

CHAPTER 309

MOTOR VEHICLES AND TRAFFIC REGULATION

SENATE BILL 17-251

BY SENATOR(S) Tate, Baumgardner, Hill, Holbert, Jahn, Priola, Scott, Smallwood, Grantham;
also REPRESENTATIVE(S) Arndt and Liston, Rankin.

AN ACT

**CONCERNING ACCESS TO THE DEPARTMENT OF REVENUE'S RECORDS CONCERNING OWNERSHIP
INTERESTS IN MOTOR VEHICLES BY CERTAIN STATE-REGULATED ENTITIES.**

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

SECTION 1. In Colorado Revised Statutes, 42-6-110, **add** (1.7) as follows:

42-6-110. Certificate of title - transfer - department records. (1.7) (a) THE DEPARTMENT SHALL ALLOW AN INSURER, AS DEFINED IN SECTION 10-1-102 AND THAT IS REGULATED UNDER TITLE 10, OR A SALVAGE POOL THAT IS LICENSED AS A USED MOTOR VEHICLE DEALER TO USE THE ELECTRONIC SYSTEMS CREATED IN SECTION 42-4-2103 (3)(c)(III) TO ACCESS OWNER AND LIENHOLDER INFORMATION OF A MOTOR VEHICLE IN THE DEPARTMENT'S RECORDS IF THE MOTOR VEHICLE IS:

- (I) THE SUBJECT OF AN INSURANCE CLAIM BEING PROCESSED BY THE INSURER; OR
- (II) POSSESSED BY A SALVAGE POOL.

(b) THE DEPARTMENT SHALL ENSURE THAT THE INFORMATION AVAILABLE TO THE INSURER OR THE SALVAGE POOL IS CORRECT AND IS LIMITED TO THE INFORMATION NEEDED TO VERIFY AND CONTACT THE OWNER AND LIENHOLDER OF THE MOTOR VEHICLE.

(c) THE DEPARTMENT MAY CHARGE THE INSURER OR THE SALVAGE POOL A FEE IN AN AMOUNT NOT TO EXCEED THE LESSER OF FIVE DOLLARS OR THE DIRECT AND INDIRECT COSTS OF IMPLEMENTING THIS SUBSECTION (1.7). THE DEPARTMENT SHALL DEPOSIT THE FEE IN THE SPECIAL PURPOSE ACCOUNT CREATED IN SECTION 42-1-211.

SECTION 2. Act subject to petition - effective date. This act takes effect at

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

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 2, 2017