

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 14-0851.01 Christy Chase x2008

HOUSE BILL 14-1168

HOUSE SPONSORSHIP

Duran, May, Gerou

SENATE SPONSORSHIP

Lambert, Hodge, Steadman

House Committees

Business, Labor, Economic, & Workforce Development

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE REPEAL OF THE "PRIVATE INVESTIGATORS
102 VOLUNTARY LICENSURE ACT".

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>.)

Joint Budget Committee. In 2011, the general assembly enacted House Bill 11-1195, authorizing the creation of a voluntary licensure program for private investigators in the division of professions and occupations (division) in the department of regulatory agencies.

Effective July 1, 2014, the division is precluded from accepting

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.

new license applications or renewing licenses issued prior to that date. The program repeals when all outstanding licenses expire.

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

2 **SECTION 1.** In Colorado Revised Statutes, 12-58.5-104, **amend**

3 (1) (a) as follows:

4 **12-58.5-104. Voluntary license - title protection - penalty.**

5 (1) (a) ~~By July 1, 2012~~ BEFORE JULY 1, 2014, a private investigator
6 conducting private investigations in this state who meets the requirements
7 of section 12-58.5-105 may obtain a license from the director. Only a
8 private investigator who obtains a license pursuant to section 12-58.5-105
9 shall hold himself or herself out as, or use the title of, a "licensed private
10 investigator".

11 **SECTION 2.** In Colorado Revised Statutes, 12-58.5-105, **amend**

12 (1) introductory portion and (4) as follows:

13 **12-58.5-105. Private investigator voluntary license -**

14 **qualifications - fees - renewal.** (1) BEFORE JULY 1, 2014, upon
15 application in the form and manner determined by the director, payment
16 of the required fee, submission of business registration documentation as
17 required by subsection (3) of this section, and satisfaction of the
18 requirements of subsection (2) of this section, the director shall issue an
19 initial or renewal license to an applicant who provides evidence
20 satisfactory to the director that he or she:

21 (4) An applicant for licensure shall pay license ~~renewal, and~~
22 ~~reinstatement~~ fees established by the director pursuant to section
23 24-34-105, C.R.S. ~~All licenses shall be renewed or reinstated pursuant to~~
24 ~~a schedule established by the director and pursuant to section 24-34-102~~
25 ~~(8), C.R.S. If a person fails to renew his or her license pursuant to the~~

1 ~~schedule established by the director, the license expires and the person~~
2 ~~shall not hold himself or herself out as a licensed private investigator until~~
3 ~~he or she pays the appropriate fees to reinstate the license.~~ ON OR AFTER
4 JULY 1, 2014, THE DIRECTOR SHALL NOT ACCEPT ANY NEW LICENSE
5 APPLICATIONS AND SHALL NOT RENEW A LICENSE ISSUED PURSUANT TO
6 THIS SECTION PRIOR TO THAT DATE.

7 **SECTION 3.** In Colorado Revised Statutes, **amend** 12-58.5-110
8 as follows:

9 **12-58.5-110. Repeal of article - review of functions.** This article
10 is repealed, effective September 1, 2016. ~~Prior to its repeal, the powers,~~
11 ~~duties, and functions of the director regarding the licensure of private~~
12 ~~investigators as specified in this article shall be reviewed as provided in~~
13 ~~section 24-34-104, C.R.S.~~ WHEN ALL LICENSES ISSUED PURSUANT TO THIS
14 ARTICLE EXPIRE. THE DIRECTOR SHALL NOTIFY THE REVISOR OF STATUTES
15 UPON THE OCCURRENCE OF THE CONDITION SPECIFIED IN THIS SECTION.

16 **SECTION 4.** In Colorado Revised Statutes, 24-34-104, **amend**
17 (47.5) introductory portion; and **repeal** (47.5) (i) as follows:

18 **24-34-104. General assembly review of regulatory agencies**
19 **and functions for termination, continuation, or reestablishment.**

20 (47.5) The following agencies, functions, or both, ~~shall~~ terminate on
21 September 1, 2016:

22 (i) ~~The voluntary licensing of private investigators by the director~~
23 ~~of the division of professions and occupations in accordance with article~~
24 ~~58.5 of title 12, C.R.S.~~

25 **SECTION 5. Effective date.** This act takes effect July 1, 2014.

26 **SECTION 6. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, and safety.