

HOUSE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

March 22, 2016  
Date

Committee on Business Affairs and Labor.

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

HB16-1317 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 3, strike lines 4 through 6 and substitute:

2 "(V) OTHER SERVICES THAT ARE SIMILAR TO THE SERVICES LISTED  
3 IN THIS PARAGRAPH (a).".

4 Page 3, after line 12 insert:

5 "SECTION 2. In Colorado Revised Statutes, **amend** 42-11-105  
6 as follows:

7 **42-11-105. Manufacturers' express warranties and service**  
8 **contracts excluded.** This article does not apply to motor vehicle  
9 manufacturers' express warranties and service contracts as defined in  
10 section 42-10-101 (3). FOR PURPOSES OF THIS SECTION, THE TERM  
11 "MANUFACTURER" INCLUDES THE MANUFACTURER OR DISTRIBUTOR OF  
12 THE COVERED VEHICLE OR A SUBSIDIARY OR AFFILIATE OF A  
13 MANUFACTURER OR DISTRIBUTOR IF FIFTY-ONE PERCENT OR MORE OF THE  
14 SUBSIDIARY OR AFFILIATE IS OWNED DIRECTLY OR INDIRECTLY BY THE  
15 MANUFACTURER, DISTRIBUTOR, OR COMMON OWNER OF FIFTY-ONE  
16 PERCENT OR MORE OF THE MANUFACTURER OR DISTRIBUTOR.

17 **SECTION 3.** In Colorado Revised Statutes, **add** 42-11-109 as  
18 follows:

19 **42-11-109. Maintenance agreement excluded.** A PREPAID  
20 AGREEMENT THAT PROVIDES ONLY ROUTINE MAINTENANCE IS NOT A

- 1 SERVICE CONTRACT NOR A CONTRACT OF INSURANCE."
- 2 Renumber succeeding section accordingly.

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