

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



HOUSE BILL 26-1404

BY REPRESENTATIVE(S) Sirota and Taggart, Brown, Hamrick;
also SENATOR(S) Amabile and Bridges, Kirkmeyer.

CONCERNING TRANSFERRING MONEY FROM THE TOBACCO EDUCATION PROGRAMS FUND TO THE PRESCHOOL PROGRAMS CASH FUND, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING AN APPROPRIATION.

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

SECTION 1. In Colorado Revised Statutes, 24-22-117, **add** (2)(c)(V) as follows:

24-22-117. Tobacco tax cash fund - accounts - creation - legislative declaration - repeal.

(2) There are created in the state treasury the following funds:

(c) (V) (A) ON JUNE 30, 2027, THE STATE TREASURER SHALL TRANSFER FROM THE TOBACCO EDUCATION PROGRAMS FUND TO THE PRESCHOOL PROGRAMS CASH FUND CREATED IN SECTION 26.5-4-209 (1)(a) TEN MILLION DOLLARS OF MONEY THAT ORIGINATED FROM THE 2020 TAX

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

HOLDING FUND CREATED IN SECTION 24-22-118.

(B) THIS SUBSECTION (2)(c)(V) IS REPEALED, EFFECTIVE JUNE 30, 2028.

SECTION 2. Appropriation - adjustments to 2026 long bill.

(1) Except as provided in subsection (2) of this section, to implement this act, the general fund appropriation made in the annual general appropriation act for the 2026-27 state fiscal year to the department of early childhood for the universal preschool program is decreased by \$10,000,000.

(2) Subsection (1) of this section does not require a reduction of an appropriation in the annual general appropriation act for the 2026-27 state fiscal year if:

(a) The amount of the general fund appropriation made in the annual general appropriation act for the 2026-27 state fiscal year to the department of early childhood for the universal preschool program is less than the amount of the adjustment required in subsection (1) of this section; or

(b) The annual general appropriation act for the 2026-27 state fiscal year does not include an appropriation to the department of early childhood for the universal preschool program.

(3) For the 2026-27 state fiscal year, \$10,000,000 is appropriated to the department of early childhood. This appropriation is from the preschool programs cash fund created in section 26.5-4-209 (1)(a), C.R.S. To implement this act, the department may use this appropriation for the universal preschool program.

SECTION 3. Effective date. This act takes effect upon passage; except that subsections (1) and (2) of section 2 of this act take effect only if the annual general appropriation act for the 2026-27 state fiscal year becomes law, in which case subsections (1) and (2) of section 2 of this act take effect upon the effective date of this act or of the annual general appropriation act for state fiscal year 2026-27, whichever is later.

SECTION 4. Safety clause. The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for

the support and maintenance of the departments of the state and state institutions.

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

James Rashad Coleman, Sr.
PRESIDENT OF
THE SENATE

Vanessa Reilly
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Esther van Mourik
SECRETARY OF
THE SENATE

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO