



Colorado House Bill HB23-1285

Store Use of Carryout Bags and Sustainable Products

Effective June 1, 2023, all bag fees are due quarterly for the remainder of 2023 instead of the April 2024 deadline.

Additional House Bill information is on the Colorado General Assembly [website](#).

An Act

HOUSE BILL 23-1285

BY REPRESENTATIVE(S) Valdez, Bird, Froelich, Garcia, Gonzales-Gutierrez, Jodeh, Kipp, Lindsay, Lindstedt, Mabrey, Parenti, Ricks, Sharbini, Sirota, Snyder, Titone, Vigil, Woodrow, Amabile, Brown, Duran, Joseph, Marshall, McCormick, McLachlan, Story; also SENATOR(S) Priola and Cutter, Gonzales, Jaquez Lewis, Kolker, Mullica.

CONCERNING THE REQUIREMENT THAT A STORE USE FEES COLLECTED FROM SINGLE-USE BAGS TO PURCHASE CERTAIN ITEMS FOR THE STORE.

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

SECTION 1. In Colorado Revised Statutes, 25-17-505, amend (3)(d)(I) introductory portion; and **add** (3)(d)(III) as follows:

25-17-505. Carryout bag fee - disposition of money - repeal.

(3) In providing carryout bags for a fee pursuant to this section, a store shall:

(d) (I) On a quarterly basis, ~~starting April 1, 2024,~~ remit from the total amount of carryout bag fees collected in the previous quarter the amount that is owed to the municipality or county:

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.

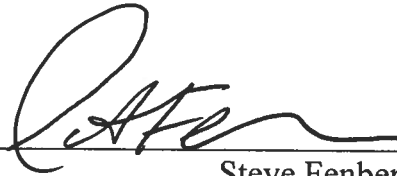
(III) IF A MUNICIPALITY OR COUNTY HAS NOT ESTABLISHED A PROCESS TO ACCEPT FEES REMITTED PURSUANT TO SUBSECTION (3)(d)(I) OF THIS SECTION, THE STORE SHALL RETAIN AND USE THE PORTION OF THE FEES COLLECTED IN THE PREVIOUS QUARTER THAT WOULD HAVE BEEN REMITTED TO THE MUNICIPALITY OR COUNTY FOR THE PURPOSES LISTED IN SUBSECTIONS (1)(a)(I)(B) AND (2)(a)(I)(B) OF THIS SECTION AND TO PURCHASE REUSABLE BAGS.

SECTION 2. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.



Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES



Steve Fenberg
PRESIDENT OF
THE SENATE

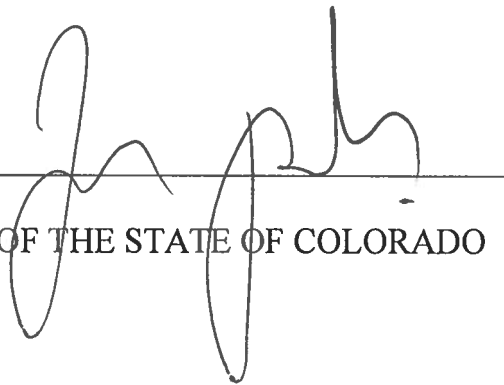


Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES



Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED Thursday June 1st 2022 at 4:30 PM
(Date and Time)



Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO