

**Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 26-0330.01 Josh Schultz x5486

HOUSE BILL 26-1424

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A BILL FOR AN ACT

101 **CONCERNING MEASURES TO INCREASE PROTECTIONS FOR PERSONS**
102 **ENGAGED WITH TRANSPORTATION NETWORK COMPANIES.**

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://leg.colorado.gov>.)

Current law requires that, before an individual is permitted to act as a transportation network company (TNC) driver through the use of a TNC's digital network, the individual shall obtain a criminal history record check. The bill requires that the TNC:

- If the TNC has 1,500 or more drivers operating on its digital network, pay for the required criminal history record

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

check for an individual before the individual is permitted to act as a driver;

- Procure a privately administered criminal history record check for a driver at least once every 6 months after the initial criminal history record check; and
- Procure a privately administered criminal history record check if a person files a complaint against a driver with the TNC or the public utilities commission (commission) regarding specified allegations. The TNC shall pay the costs of the privately administered criminal history record checks.

A TNC shall initiate a review of a driver for deactivation if the TNC is notified through a complaint filed with the TNC or the commission or is contacted by the commission, the attorney general's office, a district attorney's office, or a law enforcement agency regarding certain allegations against the driver. A driver who has been deactivated may challenge the deactivation through the TNC's deactivation and suspension policy. The bill requires the commission to create a process by rule for sharing information between TNCs regarding the deactivation of drivers.

If a person files a complaint against a TNC or a driver, the TNC shall respond to a subpoena or search warrant for information related to the complaint from a court, the attorney general's office, a district attorney's office, the commission, or a law enforcement agency no later than 72 hours after the request is made.

A TNC shall ensure that a driver or rider may opt in to audio and video recording of each prearranged ride and integrate audio and video recording into the TNC's digital platform in accordance with rules adopted by the commission. On or before June 1, 2028, the commission shall also adopt rules regarding the audio and video recording requirements, including rules regarding access to, ownership of, storage of, notification about, and education on the audio and video recordings.

A provision in a contract between a TNC and a driver or rider is declared void as against public policy if the provision attempts or purports to waive specified rights.

The bill requires that, on or before February 1, 2027, and on or before February 1 each year thereafter, a TNC shall submit specified data related to incidents involving safety and discrimination to the commission, the attorney general, and each member of the general assembly.

The bill requires a TNC to develop policies to:

- Prevent imposter drivers, account sharing, and account renting;
- Prevent sexual assault, physical assault, and homicide against or committed by the TNC's drivers;

- Prohibit the transportation of an unaccompanied youth who is under 15 years old unless the youth is part of a duly authorized family account;
- Allow a driver to refuse a prearranged ride to an individual who is not authorized to use the account requesting the prearranged ride;
- Notify and train drivers and riders of any updates to TNC safety policies;
- Prohibit drivers from offering, selling, or providing food or beverages that are not factory-sealed to riders;
- Require drivers to report information regarding a conviction of or a plea of guilty or nolo contendere to specified offenses; and
- Prevent crimes committed against drivers by riders.

A TNC is prohibited from:

- Altering the rating a rider assigned to a driver or the rating a driver assigned to a rider on a TNC's digital platform;
- Assigning an automatic or default driver rating that the rider did not assign; or
- Assigning an automatic or default rider rating that the driver did not assign.

A TNC may delete ratings or reviews that are motivated by fraud or bias. A TNC shall not consider negative ratings or reviews that are motivated by fraud or bias in a review of a driver for deactivation or an internal deactivation reconsideration.

A TNC is prohibited from collecting biometric data or biometric identifiers from a driver or rider without first obtaining the consent of the driver or rider. If a TNC collects biometric data or biometric identifiers from a driver or rider, the TNC shall comply with specified provisions of the "Colorado Privacy Act" regarding biometric data and biometric identifiers.

A TNC that violates the bill may be assessed a civil penalty of not more than \$1,500 per violation.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 finds that:

4 (a) Coloradans increasingly rely on a range of transportation
5 modes, including transportation network companies, to travel to work,
6 school, medical appointments, social gatherings, and more;

1 (b) Unlike traditional transportation providers, transportation
2 network companies exercise full control over their platforms while
3 classifying drivers as independent contractors rather than employees;

4 (c) Transportation network companies market their services as
5 safe and convenient for vulnerable populations, including children,
6 individuals with disabilities, and people seeking a responsible ride home
7 after consuming alcohol. However, transportation network company
8 drivers and riders have reported incidents of fraud, sexual assault,
9 physical assault, and homicide.

10 (d) According to the national institutes of health, drivers providing
11 transportation network company services have an accident rate and a fatal
12 crash incidence rate that is higher than the general population, partly due
13 to the increased hours of driving and driver fatigue;

14 (e) According to a study conducted by the University of Chicago,
15 transportation network companies account for about a 3% annual increase
16 in traffic-related fatalities, or roughly 987 people, including pedestrians,
17 each year. This increase is due, in part, to the large number of drivers
18 needed to provide quick response times.

19 (f) Transportation network companies have failed to develop and
20 fully implement adequate protections of their own volition, despite having
21 direct knowledge of serious safety risks to riders and drivers;

22 (g) Transportation network companies have not effectively
23 prevented the widespread problem of account sharing, where authorized
24 drivers give unauthorized individuals access to their profiles, allowing
25 unauthorized individuals to bypass security measures. Account sharing
26 undermines security and puts riders and the public at risk of harm.

27 (h) Transportation network companies have long been aware of

1 the systemic problem of sexual assaults committed by their drivers.
2 Internal safety reports confirm thousands of reported sexual assaults over
3 multiple years, yet transportation network companies have not
4 implemented meaningful reforms. The actual number of incidents is
5 likely far higher, as studies show that only 30% of sexual assaults are
6 reported, meaning thousands more victims may have been harmed.
7 Transportation network companies have faced lawsuits from passengers
8 and their own shareholders for failing to disclose the extent of the
9 problem.

10 (i) Transportation network companies prioritize profits over rider
11 safety, rolling back protections despite billions of dollars in revenue. The
12 cost of a background check is negligible compared to the
13 multibillion-dollar net worth and profit of the industry.

14 (2) Therefore, the general assembly declares that the people of
15 Colorado require legislation to ensure that all transportation modes,
16 including transportation network companies, are safe, reliable, and just
17 and that the people of Colorado have a transportation system that
18 prioritizes their safety.

19 **SECTION 2.** In Colorado Revised Statutes, 40-10.1-602, **amend**
20 (1) and (2.6); and **add** (1.1), (1.2), (1.3), (1.4), (1.5), (1.6), (1.9), (2.7),
21 and (7) as follows:

22 **40-10.1-602. Definitions.**

23 As used in this part 6, unless the context otherwise requires:

24 (1) ~~"Personal vehicle" means a vehicle that is used by a~~
25 ~~transportation network company driver in connection with providing~~
26 ~~services for a transportation network company that meets the vehicle~~
27 ~~criteria set forth in this part 6. "ACCOUNT SHARING" MEANS:~~

1 (a) A PERSON WHO HAS AN AUTHORIZED PROFILE TO DRIVE FOR A
2 TRANSPORTATION NETWORK COMPANY ALLOWING ANOTHER PERSON TO
3 DRIVE FOR THE TRANSPORTATION NETWORK COMPANY UNDER THE
4 AUTHORIZED PROFILE; OR

5 (b) A PERSON USING ANOTHER PERSON'S AUTHORIZED PROFILE TO
6 ACCEPT A PREARRANGED RIDE FOR A TRANSPORTATION NETWORK
7 COMPANY.

8 (1.1) (a) "BIOMETRIC DATA" MEANS ONE OR MORE BIOMETRIC
9 IDENTIFIERS THAT ARE USED OR INTENDED TO BE USED, SINGLY OR IN
10 COMBINATION WITH EACH OTHER OR WITH OTHER PERSONAL DATA, FOR
11 IDENTIFICATION PURPOSES.

12 (b) "BIOMETRIC DATA" DOES NOT INCLUDE THE FOLLOWING
13 UNLESS THE BIOMETRIC DATA IS USED FOR IDENTIFICATION PURPOSES:

14 (I) A DIGITAL OR PHYSICAL PHOTOGRAPH;

15 (II) AN AUDIO OR VOICE RECORDING; OR

16 (III) ANY DATA GENERATED FROM A DIGITAL OR PHYSICAL
17 PHOTOGRAPH OR AN AUDIO OR VIDEO RECORDING.

18 (1.2) "BIOMETRIC IDENTIFIER" MEANS DATA GENERATED BY THE
19 TECHNOLOGICAL PROCESSING, MEASUREMENT, OR ANALYSIS OF A
20 CONSUMER'S BIOLOGICAL, PHYSICAL, OR BEHAVIORAL CHARACTERISTICS,
21 WHICH DATA CAN BE PROCESSED FOR THE PURPOSE OF UNIQUELY
22 IDENTIFYING AN INDIVIDUAL. "BIOMETRIC IDENTIFIER" INCLUDES:

23 (a) A FINGERPRINT;

24 (b) A VOICEPRINT;

25 (c) A SCAN OR RECORD OF AN EYE RETINA OR IRIS;

26 (d) A FACIAL MAP, FACIAL GEOMETRY, OR FACIAL TEMPLATE; OR

27 (e) OTHER UNIQUE BIOLOGICAL, PHYSICAL, OR BEHAVIORAL

1 PATTERNS OR CHARACTERISTICS.

2 (1.3) "CRIMINAL HISTORY RECORD CHECK" MEANS A BACKGROUND
3 CHECK PERFORMED USING COUNTY, STATE, AND NATIONAL CRIMINAL
4 BACKGROUND DATABASES OR OTHER SIMILAR COMMERCIAL DATABASES
5 AND VALIDATED THROUGH A PRIMARY SOURCE SEARCH. THE
6 BACKGROUND CHECK MUST INCLUDE A SEARCH OF THE NATIONAL SEX
7 OFFENDER PUBLIC WEBSITE OPERATED BY THE UNITED STATES
8 DEPARTMENT OF JUSTICE AND, IN JURISDICTIONS WHERE AN APPLICANT
9 HAS LIVED, A FEDERAL DISTRICT COURT RECORDS SEARCH, A COUNTY
10 CRIMINAL RECORDS SEARCH, AND A MOTOR VEHICLE RECORDS SEARCH.

11 (1.4) "IMPOSTER DRIVER" MEANS A PERSON WHO IMPERSONATES
12 A DRIVER THROUGH ACCOUNT SHARING OR ACCOUNT RENTING; BY
13 DISPLAYING A SIGN, BRANDING, OR OTHER SYMBOLS IN A PERSONAL
14 VEHICLE REPRESENTING A TRANSPORTATION NETWORK COMPANY; OR BY
15 OTHER MEANS.

16 (1.5) "LARGE-SCALE TRANSPORTATION NETWORK COMPANY"
17 MEANS A TRANSPORTATION NETWORK COMPANY WITH ONE THOUSAND
18 FIVE HUNDRED OR MORE DRIVERS OPERATING ON THE TRANSPORTATION
19 NETWORK COMPANY'S DIGITAL NETWORK.

20 (1.6) "MINOR" MEANS AN INDIVIDUAL UNDER EIGHTEEN YEARS
21 OLD.

22 (1.9) "PERSONAL VEHICLE" MEANS A VEHICLE THAT IS USED BY A
23 TRANSPORTATION NETWORK COMPANY DRIVER IN CONNECTION WITH
24 PROVIDING SERVICES FOR A TRANSPORTATION NETWORK COMPANY AND
25 THAT MEETS THE VEHICLE CRITERIA SET FORTH IN THIS PART 6.

26 (2.6) ~~"Student" means an individual enrolled in a school~~
27 "SMALL-SCALE TRANSPORTATION NETWORK COMPANY" MEANS A

1 TRANSPORTATION NETWORK COMPANY WITH FEWER THAN ONE THOUSAND
2 FIVE HUNDRED DRIVERS OPERATING ON THE TRANSPORTATION NETWORK
3 COMPANY'S DIGITAL NETWORK.

4 (2.7) "STUDENT" MEANS AN INDIVIDUAL ENROLLED IN A SCHOOL.

5 (7) "YOUTH" MEANS AN INDIVIDUAL UNDER FIFTEEN YEARS OF
6 AGE.

7 **SECTION 3.** In Colorado Revised Statutes, 40-10.1-605, **amend**
8 (3)(b), (3)(c)(I), (3)(c)(II), and (5); and **add** (3)(b.5), (3)(c)(V), (3)(c)(VI),
9 (3)(c)(VII), (3)(c)(VIII), (3)(d), (3)(e), (7.5), (7.7), (7.8), and (11) as
10 follows:

11 **40-10.1-605. Operational requirements - criminal history**
12 **record check - driver verification - audio and video recording -**
13 **deactivation - food or beverages - reviews and ratings - rules.**

14 (3) (b) A ~~driver~~ TRANSPORTATION NETWORK COMPANY shall
15 ~~obtain~~ PROCURE a PRIVATELY ADMINISTERED criminal history record
16 check ~~in accordance with subparagraph (f) of paragraph (a) of this~~
17 ~~subsection (3)~~ OF EACH INDIVIDUAL SERVING AS A DRIVER THROUGH USE
18 OF THE TRANSPORTATION NETWORK COMPANY'S DIGITAL NETWORK every
19 ~~five years~~ SIX MONTHS while ~~servng~~ THE INDIVIDUAL SERVES as a driver.

20 (b.5) A LARGE-SCALE TRANSPORTATION NETWORK COMPANY
21 SHALL PAY THE COSTS OF A CRIMINAL HISTORY RECORD CHECK
22 CONDUCTED PURSUANT TO THIS SUBSECTION (3).

23 (c) (I) ~~A person~~ AN INDIVIDUAL who has been convicted of or pled
24 guilty or nolo contendere to driving under the influence of drugs or
25 alcohol in the previous seven years before applying to become a driver
26 shall not serve as a driver. If the criminal history record check
27 PERFORMED PURSUANT TO SUBSECTION (3)(a) OR (3)(b) OF THIS SECTION

1 reveals that the ~~person~~ INDIVIDUAL has ever been convicted of or pled
2 guilty or nolo contendere to any of the following ~~felony~~ offenses, the
3 ~~person~~ INDIVIDUAL shall not serve as a driver:

4 (A) ~~An~~ A FELONY offense involving fraud, as described in article
5 5 of title 18; ~~C.R.S.~~;

6 (B) An offense involving unlawful sexual behavior, as defined in
7 section 16-22-102 (9); ~~C.R.S.~~;

8 (C) ~~An~~ A FELONY offense against property, as described in article
9 4 of title 18; ~~C.R.S.~~; or

10 (D) A FELONY crime of violence, as ~~described~~ DEFINED in section
11 ~~18-1.3-406, C.R.S.~~ 18-1.3-406 (2);

12 (E) A FELONY OFFENSE INVOLVING DOMESTIC VIOLENCE, AS
13 DEFINED IN SECTION 18-6-800.3 (1);

14 (F) A FELONY OFFENSE INVOLVING STALKING, AS DESCRIBED IN
15 SECTION 18-3-602; OR

16 (G) A FELONY OFFENSE INVOLVING MENACING, AS DESCRIBED IN
17 SECTION 18-3-206.

18 (II) ~~A person~~ AN INDIVIDUAL who has been convicted of OR PLED
19 GUILTY OR NOLO CONTENDERE TO a comparable offense to the offenses
20 listed in ~~subparagraph (f) of this paragraph (c)~~ SUBSECTION (3)(c)(I) OF
21 THIS SECTION in another state or in the United States shall not serve as a
22 driver.

23 (V) (A) A DRIVER WHO HAS BEEN CONVICTED OF OR PLED GUILTY
24 OR NOLO CONTENDERE TO AN OFFENSE LISTED IN SUBSECTION (3)(c)(I) OF
25 THIS SECTION SHALL NOTIFY THE TRANSPORTATION NETWORK COMPANY
26 WITHIN SEVENTY-TWO HOURS AFTER THE INDIVIDUAL'S CONVICTION WAS
27 PRONOUNCED OR PLEA WAS ENTERED.

1 (B) A TRANSPORTATION NETWORK COMPANY SHALL CREATE A
2 PROCEDURE FOR A DRIVER TO NOTIFY THE TRANSPORTATION NETWORK
3 COMPANY OF A CONVICTION ELECTRONICALLY PURSUANT TO SUBSECTION
4 (3)(c)(V)(A) OF THIS SECTION. THE PROCEDURE MUST INCLUDE AN
5 ACKNOWLEDGMENT OF RECEIPT OF THE NOTIFICATION BY THE
6 TRANSPORTATION NETWORK COMPANY THAT IS SENT TO THE DRIVER.

7 (C) A TRANSPORTATION NETWORK COMPANY SHALL PROVIDE A
8 REMINDER TO A DRIVER OF THE NOTIFICATION REQUIREMENTS OF
9 SUBSECTION (3)(c)(V)(A) OF THIS SECTION EACH TIME THE
10 TRANSPORTATION NETWORK COMPANY PROCURES A CRIMINAL HISTORY
11 RECORD CHECK OF THE DRIVER PURSUANT TO SUBSECTION (3)(b) OF THIS
12 SECTION.

13 (VI) AN INDIVIDUAL WHO HAS BEEN DISQUALIFIED OR REMOVED
14 FROM DRIVING FOR A TRANSPORTATION SERVICE REGULATED UNDER THIS
15 TITLE 40 OR DISQUALIFIED OR REMOVED FROM DRIVING UNDER A
16 SUBSTANTIALLY SIMILAR LAW OF ANOTHER STATE FOR AN INCIDENT
17 INVOLVING ANY OF THE FOLLOWING ACTIVITIES SHALL NOT SERVE AS A
18 DRIVER:

19 (A) A FELONY OFFENSE INVOLVING FRAUD, AS DESCRIBED IN
20 ARTICLE 5 OF TITLE 18;

21 (B) AN OFFENSE INVOLVING UNLAWFUL SEXUAL BEHAVIOR, AS
22 DEFINED IN SECTION 16-22-102 (9);

23 (C) A FELONY OFFENSE AGAINST PROPERTY, AS DESCRIBED IN
24 ARTICLE 4 OF TITLE 18;

25 (D) A FELONY CRIME OF VIOLENCE, AS DEFINED IN SECTION
26 18-1.3-406 (2);

27 (E) A FELONY OFFENSE INVOLVING DOMESTIC VIOLENCE, AS

1 DEFINED IN SECTION 18-6-800.3 (1);

2 (F) A FELONY OFFENSE INVOLVING STALKING, AS DESCRIBED IN
3 SECTION 18-3-602; OR

4 (G) A FELONY OFFENSE INVOLVING MENACING, AS DESCRIBED IN
5 SECTION 18-3-206.

6 (VII) AN INDIVIDUAL SHALL NOT SERVE AS A DRIVER FOR A
7 TRANSPORTATION NETWORK COMPANY IF THE INDIVIDUAL IS CONFIRMED
8 BY A TRANSPORTATION NETWORK COMPANY OR THE COMMISSION TO HAVE
9 ENGAGED IN ACCOUNT SHARING.

10 (VIII) IF A PERSON FILES A COMPLAINT WITH A TRANSPORTATION
11 NETWORK COMPANY OR THE COMMISSION REGARDING THE ALLEGATIONS
12 DESCRIBED IN SECTION 8-4-127 (3)(b)(V) AGAINST A DRIVER THROUGH
13 USE OF THE TRANSPORTATION NETWORK COMPANY'S DIGITAL NETWORK,
14 THE TRANSPORTATION NETWORK COMPANY SHALL PROCURE AND PAY FOR
15 A PRIVATELY ADMINISTERED CRIMINAL HISTORY RECORD CHECK FOR THE
16 DRIVER AND INITIATE A REVIEW OF THE DRIVER FOR DEACTIVATION AS
17 DESCRIBED IN SECTION 8-4-127 (3)(b)(V).

18 (d) ON OR BEFORE JUNE 1, 2028, THE COMMISSION SHALL CREATE
19 A PROCESS BY RULE FOR SHARING INFORMATION BETWEEN
20 TRANSPORTATION NETWORK COMPANIES REGARDING THE DEACTIVATION
21 OF DRIVERS.

22 (e) (I) A TRANSPORTATION NETWORK COMPANY SHALL CONDUCT
23 AN INTERNAL DEACTIVATION RECONSIDERATION OF A CHALLENGED
24 DEACTIVATION IN ACCORDANCE WITH SECTION 8-4-127 (5)(b).

25 (II) THE TRANSPORTATION NETWORK COMPANY'S RESOLUTION OF
26 A DRIVER'S CHALLENGE TO A DEACTIVATION MUST INCLUDE THE OPTION
27 FOR THE PARTY THAT FILED A COMPLAINT DESCRIBED IN SUBSECTION

1 (3)(c)(VIII) OF THIS SECTION TO OPT IN TO RECEIVE UPDATES THAT THE
2 TRANSPORTATION NETWORK COMPANY SENDS THROUGH THE
3 TRANSPORTATION NETWORK COMPANY'S DIGITAL PLATFORM AND VIA
4 EMAIL DETAILING THE DISPOSITION OF THE DRIVER'S CHALLENGE.

5 (5) (a) If ~~any~~ A person files a complaint with the commission
6 against a transportation network company or driver, the commission may
7 inspect the transportation network company's records as reasonably
8 necessary to ~~investigate and resolve the complaint~~ PERFORM THE
9 COMMISSION'S REGULATORY FUNCTIONS.

10 (b) IF A PERSON FILES A COMPLAINT AGAINST A TRANSPORTATION
11 NETWORK COMPANY OR DRIVER, THE TRANSPORTATION NETWORK
12 COMPANY SHALL RESPOND TO A SUBPOENA OR SEARCH WARRANT FOR
13 INFORMATION RELATED TO THE COMPLAINT FROM A COURT, THE OFFICE OF
14 THE ATTORNEY GENERAL, A DISTRICT ATTORNEY'S OFFICE, THE
15 COMMISSION, OR A LAW ENFORCEMENT AGENCY NO LATER THAN
16 SEVENTY-TWO HOURS AFTER THE REQUEST IS MADE, UNLESS OTHERWISE
17 AGREED UPON BY THE SUBPOENAING PARTY.

18 (7.5) (a) A TRANSPORTATION NETWORK COMPANY:

19 (I) SHALL ENSURE THAT A DRIVER OR RIDER MAY OPT IN TO AUDIO
20 AND VIDEO RECORDING OF EACH PREARRANGED RIDE IN ACCORDANCE
21 WITH RULES ADOPTED BY THE COMMISSION PURSUANT TO SUBSECTION
22 (7.5)(b) OF THIS SECTION;

23 (II) SHALL INTEGRATE AUDIO AND VIDEO RECORDING INTO THE
24 TRANSPORTATION NETWORK COMPANY'S DIGITAL PLATFORM IN
25 ACCORDANCE WITH RULES ADOPTED BY THE COMMISSION PURSUANT TO
26 SUBSECTION (7.5)(b) OF THIS SECTION;

27 (III) SHALL ENSURE THAT AUDIO AND VIDEO RECORDING OF A

1 PREARRANGED RIDE DOES NOT COMMENCE UNLESS BOTH THE RIDER AND
2 DRIVER OPT IN; AND

3 (IV) SHALL NOT CHARGE A FEE OR INCREASE THE COST OF A
4 PREARRANGED RIDE FOR A RIDER WHO OPTS IN TO AUDIO AND VIDEO
5 RECORDING PURSUANT TO THIS SUBSECTION (7.5).

6 (b) ON OR BEFORE JUNE 1, 2028, THE COMMISSION SHALL ADOPT
7 RULES:

8 (I) ESTABLISHING REQUIREMENTS AND PROCEDURES FOR AUDIO
9 AND VIDEO RECORDING CONDUCTED PURSUANT TO SUBSECTION (7.5)(a)
10 OF THIS SECTION, INCLUDING RULES REGARDING:

11 (A) THE DEADLINES FOR IMPLEMENTATION OF AUDIO AND VIDEO
12 RECORDING;

13 (B) ACCESS TO, OWNERSHIP OF, STORAGE OF, AND ENCRYPTION OF
14 AUDIO AND VIDEO RECORDING, INCLUDING MEASURES TO PROMOTE
15 VICTIM-SURVIVOR PRIVACY AND CHOICE;

16 (C) TRANSFERRING AUDIO AND VIDEO RECORDING AND RELATED
17 DATA BETWEEN A TRANSPORTATION NETWORK COMPANY AND THE DRIVER
18 OR RIDER;

19 (D) NOTIFICATION BY A TRANSPORTATION NETWORK COMPANY TO
20 A DRIVER AND RIDER WHEN A PREARRANGED RIDE IS CONTINUOUSLY
21 AUDIO AND VIDEO RECORDED;

22 (E) EDUCATION PROVIDED BY A TRANSPORTATION NETWORK
23 COMPANY TO A DRIVER AND RIDER REGARDING THE SAFETY BENEFITS OF
24 AUDIO AND VIDEO RECORDING OF A PREARRANGED RIDE; AND

25 (F) INTEGRATION OF AUDIO AND VIDEO RECORDING INTO A
26 TRANSPORTATION NETWORK COMPANY'S DIGITAL PLATFORM, INCLUDING
27 COMPLIANCE DEADLINES FOR THE INTEGRATION;

1 (II) GOVERNING TECHNOLOGY FAILURES RELATED TO AUDIO AND
2 VIDEO RECORDING CONDUCTED PURSUANT TO SUBSECTION (7.5)(a) OF THIS
3 SECTION, INCLUDING RULES THAT HOLD HARMLESS A TRANSPORTATION
4 NETWORK COMPANY FOR A TECHNOLOGICAL FAILURE OUTSIDE OF THE
5 CONTROL OF THE TRANSPORTATION NETWORK COMPANY IF THE
6 TRANSPORTATION NETWORK COMPANY IS OTHERWISE ACTING IN GOOD
7 FAITH TO CONDUCT AUDIO AND VIDEO RECORDING OF A PREARRANGED
8 RIDE PURSUANT TO SUBSECTION (7.5)(a) OF THIS SECTION;

9 (III) DETERMINING IF AND WHEN A TRANSPORTATION NETWORK
10 COMPANY SHALL REIMBURSE A DRIVER FOR TECHNOLOGY TO ENABLE
11 AUDIO AND VIDEO RECORDING OF A PREARRANGED RIDE PURSUANT TO
12 SUBSECTION (7.5)(a) OF THIS SECTION; AND

13 (IV) ESTABLISHING APPROPRIATE TIMELINES FOR LARGE-SCALE
14 TRANSPORTATION NETWORK COMPANIES AND SMALL-SCALE
15 TRANSPORTATION NETWORK COMPANIES TO COMPLY WITH THIS SECTION
16 AND RULES ADOPTED PURSUANT TO THIS SECTION.

17 (7.7) A TRANSPORTATION NETWORK COMPANY SHALL MAINTAIN
18 CLEAR POLICIES PROHIBITING DRIVERS OR RIDERS FROM OFFERING,
19 SELLING, OR PROVIDING FOOD OR BEVERAGES TO ANOTHER DRIVER OR
20 RIDER UNLESS:

- 21 (a) THE FOOD OR BEVERAGES ARE FACTORY-SEALED;
- 22 (b) A RIDER IS OFFERING FOOD OR BEVERAGES TO ANOTHER RIDER
23 WHO IS IN THE SAME PARTY; OR
- 24 (c) THE FOOD OR BEVERAGES ARE NECESSARY DUE TO AN
25 EMERGENCY.

26 (7.8) (a) A TRANSPORTATION NETWORK COMPANY THAT
27 MAINTAINS A RATING SYSTEM SHALL NOT:

1 (I) ALTER THE RATING A RIDER ASSIGNED A DRIVER OR THE RATING
2 A DRIVER ASSIGNED A RIDER ON THE TRANSPORTATION NETWORK
3 COMPANY'S DIGITAL PLATFORM;

4 (II) ASSIGN AN AUTOMATIC OR DEFAULT DRIVER RATING THAT THE
5 RIDER DID NOT ASSIGN; OR

6 (III) ASSIGN AN AUTOMATIC OR DEFAULT RIDER RATING THAT THE
7 DRIVER DID NOT ASSIGN.

8 (b) A TRANSPORTATION NETWORK COMPANY MAY DELETE
9 RATINGS OR REVIEWS THAT ARE MOTIVATED BY FRAUD OR BIAS. A
10 TRANSPORTATION NETWORK COMPANY SHALL NOT CONSIDER NEGATIVE
11 RATINGS OR REVIEWS THAT ARE MOTIVATED BY FRAUD OR BIAS IN A
12 REVIEW OF A DRIVER FOR DEACTIVATION CONDUCTED PURSUANT TO
13 SUBSECTION (3)(c)(VIII) OF THIS SECTION OR AN INTERNAL DEACTIVATION
14 RECONSIDERATION CONDUCTED PURSUANT TO SUBSECTION (3)(e) OF THIS
15 SECTION OR SECTION 8-4-127 (5).

16 (11) SUBSECTIONS (3)(c)(VII), (3)(d), (3)(e), (7.5), (7.7), AND (7.8)
17 OF THIS SECTION DO NOT APPLY TO A TRANSPORTATION NETWORK
18 COMPANY THAT:

19 (a) EITHER SERVES RIDERS, AT LEAST SEVENTY-FIVE PERCENT OF
20 WHOM ARE MINORS, OR EARNS AT LEAST NINETY PERCENT OF THE
21 TRANSPORTATION NETWORK COMPANY'S REVENUE FROM CONTRACTS WITH
22 A PUBLIC OR PRIVATE SCHOOL, THE FEDERAL GOVERNMENT, THE STATE, OR
23 AN AGENCY OR A POLITICAL SUBDIVISION OF THE FEDERAL GOVERNMENT
24 OR OF THE STATE; AND

25 (b) HAS AT LEAST NINETY PERCENT OF THE TRANSPORTATION
26 NETWORK COMPANY'S DRIVERS IN COMPLIANCE WITH THE COMMISSION'S
27 RULES ADOPTED PURSUANT TO SECTION 40-10.1-608 (3)(a).

1 **SECTION 4.** In Colorado Revised Statutes, 40-10.1-609, **add** (3)
2 and (4) as follows:

3 **40-10.1-609. Reporting requirements - report - accident**
4 **registry - rules.**

5 (3) (a) ON OR BEFORE FEBRUARY 1, 2027, AND ON OR BEFORE
6 FEBRUARY 1 EACH YEAR THEREAFTER, A TRANSPORTATION NETWORK
7 COMPANY SHALL SUBMIT A REPORT THAT INCLUDES THE FOLLOWING DATA
8 TO THE COMMISSION, THE ATTORNEY GENERAL, AND EACH MEMBER OF THE
9 GENERAL ASSEMBLY:

10 (I) THE NUMBER OF REPORTED SAFETY INCIDENTS INVOLVING A
11 DRIVER WHO PROVIDED SERVICES FOR OR A RIDER WHO RECEIVED
12 SERVICES FROM THE TRANSPORTATION NETWORK COMPANY IN THE
13 PRECEDING CALENDAR YEAR. THE REPORT MUST INCLUDE THE NUMBER OF
14 REPORTED INSTANCES OF:

15 (A) PHYSICAL ASSAULT;

16 (B) SEXUAL ASSAULT;

17 (C) VERBAL THREATS;

18 (D) STALKING;

19 (E) HARASSMENT;

20 (F) THEFT;

21 (G) A MOTOR VEHICLE ACCIDENT; OR

22 (H) HOMICIDE;

23 (II) THE NUMBER OF REPORTED INCIDENTS OF DISCRIMINATORY
24 SPEECH OR DISCRIMINATORY CONDUCT INVOLVING A DRIVER WHO
25 PROVIDED SERVICES FOR OR A RIDER WHO RECEIVED SERVICES FROM THE
26 TRANSPORTATION NETWORK COMPANY;

27 (III) ALL SAFETY-RELATED INCIDENT REPORTS MADE TO OR

1 CREATED BY THE TRANSPORTATION NETWORK COMPANY IN THE
2 PRECEDING CALENDAR YEAR. THE TRANSPORTATION NETWORK COMPANY
3 SHALL REDACT ALL PERSONAL IDENTIFYING INFORMATION OF A DRIVER OR
4 RIDER IN A REPORT SUBMITTED PURSUANT TO THIS SUBSECTION (3)(a)(III).

5 (IV) THE NUMBER OF MOTOR VEHICLE ACCIDENTS INVOLVING A
6 PREARRANGED RIDE THAT RESULTED IN:

7 (A) BODILY INJURY TO AN INDIVIDUAL; OR

8 (B) MORE THAN FIVE THOUSAND DOLLARS OF DAMAGE TO
9 PROPERTY.

10 (b) THE COMMISSION SHALL MAKE THE REPORTS SUBMITTED
11 PURSUANT TO THIS SUBSECTION (3) AVAILABLE TO THE PUBLIC.

12 (c) A TRANSPORTATION NETWORK COMPANY SHALL MAINTAIN A
13 REGISTRY OF ACCIDENTS REQUIRED TO BE REPORTED PURSUANT TO
14 SUBSECTION (3)(a)(IV) OF THIS SECTION FOR A PERIOD OF THREE YEARS
15 AFTER THE ACCIDENT OCCURS. THE REGISTRY MUST CONTAIN THE DATE OF
16 THE ACCIDENT; THE CITY AND STATE WHERE THE ACCIDENT OCCURRED;
17 THE DRIVER'S NAME; WHETHER THERE WERE ANY, AND, IF SO, THE NUMBER
18 OF, INJURIES OR FATALITIES; AND ANY POLICE REPORT NUMBER
19 ASSOCIATED WITH THE ACCIDENT.

20 (d) NO LATER THAN THIRTY DAYS AFTER AN ACCIDENT REQUIRED
21 TO BE REPORTED PURSUANT TO SUBSECTION (3)(a)(IV) OF THIS SECTION,
22 A TRANSPORTATION NETWORK COMPANY SHALL REPORT THE ACCIDENT,
23 INCLUDING THE INFORMATION REQUIRED BY SUBSECTION (3)(c) OF THIS
24 SECTION, TO THE COMMISSION.

25 (e) THE COMMISSION SHALL REVIEW THE REPORTS SUBMITTED
26 PURSUANT TO THIS SUBSECTION (3) FOR TRENDS IN INCIDENT TYPE OR
27 FREQUENCY.

1 (f) THE COMMISSION MAY ADOPT RULES TO IMPLEMENT AND
2 ENFORCE THIS SUBSECTION (3).

3 (4) SUBSECTION (3) OF THIS SECTION DOES NOT APPLY TO A
4 TRANSPORTATION NETWORK COMPANY THAT:

5 (a) EITHER SERVES RIDERS, AT LEAST SEVENTY-FIVE PERCENT OF
6 WHOM ARE MINORS, OR EARNS AT LEAST NINETY PERCENT OF THE
7 TRANSPORTATION NETWORK COMPANY'S REVENUE FROM CONTRACTS WITH
8 A PUBLIC OR PRIVATE SCHOOL, THE FEDERAL GOVERNMENT, THE STATE, OR
9 AN AGENCY OR A POLITICAL SUBDIVISION OF THE FEDERAL GOVERNMENT
10 OR OF THE STATE; AND

11 (b) HAS AT LEAST NINETY PERCENT OF THE TRANSPORTATION
12 NETWORK COMPANY'S DRIVERS IN COMPLIANCE WITH THE COMMISSION'S
13 RULES ADOPTED PURSUANT TO SECTION 40-10.1-608 (3)(a).

14 **SECTION 5.** In Colorado Revised Statutes, **add** 40-10.1-610 as
15 follows:

16 **40-10.1-610. Consumer protection - waiver of rights void -**
17 **biometric data and biometric identifiers - safety policies - training -**
18 **data retention - rules.**

19 (1) A PROVISION IN A CONTRACT BETWEEN A TRANSPORTATION
20 NETWORK COMPANY AND A DRIVER OR RIDER IS VOID AS AGAINST PUBLIC
21 POLICY IF THE PROVISION:

22 (a) ATTEMPTS TO WAIVE OR WAIVES A RIGHT SPECIFIED IN THIS
23 PART 6;

24 (b) ATTEMPTS TO WAIVE OR WAIVES A RIGHT PROVIDED BY THE
25 "COLORADO CONSUMER PROTECTION ACT", ARTICLE 1 OF TITLE 6, EXCEPT
26 TO THE EXTENT THE WAIVER IS PREEMPTED BY FEDERAL LAW;

27 (c) ATTEMPTS TO WAIVE OR WAIVES THE RIGHT TO A JURY TRIAL

1 FOR A CLAIM INVOLVING SEXUAL MISCONDUCT OR SEXUAL ASSAULT; OR

2 (d) CONTAINS A MANDATORY ARBITRATION CLAUSE THAT LIMITS
3 THE RIGHTS OF A DRIVER OR RIDER TO SEEK JUDICIAL RELIEF FOR A CLAIM
4 INVOLVING SEXUAL MISCONDUCT OR SEXUAL ASSAULT.

5 (2)(a) WITHIN THREE MONTHS AFTER THE EFFECTIVE DATE OF THIS
6 SECTION FOR A LARGE-SCALE TRANSPORTATION NETWORK COMPANY AND
7 WITHIN SIX MONTHS AFTER THE EFFECTIVE DATE OF THIS SECTION FOR A
8 SMALL-SCALE TRANSPORTATION NETWORK COMPANY, A TRANSPORTATION
9 NETWORK COMPANY SHALL:

10 (I) DEVELOP A POLICY TO PREVENT IMPOSTER DRIVERS, ACCOUNT
11 SHARING, AND ACCOUNT RENTING, INCLUDING A PROCESS FOR FLAGGING
12 DRIVER ACCOUNTS FOR REVIEW WHEN THE DRIVER'S NAME ON THE
13 DRIVER'S BANK ACCOUNT DOES NOT MATCH THE ACCOUNT OR WHEN
14 THERE IS A CHANGE IN THE INFORMATION ON THE DIGITAL PLATFORM
15 REGARDING A DRIVER'S:

16 (A) BANK ACCOUNT;

17 (B) NAME;

18 (C) ADDRESS;

19 (D) EMAIL ADDRESS; OR

20 (E) VEHICLE REGISTRATION;

21 (II) DEVELOP A POLICY TO PREVENT SEXUAL ASSAULT, PHYSICAL
22 ASSAULT, AND HOMICIDE AGAINST OR COMMITTED BY THE
23 TRANSPORTATION NETWORK COMPANY'S DRIVERS;

24 (III) DEVELOP AND ENFORCE A POLICY PROHIBITING THE
25 TRANSPORT OF AN UNACCOMPANIED YOUTH UNLESS THE YOUTH IS PART
26 OF A DULY AUTHORIZED FAMILY ACCOUNT, IN WHICH A PARENT OR
27 GUARDIAN MUST BE PRESENT WHEN THE YOUTH ENTERS THE VEHICLE OR

1 CONFIRMS AUTHORIZATION FOR THE PREARRANGED RIDE;

2 (IV) EXCEPT AS AUTHORIZED IN A POLICY DEVELOPED PURSUANT
3 TO SUBSECTION (2)(a)(III) OF THIS SECTION, DEVELOP A POLICY THAT
4 ALLOWS A DRIVER TO REFUSE A PREARRANGED RIDE TO AN INDIVIDUAL
5 WHO IS NOT AUTHORIZED TO USE THE ACCOUNT REQUESTING THE
6 PREARRANGED RIDE. THE POLICY MUST ENSURE THAT THE DRIVER IS NOT
7 PENALIZED BY THE TRANSPORTATION NETWORK COMPANY FOR REFUSING
8 A PREARRANGED RIDE TO AN INDIVIDUAL WHO IS NOT AN AUTHORIZED
9 RIDER ON THE ACCOUNT REQUESTING THE PREARRANGED RIDE.

10 (V) DEVELOP A POLICY ESTABLISHING PROCEDURES FOR THE
11 DEACTIVATION OF A DRIVER IF THE TRANSPORTATION NETWORK COMPANY
12 IS NOTIFIED OF AN ALLEGATION AGAINST A DRIVER AS DESCRIBED IN
13 SECTION 40-10.1-605 (3)(c)(VIII);

14 (VI) DEVELOP A POLICY TO NOTIFY DRIVERS AND RIDERS OF AND
15 TRAIN DRIVERS AND RIDERS ABOUT ANY UPDATES TO TRANSPORTATION
16 NETWORK COMPANY SAFETY POLICIES;

17 (VII) DEVELOP A POLICY REQUIRING DRIVERS TO REPORT AND A
18 PROCESS FOR DRIVERS TO REPORT INFORMATION REGARDING A
19 CONVICTION OF OR A PLEA OF GUILTY OR NOLO CONTENDERE TO THE
20 OFFENSES DESCRIBED IN SECTION 40-10.1-605 (3)(c)(I);

21 (VIII) DEVELOP A POLICY TO PREVENT CRIMES COMMITTED
22 AGAINST DRIVERS BY RIDERS;

23 (IX) DEVELOP A POLICY TO PROHIBIT DRIVERS FROM OFFERING OR
24 SELLING FOOD OR BEVERAGES THAT ARE NOT FACTORY-SEALED TO RIDERS
25 AS DESCRIBED IN SECTION 40-10.1-605 (7.7)(a);

26 (X) PROVIDE COPIES OF THE POLICIES CREATED PURSUANT TO THIS
27 SUBSECTION (2) TO THE ATTORNEY GENERAL AND TO THE COMMISSION;

1 AND

2 (XI) PROVIDE COPIES OF THE POLICIES CREATED PURSUANT TO THIS
3 SUBSECTION (2) TO EVERY DRIVER WHO PROVIDES SERVICES FOR THE
4 TRANSPORTATION NETWORK COMPANY.

5 (b) WITHIN TEN BUSINESS DAYS AFTER AN UPDATE TO A POLICY
6 CREATED PURSUANT TO THIS SUBSECTION (2), A TRANSPORTATION
7 NETWORK COMPANY SHALL PROVIDE A COPY OF THE UPDATED POLICY TO
8 THE ATTORNEY GENERAL, THE COMMISSION, AND EVERY DRIVER WHO
9 PROVIDES SERVICES FOR THE TRANSPORTATION NETWORK COMPANY.

10 (3) (a) A TRANSPORTATION NETWORK COMPANY SHALL NOT
11 COLLECT BIOMETRIC DATA OR BIOMETRIC IDENTIFIERS FROM A DRIVER OR
12 RIDER WITHOUT FIRST OBTAINING THE CONSENT OF THE DRIVER OR RIDER.

13 (b) IF A TRANSPORTATION NETWORK COMPANY COLLECTS
14 BIOMETRIC DATA OR BIOMETRIC IDENTIFIERS FROM A DRIVER OR RIDER,
15 THE TRANSPORTATION NETWORK COMPANY SHALL COMPLY WITH SECTION
16 6-1-1314.

17 (4) (a) A TRANSPORTATION NETWORK COMPANY SHALL PROCESS
18 DATA IN COMPLIANCE WITH THE "COLORADO PRIVACY ACT", PART 13 OF
19 ARTICLE 1 OF TITLE 6.

20 (b) ON OR BEFORE JUNE 1, 2028, THE COMMISSION SHALL ADOPT
21 RULES GOVERNING THE RETENTION, STORAGE, AND USE OF AND ACCESS TO
22 THE DATA COLLECTED BY A TRANSPORTATION NETWORK COMPANY.

23 (c) UNTIL THE COMMISSION ADOPTS RULES GOVERNING THE
24 COLLECTION OF DATA PURSUANT TO SUBSECTION (4)(b) OF THIS SECTION,
25 A TRANSPORTATION NETWORK COMPANY SHALL RETAIN ALL AUDIO AND
26 VIDEO RECORDINGS FROM A PREARRANGED RIDE FOR THIRTY DAYS AFTER
27 THE PREARRANGED RIDE; EXCEPT THAT, IF A PERSON FILES A COMPLAINT

1 AGAINST A TRANSPORTATION NETWORK COMPANY WITH THE COMMISSION
2 OR A PREARRANGED RIDE IS THE SUBJECT OF AN ACTIVE LAW
3 ENFORCEMENT INVESTIGATION, THE TRANSPORTATION NETWORK
4 COMPANY SHALL RETAIN THE AUDIO AND VIDEO RECORDING FOR ONE
5 YEAR OR UNTIL THE INVESTIGATION IS COMPLETED, WHICHEVER IS
6 LONGER.

7 (d) ON OR BEFORE JUNE 1, 2028, THE COMMISSION SHALL ADOPT
8 RULES GOVERNING A COMPLAINANT'S ACCESS TO THE DATA COLLECTED BY
9 A TRANSPORTATION NETWORK COMPANY RELATED TO A COMPLAINT
10 DESCRIBED IN SECTION 40-10.1-605 (3)(c)(VIII).

11 (5) THIS SECTION DOES NOT APPLY TO A TRANSPORTATION
12 NETWORK COMPANY THAT:

13 (a) EITHER SERVES RIDERS, AT LEAST SEVENTY-FIVE PERCENT OF
14 WHOM ARE MINORS, OR EARNS AT LEAST NINETY PERCENT OF THE
15 TRANSPORTATION NETWORK COMPANY'S REVENUE FROM CONTRACTS WITH
16 A PUBLIC OR PRIVATE SCHOOL, THE FEDERAL GOVERNMENT, THE STATE, OR
17 AN AGENCY OR A POLITICAL SUBDIVISION OF THE FEDERAL GOVERNMENT
18 OR OF THE STATE; AND

19 (b) HAS AT LEAST NINETY PERCENT OF THE TRANSPORTATION
20 NETWORK COMPANY'S DRIVERS IN COMPLIANCE WITH THE COMMISSION'S
21 RULES ADOPTED PURSUANT TO SECTION 40-10.1-608 (3)(a).

22 **SECTION 6.** In Colorado Revised Statutes, 40-7-113, **amend** (1)
23 introductory portion and (1)(g); and **add** (1)(b.5) as follows:

24 **40-7-113. Civil penalties - fines.**

25 (1) In addition to any other penalty otherwise authorized by law
26 and except as otherwise provided in subsections (3) and (4) of this
27 section, ~~any~~ A person ~~who~~ THAT violates article 10.1 or 10.5 of this title

1 40 or ~~any~~ A rule ~~promulgated~~ ADOPTED by the commission pursuant to
2 article 10.1 or 10.5 OF THIS TITLE 40, which article or rule is applicable to
3 the person, may be subject to fines as ~~specified in the following~~
4 ~~paragraphs~~ FOLLOWS:

5 (b.5) (I) THE COMMISSION MAY ASSESS A CIVIL PENALTY OF NOT
6 MORE THAN ONE THOUSAND FIVE HUNDRED DOLLARS PER VIOLATION
7 AGAINST A TRANSPORTATION NETWORK COMPANY THAT VIOLATES PART
8 6 OF ARTICLE 10.1 OF THIS TITLE 40.

9 (II) THE COMMISSION SHALL CONSIDER THE SIZE OF THE
10 TRANSPORTATION NETWORK COMPANY WHEN ASSESSING A CIVIL PENALTY
11 PURSUANT TO THIS SUBSECTION (1)(b.5).

12 (III) THE ASSESSMENT OF A CIVIL PENALTY PURSUANT TO THIS
13 SUBSECTION (1)(b.5) DOES NOT PRECLUDE A PARTY FROM INITIATING A
14 CIVIL ACTION OR ANY OTHER LEGAL RECOURSE AGAINST A
15 TRANSPORTATION NETWORK COMPANY.

16 (g) A person ~~who~~ THAT violates ~~any~~ A provision of article 10.1 or
17 10.5 of this title 40 not enumerated in subsection (1)(a), (1)(b), **(1)(b.5)**,
18 or (1)(e) of this section, ~~any~~ A rule ~~promulgated~~ ADOPTED by the
19 commission pursuant to this title 40, or ~~any~~ A safety rule adopted by the
20 department of public safety relating to motor carriers as defined in section
21 40-10.1-101 may be assessed a civil penalty of not more than one
22 thousand one hundred dollars; except that ~~any~~ A person ~~who~~ THAT
23 violates a safety rule ~~promulgated~~ ADOPTED by the commission is subject
24 to the civil penalties authorized pursuant to 49 CFR 386, subpart G, and
25 associated appendices to ~~part 386~~ 49 CFR 386, as the subpart existed on
26 January 1, 2017.

27 **SECTION 7.** In Colorado Revised Statutes, 8-4-127, **amend**

1 (3)(b)(III); and **add** (3)(b)(V) as follows:

2 **8-4-127. Transportation network companies - disclosures to**
3 **drivers - deactivation and suspension policies - disclosures to division**
4 **- definitions - enforcement - rules.**

5 (3) **Deactivation and suspension policy - disclosure - rules.**

6 (b) In addition to the requirements set forth in subsection (3)(a) of
7 this section, a TNC's deactivation and suspension policy must be:

8 (III) Made available in English, Spanish, Arabic, and up to three
9 additional languages commonly spoken by TNC drivers in the state, as
10 determined by the director by rule; ~~and~~

11 (V) SET UP TO INCLUDE A PROCEDURE FOR INITIATING A REVIEW OF
12 A DRIVER FOR DEACTIVATION WITHIN SEVEN BUSINESS DAYS AFTER A
13 TRANSPORTATION NETWORK COMPANY IS NOTIFIED THROUGH A
14 COMPLAINT FILED WITH THE TRANSPORTATION NETWORK COMPANY OR
15 THE PUBLIC UTILITIES COMMISSION OR THROUGH CONTACT BY THE OFFICE
16 OF THE ATTORNEY GENERAL, A DISTRICT ATTORNEY'S OFFICE, OR A LAW
17 ENFORCEMENT AGENCY REGARDING AN ALLEGATION AGAINST THE DRIVER
18 OF:

19 (A) A FELONY OFFENSE INVOLVING FRAUD, AS DESCRIBED IN
20 ARTICLE 5 OF TITLE 18;

21 (B) AN OFFENSE INVOLVING UNLAWFUL SEXUAL BEHAVIOR, AS
22 DEFINED IN SECTION 16-22-102 (9);

23 (C) A FELONY OFFENSE AGAINST PROPERTY, AS DESCRIBED IN
24 ARTICLE 4 OF TITLE 18;

25 (D) A FELONY CRIME OF VIOLENCE, AS DEFINED IN SECTION
26 18-1.3-406 (2);

27 (E) A FELONY OFFENSE INVOLVING DOMESTIC VIOLENCE, AS

1 DEFINED IN SECTION 18-6-800.3 (1);

2 (F) A FELONY OFFENSE INVOLVING STALKING, AS DESCRIBED IN
3 SECTION 18-3-602; OR

4 (G) A FELONY OFFENSE INVOLVING MENACING, AS DESCRIBED IN
5 SECTION 18-3-206.

6 **SECTION 8. Act subject to petition - effective date -**
7 **applicability.** (1) Section 40-10.1-605 (3)(b), (3)(b.5), (3)(c)(I),
8 (3)(c)(II), (3)(c)(V), (3)(c)(VI), (3)(c)(VII), (3)(c)(VIII), (3)(e), (7.5)(a),
9 (7.7), and (7.8), Colorado Revised Statutes, as amended or enacted in
10 section 3 of this act; section 40-10.1-609, Colorado Revised Statutes, as
11 amended in section 4 of this act; section 40-10.1-610 (1), (2), (3), (4)(a),
12 and (5), Colorado Revised Statutes, as enacted in section 5 of this act; and
13 section 40-7-113, Colorado Revised Statutes, as amended in section 6 of
14 this act, take effect January 1, 2027, and the remainder of this act takes
15 effect at 12:01 a.m. on the day following the expiration of the ninety-day
16 period after final adjournment of the general assembly; except that, if a
17 referendum petition is filed pursuant to section 1 (3) of article V of the
18 state constitution against this act or an item, section, or part of this act
19 within such period, then the act, item, section, or part will not take effect
20 unless approved by the people at the general election to be held in
21 November 2026 and, in such case, will take effect on the date of the
22 official declaration of the vote thereon by the governor; except that
23 section 40-10.1-605 (3)(b), (3)(b.5), (3)(c)(I), (3)(c)(II), (3)(c)(V),
24 (3)(c)(VI), (3)(c)(VII), (3)(c)(VIII), (3)(e), (7.5)(a), (7.7), and (7.8),
25 Colorado Revised Statutes, as amended or enacted in section 3 of this act;
26 section 40-10.1-609, Colorado Revised Statutes, as amended in section
27 4 of this act; section 40-10.1-610 (1), (2), (3), (4)(a), and (5), Colorado

1 Revised Statutes, as enacted in section 5 of this act; and section 40-7-113,
2 Colorado Revised Statutes, as amended in section 6 of this act, take effect
3 January 1, 2027, or on the date of the official declaration of the vote
4 thereon by the governor, whichever is later.

5 (2) This act applies to offenses committed on or after the
6 applicable effective date of this act.