

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



HOUSE BILL 17-1205

BY REPRESENTATIVE(S) Melton, Pabon, Becker K., Benavidez, Exum, Gray, Hooton, Lontine, Mitsch Bush, Singer, Duran;
also SENATOR(S) Martinez Humenik, Tate, Todd, Grantham.

CONCERNING CHANGING THE DEFINITION OF "SALVAGE VEHICLE".

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

SECTION 1. In Colorado Revised Statutes, 42-6-102, **amend** (17)(a)(I)(C) as follows:

42-6-102. Definitions. As used in this part 1, unless the context otherwise requires:

(17) (a) (I) "Salvage vehicle" means:

(C) A vehicle that is damaged by collision, fire, flood, accident, trespass, or other occurrence, excluding hail damage OR THEFT, to the extent that THE VEHICLE IS DETERMINED TO BE A TOTAL LOSS BY THE INSURER OR OTHER PERSON ACTING ON BEHALF OF THE OWNER OR THAT the cost of repairing the vehicle to a roadworthy condition and for legal operation on the highways exceeds the vehicle's retail fair market value immediately prior to the damage, as determined by the person who owns

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

the vehicle at the time of the occurrence or by the insurer or other person acting on behalf of the owner.

SECTION 2. Act subject to petition - effective date - applicability. (1) This act takes effect at 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.

(2) This act applies to motor vehicle damage occurring on or after the applicable effective date of this act.

Crisanta Duran
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Kevin J. Grantham
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Effie Ameen
SECRETARY OF
THE SENATE

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO