



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Fiscal Note Memorandum

TO: Members of the House Health & Human Services Committee
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Fiscal Assessment of Amendments to HB 26-1044

This memorandum is an assessment of the fiscal impact of the attached proposed amendments, L.002, L.003, and L.005 to House Bill 26-1044. This fiscal assessment is for the impact of the bill with inclusion of these amendments only. Any other added amendment could influence the fiscal impact.

Summary of Proposed Amendment

Amendment L.002

Amendment L.002 removes the language permitting the Department of Public Health and Environment (CDPHE) to survey "all" individuals who recently gave birth, while maintaining the ability for the CDPHE to survey additional individuals beyond those currently surveyed under existing law. Amendment L.002 also removes the requirement that the CDPHE develop or approve a statement on respectful maternity care that certain health care facilities would be required to publicly display. The amendment instead requires health facilities to develop and electronically post a statement of birthing parent's rights, including specific information.

Amendment L.003

Amendment L.003 removes the requirement that health care facilities report instances of severe maternal morbidity (SMM) or death for which there is cause to believe racial discrimination, bias, negligence, or other inequitable treatment contributed to the outcome. It also removes the requirement that the CDPHE investigate these reports, impose administrative penalties, and refer to the appropriate regulatory board if found to have engaged in a discriminatory practice. Lastly, the amendment removes the creation of the Maternal Health Equity Improvement Cash Fund.



Amendment L.005

Amendment L.005 changes the annual reporting requirement for the Maternal Health Task Force back to the existing requirement of every three years.

Fiscal Impact of Amendment

The amendments eliminate SMM reporting, investigation, and enforcement; the statewide birthing parent survey; maternal health oversight and reporting; and the respectful maternity care statement requirements under the introduced bill. As such, relative to the published fiscal note, the amendments:

- decrease state expenditures in the CDPHE and the OIT to an absorbable, minimal workload impact; and
- eliminate the appropriation required for FY 2026-27.

The amendments also eliminate minimal workload impacts to the Department of Personnel and Administration and the Department of Treasury.

Bill's Revised Fiscal Impact with Amendment

As amended, the bill minimally increases workload in the CDPHE and the Department of Regulatory Agencies. No change in appropriations is required. Workload impacts are summarized below.

Table 1
State Fiscal Impacts with Amendments L.002, L.003, and L.005

Type of Impact	Budget Year FY 2025-26	Out Year FY 2026-27
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



Department of Public Health and Environment

Workload in the CDPHE may minimally increase to survey additional individuals beyond those surveyed under existing law; however, this requirement is permissive and does not require an appropriation. CDPHE may also have minimal workload increases associated with codifying the statement of birthing parent's rights in rule which can be accomplished with the normal course of rulemaking.

Department of Regulatory Agencies

Workload in the Division of Professions and Occupations in the Department of Regulatory Agencies will minimally increase to conduct limited rulemaking and provide information and outreach to licensees. These activities are absorbable within existing resources and no additional appropriation is required.

