

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



HOUSE BILL 24-1161

BY REPRESENTATIVE(S) Ortiz, Amabile, Bird, Boesenecker, Brown, Clifford, Daugherty, deGruy Kennedy, English, Epps, Froelich, Garcia, Hernandez, Herod, Jodeh, Joseph, Kipp, Lieder, Lindsay, Lindstedt, Lukens, Mabrey, Martinez, Marvin, Mauro, McCormick, McLachlan, Parenti, Rutinel, Sirota, Snyder, Story, Titone, Velasco, Vigil, Weinberg, Weissman, Willford, Woodrow, Young, McCluskie, Duran, Hamrick, Valdez;

also SENATOR(S) Hinrichsen, Coleman, Exum, Ginal, Gonzales, Marchman, Mullica, Priola, Roberts, Zenzinger.

CONCERNING BASIC ACCESS FOR INDIVIDUALS WITH DISABILITIES USING MOTOR VEHICLES.

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

SECTION 1. In Colorado Revised Statutes, **add** 6-1-1215 as follows:

6-1-1215. Shared car accessibility. (1) EFFECTIVE JANUARY 1, 2028, AT THE TIME A SHARED CAR IS FIRST MADE AVAILABLE THROUGH A CAR SHARING PROGRAM, THE PROGRAM MUST ENABLE THE SHARED CAR OWNER TO INDICATE WHETHER THE SHARED CAR HAS BEEN MODIFIED FOR

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.

ACCESSIBILITY FOR INDIVIDUALS WITH DISABILITIES.

(2) IF A SHARED CAR OWNER HAS INDICATED THAT THE SHARED CAR HAS BEEN MODIFIED FOR ACCESSIBILITY PURSUANT TO SUBSECTION (1) OF THIS SECTION, THE SHARED CAR OWNER SHALL LIST WHAT MODIFICATIONS HAVE BEEN MADE, INCLUDING WHAT ADAPTIVE EQUIPMENT IS AVAILABLE.

(3) A CAR SHARING PROGRAM THAT MAKES A REASONABLE EFFORT TO OBTAIN ACCURATE INFORMATION FROM A SHARED CAR OWNER REGARDING ANY MODIFICATION FOR ACCESSIBILITY IS NOT LIABLE FOR INCORRECT OR FALSE INFORMATION PROVIDED BY THE SHARED CAR OWNER.

SECTION 2. In Colorado Revised Statutes, 24-38.5-401, **amend** (6)(b)(II) as follows:

24-38.5-401. Energy code board - appointment - creation - duties - definitions - repeal. (6) (b) The model low energy and carbon code developed by the energy code board must apply to commercial and residential buildings and must:

(II) Include the model electric ready and solar ready code language developed for adoption by the energy code board pursuant to subsection (5) of this section, and modified as the energy code board deems appropriate, INCLUDING ACCESSIBILITY REQUIREMENTS FOR EV CAPABLE, EV READY, AND EV SUPPLY EQUIPMENT INSTALLED PARKING SPACES THAT TAKE INTO CONSIDERATION DESIGN RECOMMENDATIONS FOR ACCESSIBLE ELECTRIC VEHICLE CHARGING STATIONS PUBLISHED BY THE UNITED STATES ACCESS BOARD AND ANY APPLICABLE REGULATIONS ISSUED BY THE FEDERAL DEPARTMENT OF JUSTICE OR DEPARTMENT OF TRANSPORTATION IMPLEMENTING THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ., AS AMENDED;

SECTION 3. In Colorado Revised Statutes, 30-28-212, **add** (4) as follows:

30-28-212. Charging station restriction rules prohibited - accessible charging stations - definitions. (4) (a) FOR AN ELECTRIC VEHICLE CHARGING STATION CONSTRUCTED OR REPLACED ON OR AFTER JANUARY 1, 2026, NO FEWER THAN FIVE PERCENT OR ONE VEHICLE CHARGING SPACE SHOULD INCORPORATE THE STANDARDS FROM THE ACCESS

BOARD UNTIL APPLICABLE REGULATIONS ARE ISSUED BY THE FEDERAL DEPARTMENT OF JUSTICE OR THE FEDERAL DEPARTMENT OF TRANSPORTATION.

(b) AS USED IN THIS SUBSECTION (4):

(I) "ACCESS BOARD" MEANS THE UNITED STATES ACCESS BOARD.

(II) "ELECTRIC VEHICLE CHARGER" MEANS A DEVICE WITH ONE OR MORE CHARGING PORTS AND CONNECTORS FOR CHARGING ELECTRIC VEHICLES.

(III) "ELECTRIC VEHICLE CHARGING STATION" OR "CHARGING STATION" MEANS A COMMON LOCATION WITH ONE OR MORE ELECTRIC VEHICLE CHARGERS.

(IV) "REPLACED" MEANS SUBSTANTIALLY MODIFIED OR SUBSTITUTED WITH ANOTHER UNIT, AS INDICATED BY A CHANGE IN THE SERIAL NUMBER, ELECTRIC VEHICLE SUPPLY EQUIPMENT ID, OR EVSE ID, OR MODEL NAME.

(V) "VEHICLE CHARGING SPACE" MEANS A SPACE TO PARK AN ELECTRIC VEHICLE FOR CHARGING.

SECTION 4. In Colorado Revised Statutes, 31-23-315, **add** (2.5) as follows:

31-23-315. Parking and electric vehicle charging stations - legislative declaration - conflict of law - definitions. (2.5) (a) FOR AN ELECTRIC VEHICLE CHARGING STATION CONSTRUCTED OR REPLACED ON OR AFTER JANUARY 1, 2026, NO FEWER THAN FIVE PERCENT OR ONE VEHICLE CHARGING SPACE SHOULD INCORPORATE THE STANDARDS FROM THE ACCESS BOARD UNTIL APPLICABLE REGULATIONS ARE ISSUED BY THE FEDERAL DEPARTMENT OF JUSTICE OR THE FEDERAL DEPARTMENT OF TRANSPORTATION.

(b) AS USED IN THIS SUBSECTION (2.5):

(I) "ACCESS BOARD" MEANS THE UNITED STATES ACCESS BOARD.

(II) "ELECTRIC VEHICLE CHARGER" MEANS A DEVICE WITH ONE OR MORE CHARGING PORTS AND CONNECTORS FOR CHARGING ELECTRIC VEHICLES.

(III) "ELECTRIC VEHICLE CHARGING STATION" OR "CHARGING STATION" MEANS A COMMON LOCATION WITH ONE OR MORE ELECTRIC VEHICLE CHARGERS.

(IV) "REPLACED" MEANS SUBSTANTIALLY MODIFIED OR SUBSTITUTED WITH ANOTHER UNIT, AS INDICATED BY A CHANGE IN THE SERIAL NUMBER, ELECTRIC VEHICLE SUPPLY EQUIPMENT ID, OR EVSE ID, OR MODEL NAME.

(V) "VEHICLE CHARGING SPACE" MEANS A SPACE TO PARK AN ELECTRIC VEHICLE FOR CHARGING.

SECTION 5. In Colorado Revised Statutes, 42-4-1208, **amend** (4)(a) and (6)(c); and **add** (4)(a.5) and (4)(c) as follows:

42-4-1208. Reserved parking for persons with disabilities - applicability - rules. (4) Blocking access. (a) Regardless of whether a person displays an identifying plate or placard, a person shall not park a vehicle so as to block reasonable access to curb ramps, passenger loading zones, ACCESS AISLES, or accessible routes, as THOSE TERMS ARE DEFINED IN THE 2010 ADA STANDARDS FOR ACCESSIBLE DESIGN identified in 28 CFR part 36 appendix A, that are clearly identified unless the person is actively loading or unloading a person with a disability.

(a.5) A PERSON SHALL NOT BLOCK REASONABLE ACCESS TO RESERVED PARKING, CURB RAMPS, ACCESS AISLES, OR ACCESSIBLE ROUTES BY ANY MEANS.

(c) AN ENTITY WHOSE PROPERTY OBSTRUCTS ACCESS TO RESERVED PARKING, CURB RAMPS, ACCESS AISLES, AND ACCESSIBLE ROUTES IS SUBJECT TO THE MONETARY PENALTIES IN SECTION 42-4-1701 (4)(a)(VIII)(A) TO (4)(a)(VIII)(C).

(6) **Enforcement of reserved parking.** (c) A peace officer, A PARKING ENFORCEMENT OFFICER, and the department may investigate an allegation that a person is violating this section; EXCEPT THAT, IF A PEACE

OFFICER RECEIVES A COMPLAINT OF A VIOLATION OF SUBSECTION (4) OF THIS SECTION, THE PEACE OFFICER SHALL INVESTIGATE THE COMPLAINT OR NOTIFY THE STATE OR LOCAL AGENCY HAVING JURISDICTION OVER THE COMPLAINT, WHICH AGENCY SHALL INVESTIGATE THE COMPLAINT WITHIN A REASONABLE TIME.

SECTION 6. Safety clause. The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for

the support and maintenance of the departments of the state and state institutions.

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 _____

(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO