

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. 26-0215.01 Sam Anderson x4218

SENATE BILL 26-025

SENATE SPONSORSHIP

Rich and Snyder,

HOUSE SPONSORSHIP

Marshall and Soper,

Senate Committees
Transportation & Energy

House Committees
Transportation, Housing & Local Government

A BILL FOR AN ACT

101 CONCERNING LAND SURVEY MONUMENTATION.

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 permits setting reference monuments where a monument or marker is impractical or unsafe due to location in a traveled road within a federal, state, or other public right-of-way. The bill also requires land surveyors to submit monument records in electronic format and allows counties to maintain monument records in electronic format.

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.

HOUSE
2nd Reading Unamended
March 30, 2026

SENATE
3rd Reading Unamended
February 24, 2026

SENATE
Amended 2nd Reading
February 23, 2026

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

2 **SECTION 1.** In Colorado Revised Statutes, 38-51-104, **amend**

3 (3)(a) as follows:

4 **38-51-104. Monumentation of land surveys.**

5 (3) (a) If the monuments or markers required by subsection (1) of
6 this section cannot practicably be set because of steep terrain, water,
7 marsh, or existing structures; or if they would be lost as a result of
8 proposed street, road, or other construction; OR THEY CANNOT BE SAFELY
9 SET DUE TO THEIR POSITION ON A TRAVELED ROAD WITHIN A FEDERAL,
10 STATE, OR OTHER PUBLIC RIGHT-OF-WAY, one or more reference
11 monuments shall be set.

12 **SECTION 2.** In Colorado Revised Statutes, 38-51-105, **amend**

13 (7)(a) as follows:

14 **38-51-105. Monumentation of subdivisions.**

15 (7) (a) If any monuments or markers required by subsection (1),
16 (2), or (3) of this section cannot practicably be set because of steep
17 terrain, water, marsh, or existing structures; or if they would be lost as a
18 result of proposed street, road, or other construction; OR THEY CANNOT BE
19 SAFELY SET DUE TO THEIR POSITION ON A TRAVELED ROAD WITHIN A
20 FEDERAL, STATE, OR OTHER PUBLIC RIGHT-OF-WAY, one or more reference
21 monuments shall be set.

22 **SECTION 3.** In Colorado Revised Statutes, 38-50-103, **amend**

23 (2)(b) as follows:

24 **38-50-103. Public records - monument records.**

25 (2) (b) Each county clerk and recorder MAY maintain copies of
26 monument records in a county record-keeping and indexing system and,
27 upon receipt of each monument record provided pursuant to ~~paragraph (a)~~

1 of this subsection (2) SUBSECTION (2)(a) OF THIS SECTION, shall list it in
2 the system. EACH COUNTY CLERK AND RECORDER MAY MAINTAIN COPIES
3 OF MONUMENT RECORDS IN ELECTRONIC FORMAT.

4 **SECTION 4.** In Colorado Revised Statutes, 38-53-104, **amend**
5 (1)(a) and (1)(b) as follows:

6 **38-53-104. Submission of monument record required.**

7 (1) (a) If a professional land surveyor conducts a survey that uses
8 any monument representing a public land survey monument location,
9 quarter section corner, sixteenth section corner, government land office
10 or bureau of land management (~~government~~) lot corner as defined by the
11 nomenclature of the United States public land survey system, or any
12 United States geological survey or United States coast and geodetic
13 survey, also known as the national ocean service/national geodetic survey,
14 monument as a control corner, the professional land surveyor shall submit
15 a monument record IN ELECTRONIC FORMAT describing such monument
16 with the board if the monument and its accessories are not substantially
17 described in an existing monument record previously submitted pursuant
18 to this section or its predecessor.

19 (b) If a professional land surveyor establishes, restores, or
20 rehabilitates any public land survey monument corner location or section
21 corner, quarter section corner, or sixteenth section corner as defined by
22 the nomenclature of the United States public land survey system, the
23 professional land surveyor shall submit a monument record IN
24 ELECTRONIC FORMAT.

25 **SECTION 5.** In Colorado Revised Statutes, **amend** 38-53-106 as
26 follows:

27 **38-53-106. Form of monument records - prescribed by board.**

1 The board shall adopt and revise as necessary the form and
2 technical specifications for submission of monument records, including
3 the information to be included with, or as part of, the records. THE BOARD
4 SHALL NOT REQUIRE THE FORMS SUBMITTED UNDER SECTION 38-53-104 TO
5 BE SUBMITTED IN PAPER FORMAT.

6 **SECTION 6. Act subject to petition - effective date.** This act
7 takes effect at 12:01 a.m. on the day following the expiration of the
8 ninety-day period after final adjournment of the general assembly (August
9 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a
10 referendum petition is filed pursuant to section 1 (3) of article V of the
11 state constitution against this act or an item, section, or part of this act
12 within such period, then the act, item, section, or part will not take effect
13 unless approved by the people at the general election to be held in
14 November 2026 and, in such case, will take effect on the date of the
15 official declaration of the vote thereon by the governor.