

CHAPTER 388

MOTOR VEHICLES AND TRAFFIC REGULATION

SENATE BILL 17-286

BY SENATOR(S) Holbert, Baumgardner, Cooke, Court, Crowder, Donovan, Fields, Gardner, Jones, Kagan, Kefalas, Kerr, Martinez Humenik, Moreno, Priola, Scott, Smallwood, Tate, Todd, Zenzinger, Grantham;
also REPRESENTATIVE(S) Ransom, Bridges, Carver, Covarrubias, Esgar, Ginal, Gray, Hansen, Hooton, Humphrey, Kraft-Tharp, Lebsock, McLachlan, Melton, Mitsch Bush, Navarro, Nordberg, Van Winkle, Williams D., Wist.

AN ACT

CONCERNING THE ADMINISTRATION OF THE REQUIREMENTS NECESSARY TO ALLOW A PERSON TO OPERATE A MOTOR VEHICLE ON THE HIGHWAYS OF THE STATE.

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

SECTION 1. In Colorado Revised Statutes, 42-2-106, **add** (1)(g) as follows:

42-2-106. Instruction permits and temporary licenses. (1) (g) A PERSON WHO QUALIFIES FOR A PERMIT UNDER SUBSECTION (1)(a), (1)(b), (1)(c), OR (1)(d) OF THIS SECTION AND WHO HAS A DISABILITY THAT REQUIRES THE PERSON TO USE A SPECIAL VEHICLE OR QUALIFIES THE PERSON FOR PARKING PRIVILEGES UNDER SECTION 42-3-204 MAY APPLY FOR AN INSTRUCTION PERMIT IN ACCORDANCE WITH THE SUBSECTION UNDER WHICH THE PERSON QUALIFIES FOR A PERMIT. UPON DETERMINING THAT A PERSON IS QUALIFIED FOR THE PERMIT, THE DEPARTMENT SHALL ISSUE A PERMIT ENTITLING AN APPLICANT TO DRIVE A MOTOR VEHICLE OR MOTORCYCLE UPON THE HIGHWAYS IN ACCORDANCE WITH THE REQUIREMENTS OF THE SUBSECTION UNDER WHICH THE PERSON QUALIFIES FOR THE PERMIT AND ANY FURTHER REQUIREMENTS THE DEPARTMENT MAY REASONABLY REQUIRE DUE TO THE PERSON'S DISABILITY. THE PERMIT EXPIRES THREE YEARS AFTER ISSUANCE.

SECTION 2. In Colorado Revised Statutes, 42-2-121, **add** (4)(e) as follows:

42-2-121. Records to be kept by department - admission of records in court. (4) (e) THE DEPARTMENT SHALL MAKE REASONABLE EFFORTS TO ENSURE THAT CONFIDENTIAL RECORDS ARE NOT VISIBLE OR ACCESSIBLE TO THE PUBLIC AND SHALL ESTABLISH PROCEDURES TO PROTECT THE CONTENTS OF THE RECORDS AGAINST INADVERTENT DISCLOSURE.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: June 6, 2017