

**First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 13-0300.02 Chuck Brackney x2295

SENATE BILL 13-058

SENATE SPONSORSHIP

Grantham,

HOUSE SPONSORSHIP

Landgraf,

Senate Committees
Transportation

House Committees
Transportation & Energy

A BILL FOR AN ACT

101 **CONCERNING THE VERIFICATION REQUIREMENT FOR PARKING**
102 **PRIVILEGES FOR PERSONS WITH A PERMANENT DISABILITY.**

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>.)

Current law requires a person with a disability who obtains a license plate authorizing parking privileges from the department of revenue to verify the disability every 3 years when renewing the license plate.

For a person with a permanent disability, the bill waives the

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.*

SENATE
3rd Reading Unamended
February 13, 2013

SENATE
Amended 2nd Reading
February 12, 2013

requirement to verify the disability every 3 years.

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

2 **SECTION 1. In Colorado Revised Statutes, 42-3-204, amend (1)**
3 **(f), (2) (a) (I) (C), (2) (a) (II) (F), and (3) (a); and add (1) (i) and (2) (a)**
4 **(II) (F.5) as follows:**

5 **42-3-204. Parking privileges for persons with disabilities -**
6 **applicability - rules. (1) As used in this section:**

7 **(f) "Permanent" means a condition that is not expected to change**
8 **within a person's lifetime, given the current state of medical or adaptive**
9 **technology. THE VERIFYING PROFESSIONAL SHALL AFFIRM IN WRITING**
10 **WHETHER A PERSON'S DISABILITY IS PERMANENT.**

11 **(i) "TEMPORARY" MEANS A CONDITION THAT IS EXPECTED TO LAST**
12 **LESS THAN THIRTY MONTHS AFTER THE ISSUANCE OF AN IDENTIFYING**
13 **FIGURE, GIVEN THE CURRENT STATE OF MEDICAL OR ADAPTIVE**
14 **TECHNOLOGY.**

15 **(2) (a) A person with a disability may apply to the department for:**
16 **(I) An identifying license plate to be supplied at the same cost as**
17 **a standard plate and to be displayed as provided in section 42-3-202 on**
18 **a motor vehicle owned by such person or that is owned by a trust created**
19 **for the benefit of and the name of which includes the name of such**
20 **person, subject to the following:**

21 **(C) The verification requirements of paragraph (a) of subsection**
22 **(1) of this section shall be met once every three years. TO MEET THIS**
23 **REQUIREMENT, A PERSON WITH A PERMANENT DISABILITY MUST EITHER**
24 **SUBMIT BY MAIL AN UPDATED VERIFICATION FORM OR APPEAR IN PERSON**
25 **IN THE OFFICE OF AN AUTHORIZED AGENT OF THE DEPARTMENT AND**

1 PRESENT A DRIVER'S LICENSE OR IDENTIFICATION CARD ISSUED PURSUANT
2 TO ARTICLE 2 OF THIS TITLE, OR A FEDERALLY ISSUED IDENTIFICATION
3 CARD; EXCEPT THAT A PARENT OR GUARDIAN OF A PERSON WITH A
4 DISABILITY UNDER SIXTEEN YEARS OF AGE MAY PROVIDE THE PARENT'S OR
5 GUARDIAN'S DRIVER'S LICENSE OR IDENTIFICATION CARD IN LIEU OF THE
6 MINOR WITH A DISABILITY. A PERSON WITH A PERMANENT
7 DISABILITY MUST SUBMIT A VERIFICATION FORM AT LEAST EVERY THIRD
8 TIME A VERIFICATION IS REQUIRED.

9 (II) An identifying placard to be prominently displayed on a motor
10 vehicle used to transport such person, subject to the following:

11 (F) The holder of an identifying placard shall meet the verification
12 requirements of paragraph (a) of subsection (1) of this section each time
13 the placard is renewed IF THE HOLDER HAS AN EXTENDED DISABILITY.

14 (F.5) EVERY THREE YEARS THE HOLDER OF AN IDENTIFYING
15 PLACARD WHO HAS A PERMANENT DISABILITY SHALL EITHER SUBMIT BY
16 MAIL AN UPDATED VERIFICATION FORM OR APPEAR IN PERSON IN THE
17 OFFICE OF AN AUTHORIZED AGENT OF THE DEPARTMENT AND PRESENT A
18 DRIVER'S LICENSE OR IDENTIFICATION CARD ISSUED PURSUANT TO ARTICLE
19 2 OF THIS TITLE, OR A FEDERALLY ISSUED IDENTIFICATION CARD; EXCEPT
20 THAT A PARENT OR GUARDIAN OF A PERSON WITH A DISABILITY UNDER
21 SIXTEEN YEARS OF AGE MAY PROVIDE THE PARENT'S OR GUARDIAN'S
22 DRIVER'S LICENSE OR IDENTIFICATION CARD IN LIEU OF THE MINOR WITH
23 A DISABILITY. A PERSON WITH A PERMANENT DISABILITY MUST SUBMIT A
24 VERIFICATION FORM AT LEAST EVERY THIRD TIME A VERIFICATION IS
25 REQUIRED.

26 (3) (a) The department shall issue a temporary identifying placard
27 to a person who is temporarily disabled upon presentation of a written

1 statement, verified by a professional, that such person temporarily meets
2 the definition of a person with a disability. FOR PURPOSES OF THIS
3 SUBSECTION (3), "PROFESSIONAL" INCLUDES CHIROPRACTORS LICENSED
4 UNDER ARTICLE 33 OF TITLE 12, C.R.S., AND PHYSICAL THERAPISTS
5 LICENSED UNDER ARTICLE 41 OF TITLE 12, C.R.S.

6 **SECTION 2. Applicability.** This act applies to motor vehicle
7 registrations expiring on or after January 1, 2014.

8 **SECTION 3. Safety clause.** The general assembly hereby finds,
9 determines, and declares that this act is necessary for the immediate
10 preservation of the public peace, health, and safety.