

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

May 3, 2018
Date

Committee on Transportation & Energy.

After consideration on the merits, the Committee recommends the following:

SB18-255 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend reengrossed bill, page 3, strike lines 8 through 17 and substitute:

2 "SECTION 3. In Colorado Revised Statutes, **amend as added by**
3 **House Bill 18-1299** 42-1-234 as follows:

4 **42-1-234. Electronic records, documents, and signatures.** A
5 record covered by article 3 ~~or 6~~ of this title 42, including a certificate of
6 title, a document necessary to issue a certificate of title, or a signature on
7 the record or document, may not be denied legal effect, validity, or
8 enforceability solely because it is in the form of an electronic record,
9 document, or signature. Except as otherwise provided in article 3 ~~or 6~~
10 of this title 42, if a rule of law requires a record to be in writing or provides
11 consequences if it is not, an electronic record satisfies that rule of law.
12 This section applies to and in a court of law. FOR A RECORD, DOCUMENT,
13 OR SIGNATURE TO BE LEGALLY EFFECTIVE, VALID, OR ENFORCEABLE, A
14 PERSON NEED NOT OBTAIN A WRITTEN POWER OF ATTORNEY SOLELY
15 BECAUSE THE RECORD, DOCUMENT, OR SIGNATURE IS IN AN ELECTRONIC
16 FORM.

17 **SECTION 4. Act subject to petition - effective date.** (1) Except
18 as provided in subsection (2) of this section, this act takes effect at 12:01
19 a.m. on the day following the expiration of the ninety-day period after
20 final adjournment of the general assembly (August 8, 2018, if
21 adjournment sine die is on May 9, 2018); except that, if a referendum
22 petition is filed pursuant to section 1 (3) of article V of the state
23 constitution against this act or an item, section, or part of this act within

1 such period, then the act, item, section, or part will not take effect unless
2 approved by the people at the general election to be held in November
3 2018 and, in such case, will take effect on the date of the official
4 declaration of the vote thereon by the governor.

5 (2) Section 3 of this act takes effect only if House Bill 18-1299
6 becomes law, in which case section 3 takes effect upon the effective date
7 of House Bill 18-1299."

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