

**First Regular Session  
Seventy-third General Assembly  
STATE OF COLORADO**

**ENGROSSED**

*This Version Includes All Amendments Adopted  
on Second Reading in the House of Introduction*

LLS NO. 21-0169.01 Yelana Love x2295

**HOUSE BILL 21-1014**

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**HOUSE SPONSORSHIP**

**Michaelson Jenet and Baisley,**

**SENATE SPONSORSHIP**

**Danielson,**

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**House Committees**

Transportation & Local Government  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101    **CONCERNING THE ABILITY OF A PERSON TO VOLUNTARILY DISCLOSE**  
102            **DISABILITY INFORMATION TO THE DEPARTMENT OF REVENUE,**  
103            **AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

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**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>.)*

The bill adds an option for a person with a disability to request that the department of revenue place a discreet disability identifier symbol on the person's driver's license or identification card. The symbol must represent all types of disabilities, such as cognitive, neurological, or physical disabilities.

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

HOUSE  
Amended 2nd Reading  
May 7, 2021

The bill also requires the department to collect information that the owner of a vehicle voluntarily discloses about the disability of a person who is either authorized to drive, or a regular passenger of, the registered vehicle. The department shall make this information immediately available to a peace officer who queries information about the registered vehicle.

The department is required to notify peace officers about the creation of the disability identifier symbol and the availability of information regarding the disability of a driver or passenger of a motor vehicle.

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

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

4 (a) People living with visible and invisible disabilities, including  
5 cognitive disabilities, neurological diversities, mental health disorders,  
6 sensory needs, chronic illness, chronic pain, and physical disabilities, are  
7 equal and valuable citizens of the state of Colorado;

8 (b) According to a study published in 2016 by the Ruderman  
9 Family Foundation, up to half of all people killed by police in the United  
10 States have a disability, and almost all well-known cases of police  
11 brutality involve a person with a disability;

12 (c) Colorado's law enforcement officers perform honorably,  
13 courageously, and selflessly, and their safety remains of paramount  
14 importance;

15 (d) Law enforcement officers routinely encounter people living  
16 with disabilities such as neurodiversity or a mental health disorder while  
17 performing their duties;

18 (e) In Colorado, there are multiple instances every year of people  
19 living with disabilities such as neurodiversity or a mental health disorder  
20 having force applied against them by police officers. At times it is found

1 that the use of force is excessive, unjustified, or could have been avoided.

2 (f) Law enforcement officers may not have adequate training or  
3 experience identifying or interacting with people living with disabilities  
4 such as neurodiversity or a mental health disorder;

5 (g) Increasing an officer's knowledge of, and comfort with,  
6 interactions with people with disabilities such as neurodiversity or a  
7 mental health disorder will better serve Colorado's marginalized  
8 populations, as well as protect law enforcement officers while performing  
9 their duties; ■

10 (h) One way to avoid unnecessary escalation resulting from the  
11 failure of law enforcement officers to identify a person with a disability  
12 is by marking the person's driver's license or state identification card with  
13 a simple, widely recognized symbol, such as that adopted by the Invisible  
14 Disabilities Association, Inc., for this purpose, and by having disability  
15 information about a driver or regular passenger attached to a vehicle  
16 registration made available when law enforcement queries the vehicle's  
17 registration information, which symbol will indicate that the person has  
18 a disability that may result in behaviors or communications that may be  
19 misinterpreted in a stressful situation; and

20 (i) By directing the department of revenue to issue drivers'  
21 licenses and identification cards marked with such a symbol, the general  
22 assembly hopes to eliminate or reduce the number of use-of-force  
23 incidents between law enforcement officers and people with disabilities,  
24 including neurodiversity or a mental health disorder.

25 **SECTION 2.** In Colorado Revised Statutes, 42-2-114, **amend**  
26 (1)(b)(I); and **add** (12) as follows:

27 **42-2-114. License issued - disability identifier symbol - fees -**

1 **rules.** (1) (b) (I) ~~In the event~~ If the department issues a driver's license  
2 that contains stored information, ~~such license may include~~ THE  
3 DEPARTMENT SHALL INCLUDE IN THE STORED INFORMATION only the  
4 information that is specifically referenced in ~~paragraph (a) of this~~  
5 ~~subsection (1) and~~ SUBSECTION (1)(a) OF THIS SECTION, that appears in  
6 printed form on the face of the license issued by the department to the  
7 licensee, ~~and~~ OR THAT IS any race or ethnicity information identified on  
8 the application ~~pursuant to~~ UNDER section 42-2-107 (2)(a)(II); except that  
9 ~~such stored information~~ THE DEPARTMENT shall not include IN THE  
10 STORED INFORMATION:

11 (A) The licensee's social security number; OR

12 (B) THE FACT THAT THE LICENSEE HAS REQUESTED THAT A  
13 DISABILITY IDENTIFIER SYMBOL BE PLACED ON THE LICENSEE'S DRIVER'S  
14 LICENSE IN ACCORDANCE WITH SUBSECTION (12) OF THIS SECTION.

15 (12) (a) (I) AT AN APPLICANT'S REQUEST, THE DEPARTMENT SHALL  
16 ISSUE TO THE APPLICANT A DRIVER'S LICENSE BEARING A DISABILITY  
17 IDENTIFIER SYMBOL IF THE APPLICANT HAS A DISABILITY AS DEFINED IN  
18 THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C.  
19 SEC. 12101 ET SEQ., AND THE DISABILITY INTERFERES WITH THE PERSON'S  
20 ABILITY TO EFFECTIVELY COMMUNICATE WITH A PEACE OFFICER.

21 (II) THE APPLICANT NEED NOT PROVIDE DOCUMENTATION THAT  
22 THE APPLICANT IS A PERSON WITH A DISABILITY TO BE ISSUED, TO RENEW,  
23 OR TO BE REISSUED A DRIVER'S LICENSE BEARING A DISABILITY IDENTIFIER  
24 SYMBOL ISSUED UNDER THIS SUBSECTION (12).

25 (b) THE DISABILITY IDENTIFIER SYMBOL PLACED ON A DRIVER'S  
26 LICENSE IN ACCORDANCE WITH THIS SUBSECTION (12) MUST BE DISCREET  
27 AND MUST REPRESENT ALL TYPES OF DISABILITIES, INCLUDING COGNITIVE

1 DISABILITIES, NEUROLOGICAL DIVERSITIES, MENTAL HEALTH DISORDERS,  
2 SENSORY NEEDS, CHRONIC ILLNESS, CHRONIC PAIN, AND PHYSICAL  
3 DISABILITIES. THE DESIGN MUST CONFORM TO THE CURRENT STANDARDS  
4 ADOPTED BY THE INVISIBLE DISABILITIES ASSOCIATION, INC., OR ITS  
5 SUCCESSOR ORGANIZATION.

6 (c) THE DEPARTMENT SHALL NOT CHARGE A FEE FOR PLACING A  
7 DISABILITY IDENTIFIER SYMBOL ON A DRIVER'S LICENSE.

8 (d) THE DEPARTMENT SHALL NOTIFY PEACE OFFICERS IN  
9 COLORADO ABOUT THE VOLUNTARY DISABILITY IDENTIFIER SYMBOL  
10 CREATED IN THIS SUBSECTION (12), NOTING THAT THE SYMBOL IS NOT THE  
11 EXCLUSIVE OR ONLY DETERMINATION OF DISABILITY, AND DIRECTING  
12 PEACE OFFICERS TO RELEVANT P.O.S.T. CURRICULUM RESOURCES,  
13 INCLUDING TRAINING IN RECOGNIZING PERSONS WITH DISABILITIES,  
14 APPROPRIATE INTERACTIONS WITH PERSONS WITH DISABILITIES,  
15 RESOURCES AVAILABLE TO PERSONS WITH DISABILITIES AND TO THOSE  
16 INTERACTING WITH PERSONS WITH DISABILITIES, AND THE REQUIREMENTS  
17 OF THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42  
18 U.S.C. SEC. 12101 ET SEQ., AS AMENDED.

19 (e) A PERSON MAY CHOOSE TO NO LONGER HAVE THE DISABILITY  
20 IDENTIFIER SYMBOL ON THE PERSON'S DRIVER'S LICENSE. THE  
21 DEPARTMENT SHALL ISSUE A PERSON A NEW DRIVER'S LICENSE WITHOUT  
22 A DISABILITY IDENTIFIER SYMBOL AT THE REQUEST OF THE PERSON. THE  
23 DEPARTMENT SHALL NOT CHARGE A FEE FOR THE ISSUANCE OF A NEW  
24 DRIVER'S LICENSE WITHOUT THE DISABILITY IDENTIFIER SYMBOL. THE  
25 DEPARTMENT SHALL NOT RETAIN ANY INFORMATION REGARDING A  
26 PERSON'S DISABILITY WHEN THE PERSON CHOOSES TO REMOVE THE  
27 DISABILITY IDENTIFIER SYMBOL FROM THE PERSON'S DRIVER'S LICENSE.

1 (f) BY JANUARY 15, 2023, AND EACH YEAR THEREAFTER, THE  
2 DEPARTMENT SHALL REPORT TO THE HOUSE OF REPRESENTATIVES HEALTH  
3 AND INSURANCE COMMITTEE AND TRANSPORTATION AND LOCAL  
4 GOVERNMENT COMMITTEE AND THE SENATE HEALTH AND HUMAN  
5 SERVICES COMMITTEE AND TRANSPORTATION AND ENERGY COMMITTEE,  
6 OR THEIR SUCCESSOR COMMITTEES, ON THE PERCENTAGE OF PERSONS  
7 ISSUED A DRIVER'S LICENSE WHO HAVE REQUESTED A DISABILITY  
8 IDENTIFIER SYMBOL ISSUED IN ACCORDANCE WITH THIS SUBSECTION (12)  
9 IN THE PREVIOUS CALENDAR YEAR.

10 SECTION 3. In Colorado Revised Statutes, 42-2-303, **amend**  
11 (1)(b)(I); and **add** (6) as follows:

12 **42-2-303. Contents of identification card - disability identifier**  
13 **symbol.** (1) (b) (I) ~~In the event~~ IF the department issues an identification  
14 card that contains stored information, ~~such card may include~~ THE  
15 DEPARTMENT SHALL INCLUDE IN THE STORED INFORMATION only the  
16 information that is specifically referenced in ~~paragraph (a) of this~~  
17 ~~subsection (1), and~~ SUBSECTION (1)(a) OF THIS SECTION, that appears in  
18 printed form on the face of the card issued by the department to the  
19 registrant, ~~and~~ OR THAT IS any race or ethnicity information identified on  
20 an application ~~pursuant to~~ UNDER section 42-2-302 (1)(a)(VI); except that  
21 ~~such stored information~~ THE DEPARTMENT shall not include IN THE  
22 STORED INFORMATION:

23 (A) The registrant's social security number; OR

24 (B) THE FACT THAT THE REGISTRANT HAS REQUESTED THAT A  
25 DISABILITY IDENTIFIER SYMBOL BE PLACED ON THE REGISTRANT'S  
26 IDENTIFICATION CARD IN ACCORDANCE WITH SUBSECTION (6) OF THIS  
27 SECTION.

1           (6) (a) (I) AT AN APPLICANT'S REQUEST, THE DEPARTMENT SHALL  
2 ISSUE TO THE APPLICANT AN IDENTIFICATION CARD BEARING A DISABILITY  
3 IDENTIFIER SYMBOL IF THE APPLICANT HAS A DISABILITY AS DEFINED IN  
4 THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C.  
5 SEC. 12101 ET SEQ., AND THE DISABILITY INTERFERES WITH THE PERSON'S  
6 ABILITY TO EFFECTIVELY COMMUNICATE WITH A PEACE OFFICER.

7           (II) THE APPLICANT NEED NOT PROVIDE DOCUMENTATION THAT  
8 THE APPLICANT IS A PERSON WITH A DISABILITY TO BE ISSUED, TO RENEW,  
9 OR TO BE REISSUED AN IDENTIFICATION CARD BEARING A DISABILITY  
10 IDENTIFIER SYMBOL ISSUED UNDER THIS SUBSECTION (6).

11           (b) THE DISABILITY IDENTIFIER SYMBOL PLACED ON AN  
12 IDENTIFICATION CARD IN ACCORDANCE WITH THIS SUBSECTION (6) MUST  
13 BE DISCREET AND MUST REPRESENT ALL TYPES OF DISABILITIES,  
14 INCLUDING COGNITIVE DISABILITIES, NEUROLOGICAL DIVERSITIES, MENTAL  
15 HEALTH DISORDERS, SENSORY NEEDS, CHRONIC ILLNESS, CHRONIC PAIN,  
16 AND PHYSICAL DISABILITIES. THE DESIGN MUST CONFORM TO THE  
17 CURRENT STANDARDS ADOPTED BY THE INVISIBLE DISABILITIES  
18 ASSOCIATION, INC., OR ITS SUCCESSOR ORGANIZATION.

19           (c) THE DEPARTMENT SHALL NOT CHARGE A FEE FOR PLACING A  
20 DISABILITY IDENTIFIER SYMBOL ON AN IDENTIFICATION CARD.

21           (d) THE DEPARTMENT SHALL NOTIFY PEACE OFFICERS IN  
22 COLORADO ABOUT THE VOLUNTARY DISABILITY IDENTIFIER SYMBOL  
23 CREATED IN THIS SUBSECTION (6), NOTING THAT THE SYMBOL IS NOT THE  
24 EXCLUSIVE OR ONLY DETERMINATION OF DISABILITY, AND DIRECTING  
25 PEACE OFFICERS TO RELEVANT P.O.S.T. CURRICULUM RESOURCES,  
26 INCLUDING TRAINING IN RECOGNIZING PERSONS WITH DISABILITIES,  
27 APPROPRIATE INTERACTIONS WITH PERSONS WITH DISABILITIES,

1 RESOURCES AVAILABLE TO PERSONS WITH DISABILITIES AND TO THOSE  
2 INTERACTING WITH PERSONS WITH DISABILITIES, AND THE REQUIREMENTS  
3 OF THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42  
4 U.S.C. SEC. 12101 ET SEQ., AS AMENDED.

5 (e) A PERSON MAY CHOOSE TO NO LONGER HAVE THE DISABILITY  
6 IDENTIFIER SYMBOL ON THE PERSON'S IDENTIFICATION CARD. THE  
7 DEPARTMENT SHALL ISSUE A PERSON A NEW IDENTIFICATION CARD  
8 WITHOUT A DISABILITY IDENTIFIER SYMBOL AT THE REQUEST OF THE  
9 PERSON. THE DEPARTMENT SHALL NOT CHARGE A FEE FOR THE ISSUANCE  
10 OF A NEW IDENTIFICATION CARD WITHOUT THE DISABILITY IDENTIFIER  
11 SYMBOL. THE DEPARTMENT SHALL NOT RETAIN ANY INFORMATION  
12 REGARDING A PERSON'S DISABILITY WHEN THE PERSON CHOOSES TO  
13 REMOVE THE DISABILITY IDENTIFIER SYMBOL FROM THE PERSON'S  
14 IDENTIFICATION CARD.

15 (f) BY JANUARY 15, 2023, AND EACH YEAR THEREAFTER, THE  
16 DEPARTMENT SHALL REPORT TO THE HOUSE OF REPRESENTATIVES HEALTH  
17 AND INSURANCE COMMITTEE AND TRANSPORTATION AND LOCAL  
18 GOVERNMENT COMMITTEE AND THE SENATE HEALTH AND HUMAN  
19 SERVICES COMMITTEE AND TRANSPORTATION AND ENERGY COMMITTEE,  
20 OR THEIR SUCCESSOR COMMITTEES, ON THE PERCENTAGE OF PERSONS  
21 ISSUED AN IDENTIFICATION CARD WHO HAVE REQUESTED A DISABILITY  
22 IDENTIFIER SYMBOL ISSUED IN ACCORDANCE WITH THIS SUBSECTION (6) IN  
23 THE PREVIOUS CALENDAR YEAR.

24 **SECTION 4.** In Colorado Revised Statutes, 42-3-113, **add** (9.5)  
25 as follows:

26 **42-3-113. Records of application and registration - disability**  
27 **of a driver - definitions.** (9.5) (a) WHEN REGISTERING OR RENEWING THE



1 REGISTRATION OF A VEHICLE PURSUANT TO THIS SECTION, THE  
2 DEPARTMENT SHALL COLLECT INFORMATION THAT THE OWNER OF A  
3 VEHICLE VOLUNTARILY DISCLOSES ABOUT THE DISABILITY OF A PERSON  
4 WHO IS EITHER AUTHORIZED TO DRIVE, OR A REGULAR PASSENGER OF, THE  
5 REGISTERED VEHICLE FOR A PERSON WHO HAS A DISABILITY AS DEFINED IN  
6 THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C.  
7 SEC. 12101 ET SEQ., AND THE DISABILITY INTERFERES WITH THE PERSON'S  
8 ABILITY TO EFFECTIVELY COMMUNICATE WITH A PEACE OFFICER. THE  
9 DEPARTMENT SHALL MAKE THIS INFORMATION IMMEDIATELY AVAILABLE  
10 TO A PEACE OFFICER WHO QUERIES INFORMATION ABOUT THE REGISTERED  
11 VEHICLE.

12 (b) THE DEPARTMENT SHALL NOT CHARGE A FEE FOR COLLECTING  
13 OR MAKING THIS INFORMATION AVAILABLE TO PEACE OFFICERS.

14  
15 (c) AN OWNER OF A VEHICLE MAY CHOOSE TO NO LONGER HAVE  
16 THE INFORMATION REGARDING A DISABILITY AVAILABLE TO A PEACE  
17 OFFICER WHO QUERIES THE VEHICLE REGISTRATION. AT AN OWNER'S  
18 REQUEST, THE DEPARTMENT SHALL REMOVE THE DISABILITY INFORMATION  
19 ATTACHED TO THE OWNER'S VEHICLE REGISTRATION. THE DEPARTMENT  
20 SHALL NOT RETAIN ANY DISABILITY INFORMATION FOR AN OWNER WHO  
21 CHOOSES TO REMOVE DISABILITY INFORMATION FROM THE OWNER'S  
22 VEHICLE REGISTRATION.

23 (d) BY JANUARY 15, 2023, AND EACH YEAR THEREAFTER, THE  
24 DEPARTMENT SHALL REPORT TO THE HOUSE OF REPRESENTATIVES HEALTH  
25 AND INSURANCE COMMITTEE AND TRANSPORTATION AND LOCAL  
26 GOVERNMENT COMMITTEE AND THE SENATE HEALTH AND HUMAN  
27 SERVICES COMMITTEE AND TRANSPORTATION AND ENERGY COMMITTEE,

1 OR THEIR SUCCESSOR COMMITTEES, ON THE PERCENTAGE OF PERSONS  
2 REGISTERING A VEHICLE WHO HAVE DISCLOSED DISABILITY INFORMATION  
3 IN ACCORDANCE WITH THIS SUBSECTION (9) IN THE PREVIOUS CALENDAR  
4 YEAR.

5 **SECTION 5. Appropriation.** (1) For the 2021-22 state fiscal  
6 year, \$83,100 is appropriated to the department of revenue. This  
7 appropriation is from the general fund. To implement this act, the  
8 department may use this appropriation as follows:

9 (a) \$53,100 for use by the division of motor vehicles for DRIVES  
10 maintenance and support; and

11 (b) \$30,000 for the purchase of information technology services.

12 (2) For the 2021-22 state fiscal year, \$30,000 is appropriated to  
13 the office of the governor for use by the office of information technology.  
14 This appropriation is from reappropriated funds received from the  
15 department of revenue under subsection (1)(b) of this section. To  
16 implement this act, the office may use this appropriation to provide  
17 information technology services for the department of revenue.

18 **SECTION 6. Act subject to petition - effective date.** This act  
19 takes effect July 1, 2022; except that, if a referendum petition is filed  
20 pursuant to section 1 (3) of article V of the state constitution against this  
21 act or an item, section, or part of this act within such period, then the act,  
22 item, section, or part will not take effect unless approved by the people  
23 at the general election to be held in November 2022 and, in such case,  
24 will take effect on the date of the official declaration of the vote thereon  
25 by the governor.