

Second Regular Session  
Seventieth General Assembly  
STATE OF COLORADO

**ENGROSSED**

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

LLS NO. 16-0778.01 Jery Payne x2157

**HOUSE BILL 16-1285**

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**HOUSE SPONSORSHIP**

**Pabon,**

**SENATE SPONSORSHIP**

**Crowder,**

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**House Committees**  
Finance

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING A PROCEDURE BY WHICH AN APPLICANT FOR A DRIVER'S**  
102 **LICENSE MAY USE A PRIVATE VENDOR TO READMINISTER THE**  
103 **DRIVING TEST AFTER THE APPLICANT FAILS ON THE FIRST**  
104 **ATTEMPT.**

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**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://www.leg.state.co.us/billsummaries>.)*

The bill sets up a procedure whereby, after qualifying for a driver's license but failing the driving test, an applicant for a driver's license who is not a permanent lawful resident may use a private vendor to

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

HOUSE  
2nd Reading Unamended  
March 14, 2016

readminister the driving test. The applicant must successfully complete the driver's test within 60 days after the first attempt.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 42-2-511 as  
3 follows:

4 **42-2-511. Driving test - third-party option - definition.** (1) AS  
5 USED IN THIS SECTION, "DRIVING TEST" MEANS THE DEMONSTRATION OF  
6 ORDINARY AND REASONABLE CARE IN THE OPERATION OF A MOTOR  
7 VEHICLE IN ACCORDANCE WITH SECTION 42-2-111.

8 (2) TO USE THE PROCEDURE SET FORTH IN SUBSECTION (3) OF THIS  
9 SECTION, AN APPLICANT FOR AN IDENTIFICATION DOCUMENT MUST FULFILL  
10 THE APPLICABLE REQUIREMENTS OF THIS PART 5 AND PART 1 OF THIS  
11 ARTICLE OTHER THAN THE DRIVING TEST.

12 (3) IF AN APPLICANT FOR AN IDENTIFICATION DOCUMENT UNDER  
13 THIS PART 5 FAILS THE DRIVING TEST, THE APPLICANT MAY RETAKE THE  
14 DRIVING TEST FROM A VENDOR APPROVED BY THE DEPARTMENT TO  
15 CONDUCT THE TEST. IF THE APPLICANT PASSES THE DRIVING TEST WITHIN  
16 SIXTY DAYS AFTER FAILING THE DRIVING TEST, THE APPLICANT MAY  
17 REOPEN THE APPLICATION FOR A DRIVER'S LICENSE AT ANY OFFICE  
18 AUTHORIZED TO ISSUE IDENTIFICATION DOCUMENTS TO THE APPLICANT.  
19 TO BE ISSUED THE LICENSE UNDER THIS PART 5, THE APPLICANT MUST  
20 PRESENT EVIDENCE OF PASSING THE TEST.

21 **SECTION 2. Safety clause.** The general assembly hereby finds,  
22 determines, and declares that this act is necessary for the immediate  
23 preservation of the public peace, health, and safety.