

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 19-1093.01 Richard Sweetman x4333

HOUSE BILL 19-1321

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A BILL FOR AN ACT

101 **CONCERNING THE USE OF AN ELECTRONIC DEVICE TO VERIFY THE**
102 **DRIVER'S LICENSE OF A PERSON WHO RENTS A MOTOR VEHICLE.**

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://leg.colorado.gov>.)

Current law prohibits a person from renting a motor vehicle to another person until the prospective lessor of the vehicle has inspected the prospective lessee's driver's license and compared and verified the signature on the license with the prospective lessee's signature in his or her presence. The bill removes the requirement that the inspection be performed in the prospective lessee's presence and provides that the

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

SENATE
3rd Reading Unamended
April 27, 2019

SENATE
2nd Reading Unamended
April 26, 2019

HOUSE
3rd Reading Unamended
April 19, 2019

HOUSE
2nd Reading Unamended
April 18, 2019

inspection may be performed through the use of an electronic device. The bill requires the prospective lessor to verify that the prospective lessee's license is unexpired.

Current law requires a person who rents a motor vehicle to another person to keep a record of the registration number of the motor vehicle, the name and address of the other person, the number of the license of the other person, and the date and place when and where the license was issued. The bill removes the requirement that the record include the date that the license was issued and permits the person who rents the motor vehicle to maintain the record in an electronic format.

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

2 **SECTION 1.** In Colorado Revised Statutes, 42-2-141, **amend** (2),
3 (3), (4) introductory portion, (4)(b), and (4)(c) as follows:

4 **42-2-141. Renting or loaning a motor vehicle to another.**

5 (2) Except as provided in subsection (4) of this section, ~~no~~ A person shall
6 NOT rent a motor vehicle to another ~~until that person has inspected~~
7 PERSON WITHOUT FIRST INSPECTING the driver's license of the person to
8 whom the vehicle is to be rented and ~~compared and verified~~ VERIFYING
9 THAT the ~~signature thereon with the signature of such person written in~~
10 ~~his or her presence~~ LICENSE IS UNEXPIRED. THE INSPECTION REQUIRED BY
11 THIS SUBSECTION (2) MAY BE PERFORMED THROUGH THE USE OF AN
12 ELECTRONIC DEVICE.

13 (3) ~~Every~~ A person ~~renting~~ WHO RENTS a motor vehicle to another
14 PERSON shall keep a record of the registration number of the motor
15 vehicle, ~~so rented~~, the name and address of the person to whom the
16 vehicle is rented, the number of the DRIVER'S license of ~~said latter~~ THE
17 person TO WHOM THE VEHICLE IS RENTED or any authorized driver under
18 subsection (4) of this section, and the ~~date and place when and where said~~
19 THE license was issued. ~~Such~~ THE PERSON WHO RENTS THE MOTOR
20 VEHICLE MAY MAINTAIN THE record IN AN ELECTRONIC FORMAT AND shall

1 ~~be open to~~ MAKE THE RECORD AVAILABLE FOR inspection by any police
2 officer or officer or employee of the department.

3 (4) A person may rent a motor vehicle to a person who is blind,
4 as defined in section 26-2-103 (3), ~~C.R.S.~~, subject to all of the following
5 conditions:

6 (b) The person renting the motor vehicle to a blind person:

7 (I) Inspects the DRIVER'S license of each person who accompanies
8 the blind person and wishes to be authorized to drive the motor vehicle,
9 WHICH INSPECTION MAY BE PERFORMED THROUGH THE USE OF AN
10 ELECTRONIC DEVICE; and

11 (II) ~~Compares and Verifies THAT the signatures thereon with the~~
12 ~~signatures of such persons written in his or her presence~~ DRIVER'S LICENSE
13 IS UNEXPIRED.

14 (c) Only persons whose DRIVER'S licenses ~~and signatures~~ have
15 been ~~compared and~~ verified by the person renting the motor vehicle to the
16 blind person are authorized to drive the motor vehicle, and the names of
17 such persons ~~are~~ MUST BE listed in the rental agreement.

18 **SECTION 2. Act subject to petition - effective date.** This act
19 takes effect at 12:01 a.m. on the day following the expiration of the
20 ninety-day period after final adjournment of the general assembly (August
21 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
22 referendum petition is filed pursuant to section 1 (3) of article V of the
23 state constitution against this act or an item, section, or part of this act
24 within such period, then the act, item, section, or part will not take effect
25 unless approved by the people at the general election to be held in
26 November 2020 and, in such case, will take effect on the date of the
27 official declaration of the vote thereon by the governor.