

Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 10-0691.01 Jery Payne

HOUSE BILL 10-1246

HOUSE SPONSORSHIP

Miklosi, Kerr J., McNulty, Primavera

SENATE SPONSORSHIP

Tochtrop, Carroll M., Schultheis

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE IMPOSITION OF LIABILITY ON A PERSON WHO LOANS
102 A MOTOR VEHICLE TO AN UNLICENSED DRIVER.

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://www.leg.state.co.us/billsummaries.>)

Legislative Audit Committee. Currently, loaning a motor vehicle to a person who is unlicensed is illegal. The bill makes a person who loans a motor vehicle to an unlicensed person liable for damages caused by an accident involving the vehicle.

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

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

2 **SECTION 1.** 42-2-140, Colorado Revised Statutes, is amended
3 BY THE ADDITION OF A NEW SUBSECTION to read:

4 **42-2-140. Permitting unauthorized person to drive.** (3) A
5 PERSON WHO VIOLATES THIS SECTION IS LIABLE FOR DAMAGES IN A CIVIL
6 ACTION TO ANY PERSON SUFFERING DAMAGES AS A RESULT OF AN
7 ACCIDENT INVOLVING A MOTOR VEHICLE DRIVEN IN VIOLATION OF THIS
8 SECTION.

9 **SECTION 2. Act subject to petition - effective date.** This act
10 shall take effect at 12:01 a.m. on the day following the expiration of the
11 ninety-day period after final adjournment of the general assembly (August
12 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a
13 referendum petition is filed pursuant to section 1 (3) of article V of the
14 state constitution against this act or an item, section, or part of this act
15 within such period, then the act, item, section, or part shall not take effect
16 unless approved by the people at the general election to be held in
17 November 2010 and shall take effect on the date of the official
18 declaration of the vote thereon by the governor.