

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

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

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.

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.

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

22 (b) THE DISABILITY IDENTIFIER SYMBOL PLACED ON A DRIVER'S  
23 LICENSE IN ACCORDANCE WITH THIS SUBSECTION (12) MUST BE DISCREET  
24 AND MUST REPRESENT ALL TYPES OF DISABILITIES, INCLUDING COGNITIVE  
25 DISABILITIES, NEUROLOGICAL DIVERSITIES, MENTAL HEALTH DISORDERS,  
26 SENSORY NEEDS, CHRONIC ILLNESS, CHRONIC PAIN, AND PHYSICAL  
27 DISABILITIES. THE DESIGN MUST CONFORM TO THE CURRENT STANDARDS

1 ADOPTED BY THE INVISIBLE DISABILITIES ASSOCIATION, INC., OR ITS  
2 SUCCESSOR ORGANIZATION.

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

5 (d) THE DEPARTMENT SHALL NOTIFY PEACE OFFICERS IN  
6 COLORADO ABOUT THE DISABILITY IDENTIFIER SYMBOL CREATED IN THIS  
7 SUBSECTION (12).

8 (e) BY JANUARY 15, 2023, AND EACH YEAR THEREAFTER, THE  
9 DEPARTMENT SHALL REPORT TO THE HOUSE OF REPRESENTATIVES HEALTH  
10 AND INSURANCE COMMITTEE AND TRANSPORTATION AND LOCAL  
11 GOVERNMENT COMMITTEE AND THE SENATE HEALTH AND HUMAN  
12 SERVICES COMMITTEE AND TRANSPORTATION AND ENERGY COMMITTEE,  
13 OR THEIR SUCCESSOR COMMITTEES, ON THE PERCENTAGE OF INDIVIDUALS  
14 ISSUED A DRIVER'S LICENSE WHO HAVE REQUESTED A DISABILITY  
15 IDENTIFIER SYMBOL ISSUED IN ACCORDANCE WITH THIS SUBSECTION (12)  
16 IN THE PREVIOUS CALENDAR YEAR.

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

19 **42-2-303. Contents of identification card - disability identifier**  
20 **symbol.** (1) (b) (I) ~~In the event~~ IF the department issues an identification  
21 card that contains stored information, ~~such card may include~~ THE  
22 DEPARTMENT SHALL INCLUDE IN THE STORED INFORMATION only the  
23 information that is specifically referenced in ~~paragraph (a) of this~~  
24 ~~subsection (1), and~~ SUBSECTION (1)(a) OF THIS SECTION, that appears in  
25 printed form on the face of the card issued by the department to the  
26 registrant, ~~and~~ OR THAT IS any race or ethnicity information identified on  
27 an application pursuant to UNDER section 42-2-302 (1)(a)(VI); except that

1 ~~such stored information~~ THE DEPARTMENT shall not include IN THE  
2 STORED INFORMATION:

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

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

8 (6) (a) (I) AT AN APPLICANT'S REQUEST, THE DEPARTMENT SHALL  
9 ISSUE TO THE APPLICANT AN IDENTIFICATION CARD BEARING A DISABILITY  
10 IDENTIFIER SYMBOL IF THE APPLICANT HAS A DISABILITY.

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

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

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

25 (d) THE DEPARTMENT SHALL NOTIFY PEACE OFFICERS IN  
26 COLORADO ABOUT THE DISABILITY IDENTIFIER SYMBOL CREATED IN THIS  
27 SUBSECTION (6).

1 (e) 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 INDIVIDUALS  
7 ISSUED AN IDENTIFICATION CARD WHO HAVE REQUESTED A DISABILITY  
8 IDENTIFIER SYMBOL ISSUED IN ACCORDANCE WITH THIS SUBSECTION (6) IN  
9 THE PREVIOUS CALENDAR YEAR.

10 SECTION 4. In Colorado Revised Statutes, 42-3-113, add (9.5)  
11 as follows:

12 **42-3-113. Records of application and registration - disability**  
13 **of a driver - definitions.** (9.5) (a) WHEN REGISTERING OR RENEWING THE  
14 REGISTRATION OF A VEHICLE PURSUANT TO THIS SECTION, THE  
15 DEPARTMENT SHALL COLLECT INFORMATION THAT THE OWNER OF A  
16 VEHICLE VOLUNTARILY DISCLOSES ABOUT THE DISABILITY OF A PERSON  
17 WHO IS EITHER AUTHORIZED TO DRIVE, OR A REGULAR PASSENGER OF, THE  
18 REGISTERED VEHICLE. THE DEPARTMENT SHALL MAKE THIS INFORMATION  
19 IMMEDIATELY AVAILABLE TO A PEACE OFFICER WHO QUERIES  
20 INFORMATION ABOUT THE REGISTERED VEHICLE.

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

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

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

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

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

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

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

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