

## SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Roberts

1 Amend reengrossed bill, page 6, strike lines 15 and 16 and substitute:

2 "SECTION 4. In Colorado Revised Statutes, 6-1-1504, **amend**  
3 (2); and **add** (1)(a.5) as follows:".

4 Page 7, after line 4 insert:

5 "(2) (a) EXCEPT AS PROVIDED IN SUBSECTION (2)(b) OF THIS  
6 SECTION, with respect to a contract or other arrangement, or renewal of  
7 a contract or existing arrangement, that an original equipment  
8 manufacturer enters into after January 1, 2023, any contract term,  
9 provision, agreement, or language in the contract or arrangement that  
10 waives, avoids, restricts, or limits the manufacturer's obligations under  
11 this part 15 is void and unenforceable.

12 (b) IF AN AGRICULTURAL EQUIPMENT MANUFACTURER ENTERS  
13 INTO, OR IS COVERED UNDER, A NATIONWIDE MEMORANDUM OF  
14 UNDERSTANDING REGARDING A RIGHT TO REPAIR AGRICULTURAL  
15 EQUIPMENT, THE MEMORANDUM OF UNDERSTANDING GOVERNS AN  
16 OWNER'S RIGHT TO PROVIDE SERVICES, OR TO ENGAGE THE SERVICES OF AN  
17 INDEPENDENT REPAIR PROVIDER, FOR THAT MANUFACTURER'S BRAND OF  
18 AGRICULTURAL EQUIPMENT; EXCEPT THAT, IF COMPLIANCE WITH THE  
19 MEMORANDUM OF UNDERSTANDING WOULD DENY THE OWNER THE RIGHT  
20 TO ANY DOCUMENTATION, TOOLS, OR EMBEDDED SOFTWARE NECESSARY  
21 FOR THE DIAGNOSIS, MAINTENANCE, OR REPAIR OF THE OWNER'S  
22 AGRICULTURAL EQUIPMENT, THE OWNER IS ENTITLED TO THE  
23 DOCUMENTATION, TOOLS, OR EMBEDDED SOFTWARE IN ACCORDANCE WITH  
24 THIS PART 15."

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