



Legislative  
Council Staff

*Nonpartisan Services for Colorado's Legislature*

HB 20-1227

# FISCAL NOTE

**Drafting Number:** LLS 20-0927  
**Prime Sponsors:** Rep. Melton  
Sen. Foote

**Date:** February 19, 2020  
**Bill Status:** House Business  
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**Bill Topic:** NETWORK-LEVEL DISTRACTED DRIVING TECHNOLOGY

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**Summary of Fiscal Impact:**

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

This bill requires a Colorado-based provider of a commercial mobile radio service to make network-level distraction control technology available to customers for the purpose of limiting distracting content while users are driving. This bill may increase state workload beginning in FY 2020-21.

**Appropriation Summary:** No appropriation is required.

**Fiscal Note Status:** The fiscal note reflects the introduced bill.

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## Summary of Legislation

This bill requires that providers of commercial mobile radio service in Colorado make network-level distraction control technology available to its customers for the purpose of limiting distracting content on an authorized user's mobile electronic device while they are driving. Providers must create an interface that allows third parties to notify the provider that an authorized user is driving, and this interface must be made available to all third parties that meet certain standards outlined in the bill.

Providers must give reasonable notice to their customers that the network-level distraction control technology is available, and make the technology available at the customers' request. This technology must include the means by which a customer can override the blocking capabilities for emergency situations. Any vehicle information or other personal data collected as a part of the delivery of this technology can not be retained, utilized, or disseminated without prior authorization by the customer.

## Background

Under current law, commercial mobile radio service is defined as cellular or wireless service, along with several other radio common carrier and mobile services. Since 2014, the Public Utilities Commission has not regulated commercial mobile radio service.

**State Expenditures**

Under current law, the Public Utilities Commission (PUC) does not regulate commercial mobile radio service providers. To the extent that the PUC handles complaints regarding the network-level control technology, this bill will potentially increase workload for the PUC beginning in FY 2020-21. It is assumed that any resources needed for handling complaints will be minimal and addressed through the annual budget process.

**Effective Date**

The bill takes effect August 5, 2020, if the General Assembly adjourns on May 6, 2020, as scheduled, and no referendum petition is filed.

**State and Local Government Contacts**

Counties  
Municipalities  
Transportation

Information Technology  
Public Safety

Local Affairs  
Regulatory Agencies