMOUNT APPROPRIATED OR TRANSFERRED FROM THE
3 SUPPORT ROAD TRANSPORTATION FUND CREATED IN SECTION 43-4-1601
4 FOR A STATE FISCAL YEAR.

5 **SECTION 14.** In Colorado Revised Statutes, **add** 43-4-219 as
6 follows:

7 **43-4-219. State revenue collected to support road**
8 **transportation.**

9 STATE REVENUE COLLECTED TO SUPPORT ROAD TRANSPORTATION,
10 AS DEFINED IN SECTION 22 (3)(c) OF THE STATE CONSTITUTION, DOES NOT
11 INCLUDE FEE REVENUE RESULTING FROM A FEE IMPOSED BY ANY
12 ENTERPRISE.

13 **SECTION 15.** In Colorado Revised Statutes, 43-4-804, **add** (2)
14 as follows:

15 **43-4-804. Highway safety projects - surcharges, fees, and fines**
16 **- crediting of money to highway users tax fund - rules - definitions -**
17 **repeal.**

18 (2) (a) NOTWITHSTANDING SUBSECTIONS (1)(a)(I) AND (1)(a)(IX)
19 OF THIS SECTION, THE ROAD SAFETY SURCHARGE IMPOSED IN SUBSECTION
20 (1)(a) OF THIS SECTION IS SET AT THE FOLLOWING AMOUNTS:

21 (I) FOR A MOTORCYCLE, AS DEFINED IN SECTION 42-1-102 (55); A
22 TRAILER COACH, AS DEFINED IN SECTION 42-1-102 (106); AN AUTOCYCLE,
23 AS DEFINED IN SECTION 42-1-102 (7.5); OR ANY VEHICLE THAT WEIGHS
24 TWO THOUSAND POUNDS OR LESS:

25 (A) SEVEN DOLLARS SIXTY-THREE CENTS ON AND AFTER JANUARY
26 1, 2027, AND BEFORE JULY 1, 2027; OR

27 (B) TEN DOLLARS ON AND AFTER JULY 1, 2027;

1 (II) FOR ANY VEHICLE THAT WEIGHS MORE THAN TWO THOUSAND
2 POUNDS BUT NOT MORE THAN FIVE THOUSAND POUNDS:

3 (A) ELEVEN DOLLARS NINETY-SEVEN CENTS ON AND AFTER
4 JANUARY 1, 2027, AND BEFORE JULY 1, 2027; OR

5 (B) FOURTEEN DOLLARS ON AND AFTER JULY 1, 2027;

6 (III) FOR ANY VEHICLE THAT WEIGHS MORE THAN FIVE THOUSAND
7 POUNDS BUT NOT MORE THAN TEN THOUSAND POUNDS:

8 (A) FIFTEEN DOLLARS SEVEN CENTS ON AND AFTER JANUARY 1,
9 2027, AND BEFORE JULY 1, 2027; OR

10 (B) SEVENTEEN DOLLARS ON AND AFTER JULY 1, 2027;

11 (IV) FOR ANY VEHICLE THAT IS A PASSENGER BUS OR THAT WEIGHS
12 MORE THAN TEN THOUSAND POUNDS BUT NOT MORE THAN SIXTEEN
13 THOUSAND POUNDS:

14 (A) TWENTY DOLLARS SIXTY-FIVE CENTS ON AND AFTER JANUARY
15 1, 2027, AND BEFORE JULY 1, 2027; OR

16 (B) TWENTY-THREE DOLLARS ON AND AFTER JULY 1, 2027;

17 (V) FOR ANY VEHICLE THAT WEIGHS MORE THAN SIXTEEN
18 THOUSAND POUNDS:

19 (A) TWENTY-ONE DOLLARS EIGHTY-NINE CENTS ON AND AFTER
20 JANUARY 1, 2027, AND BEFORE JULY 1, 2027; OR

21 (B) TWENTY-FOUR DOLLARS ON AND AFTER JULY 1, 2027;

22 (b) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE JULY 1, 2030.

23 **SECTION 16.** In Colorado Revised Statutes, **add** part 16 to
24 article 4 of title 43 as follows:

25 PART 16

26 SUPPORT ROAD TRANSPORTATION FUND

27 **43-4-1601. Support road transportation fund - definitions.**

1 (1) THE SUPPORT ROAD TRANSPORTATION FUND IS CREATED IN THE
2 STATE TREASURY. THE FUND CONSISTS OF STATE REVENUE COLLECTED TO
3 SUPPORT ROAD TRANSPORTATION CREDITED TO THE FUND BY THE STATE
4 TREASURER PURSUANT TO SUBSECTION (5) OF THIS SECTION.

5 (2) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
6 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
7 FUND TO THE FUND.

8 (3) (a) THE MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED
9 TO THE DEPARTMENT OF TRANSPORTATION FOR USE BY THE
10 TRANSPORTATION COMMISSION FOR PAYMENTS MADE IN ACCORDANCE
11 WITH SECTION 24-82-1303 (2)(d.5)(II) AND (2)(d.5)(III).

12 (b) THE STATE TREASURER SHALL APPORTION THE MONEY IN THE
13 FUND MONTHLY, EXCLUDING MONEY NECESSARY FOR THE TRANSFERS OR
14 PAYMENTS FROM THE FUND REQUIRED PURSUANT TO SECTIONS 24-82-1303
15 (2)(d.5)(II), 24-82-1303 (2)(d.5)(III), 24-75-219 (7)(d)(II.5), AND
16 24-75-219 (7)(d)(III), BASED UPON ESTIMATES FROM THE DEPARTMENT OF
17 REVENUE OF CURRENT MONTHLY COLLECTIONS OF STATE REVENUE
18 COLLECTED TO SUPPORT ROAD TRANSPORTATION, WITH MONTHLY
19 RECONCILIATION OF THE STATE, COUNTY, AND MUNICIPAL ACCOUNTS IN
20 EACH SUCCESSIVE MONTH. THE DEPARTMENT OF REVENUE SHALL PROVIDE
21 ESTIMATES TO THE STATE TREASURER BY THE SEVENTH WORKING DAY OF
22 EACH MONTH. THE STATE TREASURER SHALL APPORTION THE MONEY IN
23 THE FUND WITHIN FIVE WORKING DAYS OF RECEIVING ESTIMATES FROM
24 THE DEPARTMENT OF REVENUE.

25 (c) THE STATE TREASURER SHALL APPORTION MONEY FROM THE
26 FUND AS FOLLOWS:

27 (I) SIXTY PERCENT IS PAID TO THE STATE HIGHWAY FUND AND

1 EXPENDED AS DESCRIBED IN SECTION 43-4-206;

2 (II) TWENTY-THREE PERCENT IS PAID TO THE COUNTY TREASURERS
3 OF THE RESPECTIVE COUNTIES AND ALLOCATED AND EXPENDED AS
4 DESCRIBED IN SECTION 43-4-207; AND

5 (III) SEVENTEEN PERCENT IS PAID TO CITIES AND INCORPORATED
6 TOWNS WITHIN THE LIMITS OF THE RESPECTIVE COUNTIES AND ALLOCATED
7 AND EXPENDED AS DESCRIBED IN SECTION 43-4-208 (2).

8 (4) NOTWITHSTANDING ANY PROVISION TO THE CONTRARY, MONEY
9 ALLOCATED UNDER SUBSECTION (3) OF THIS SECTION SHALL NOT BE USED
10 FOR ANY PURPOSE THAT IS NOT AUTHORIZED BY SECTION 22 OF ARTICLE X
11 OF THE STATE CONSTITUTION.

12 (5) BEGINNING JANUARY 1, 2027, THE STATE TREASURER SHALL
13 CREDIT TO THE FUND STATE REVENUE COLLECTED TO SUPPORT ROAD
14 TRANSPORTATION AS REQUIRED BY SECTION 22 OF ARTICLE X OF THE
15 STATE CONSTITUTION.

16 (6) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
17 REQUIRES:

18 (a) "FUND" MEANS THE SUPPORT ROAD TRANSPORTATION FUND
19 CREATED IN SUBSECTION (1) OF THIS SECTION.

20 (b) "STATE REVENUE COLLECTED TO SUPPORT ROAD
21 TRANSPORTATION" HAS THE SAME MEANING AS IN SECTION 22 (3)(c) OF
22 ARTICLE X OF THE STATE CONSTITUTION.

23 **SECTION 17. Effective date.** (1) Except as otherwise provided
24 in this section, this act takes effect upon passage.

25 (2) Sections 4, 6 through 11, and 13 through 16 of this act take
26 effect only if an initiative that amends the state constitution to change
27 existing law on transportation funding and to increase the amount of state

1 revenue dedicated to road transportation is approved by the people at the
2 next general election, in which case this act takes effect on the date of the
3 official declaration of the vote thereon by the governor or January 1,
4 2027, whichever is later.

5 (3) Section 5 of this act takes effect only if an initiative that
6 amends the state constitution to change existing law on transportation
7 funding and to increase the amount of state revenue dedicated to road
8 transportation is not approved by the people at the next general election,
9 in which case section 5 takes effect on the date of the official declaration
10 of the vote thereon by the governor or January 1, 2027, whichever is later.

11 (4) Section 12 of this act takes effect only if a petition for any
12 ballot issue that would be part of the statewide ballot for the general
13 election held on November 3, 2026, and that would amend the state
14 constitution to change existing law on transportation funding and to
15 increase the amount of state revenue dedicated to road transportation is
16 either:

17 (a) Not filed with the secretary of state on or before May 27, 2026,
18 in which case section 12 of this act takes effect on June 1, 2026; or

19 (b) Withdrawn on or before June 15, 2026, pursuant to section
20 1-40-134, from the statewide ballot for the general election held on
21 November 3, 2026, in which case section 12 of this act takes effect on
22 June 16, 2026.

23 **SECTION 18. Safety clause.** The general assembly finds,
24 determines, and declares that this act is necessary for the immediate
25 preservation of the public peace, health, or safety or for appropriations for
26 the support and maintenance of the departments of the state and state
27 institutions.