

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

**REREVISED**

*This Version Includes All Amendments  
Adopted in the Second House*

LLS NO. 22-0649.01 Michael Dohr x4347

**HOUSE BILL 22-1217**

**HOUSE SPONSORSHIP**

**Benavidez and Bockenfeld**, Bernett, Bird, Boesenecker, Caraveo, Cutter, Esgar, Froelich, Garnett, Gray, Hooton, Kennedy, Kipp, Lindsay, Lontine, McCluskie, Michaelson Jenet, Mullica, Ortiz, Ricks, Roberts, Titone, Valdez A., Valdez D., Weissman, Woodrow

**SENATE SPONSORSHIP**

**Ginal**, Buckner, Danielson, Hansen, Holbert, Pettersen, Rodriguez, Story, Winter, Zenzinger

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**House Committees**

Judiciary  
Appropriations

**Senate Committees**

Judiciary  
Appropriations

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**A BILL FOR AN ACT**

101 **CONCERNING MEASURES TO PREVENT CATALYTIC CONVERTER THEFT,**  
102 **AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

**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 requires a person who sells, transfers, buys, or receives a catalytic converter or its parts for the purpose of recycling, processing, or smelting the catalytic converter or its parts to keep a record of the sale, transfer, purchase, or receipt including:

- The name and contact information for the person to whom the catalytic converter or its parts were sold or transferred

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.

SENATE  
3rd Reading Unamended  
May 5, 2022

SENATE  
Amended 2nd Reading  
May 4, 2022

HOUSE  
3rd Reading Unamended  
March 25, 2022

HOUSE  
Amended 2nd Reading  
March 23, 2022

- to or bought or received from;
- The date of the transaction;
- The quantities of the transaction; and
- The vehicle identification number of the car that the catalytic converter was removed from or any identification number associated with the catalytic converter.

The person is required to keep the record for a year from the date of the sale or transfer and shall allow law enforcement, the commodity metals theft prevention task force, or the department of public health and environment to review the records upon request.

The bill creates the catalytic converter identification and theft prevention grant program to award grants to eligible recipients for public awareness campaigns regarding catalytic converter theft, catalytic converter theft prevention parts, assistance to victims of catalytic converter theft, and catalytic converter identification and tracking efforts.

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

2 **SECTION 1.** In Colorado Revised Statutes, 18-13-111, add  
 3 (8) introductory portion, (8)(a.5), (11), and (12) as follows:

4 **18-13-111. Purchases of commodity metals - violations -**  
 5 **commodity metals theft task force - creation - composition - reports**  
 6 **- legislative declaration - definitions - repeal.** (8) ~~For the purposes of~~

7 AS USED IN this section, unless the context otherwise requires:

8 (a.5) "APPLICABLE FACILITY" MEANS DEALERS, OWNERS, KEEPERS,  
 9 OR PROPRIETORS OF A JUNK SHOP, JUNK STORE, SALVAGE YARD, OR OTHER  
 10 SECONDHAND PROPERTY.

11 (11) (a) THE COLORADO STATE PATROL SHALL DEVELOP AN  
 12 ASSESSMENT REPORT FOR APPLICABLE FACILITIES TO IDENTIFY THE LEVEL  
 13 OF CONFORMANCE WITH THE PROVISIONS OF SUBSECTIONS (1) TO (4) OF  
 14 THIS SECTION.

15 (b) ON OR BEFORE JULY 1, 2023, AND EACH JULY 1 THEREAFTER,  
 16 THE COLORADO STATE PATROL SHALL DISTRIBUTE AND MAKE AVAILABLE  
 17 AN ASSESSMENT REPORT FOR ALL APPLICABLE FACILITIES. THE

1 ASSESSMENT REPORT MUST ENCOURAGE VOLUNTARY COMPLIANCE AND  
2 PROVIDE EDUCATION TO APPLICABLE FACILITIES ON THE REQUIREMENTS  
3 OF THIS SECTION. IF AN APPLICABLE FACILITY DOES NOT COMPLY WITH THE  
4 ASSESSMENT REPORTING REQUIREMENTS DESCRIBED IN THIS SECTION, THE  
5 COLORADO STATE PATROL MAY PROMPT A LAW ENFORCEMENT  
6 INSPECTION. THE ASSESSMENT REPORT MUST INCLUDE, AT A MINIMUM:

7 (I) APPLICABLE FACILITY INFORMATION, SUCH AS THE TYPE OF  
8 FACILITY, NAME, PHYSICAL ADDRESS, MAILING ADDRESS, BUSINESS  
9 CONTACT NAME, AND CONTACT INFORMATION;

10 (II) PURCHASES OF COMMODITY METALS INFORMATION, TO  
11 INCLUDE THE TYPE OF BOOK OR REGISTER USED, FORMS OF SELLER  
12 IDENTITY VERIFICATION, SELLER DOCUMENTATION USED IN THE BOOK OR  
13 REGISTER, WHETHER THE BOOK OR REGISTER PROVIDES FOR THE DATE AND  
14 PLACE OF PURCHASE, DESCRIPTION AND QUANTITY AND AVAILABILITY OR  
15 ACTUAL INSPECTION BY A PEACE OFFICER; AND

16 (III) APPLICABLE FACILITY RECORDING OF COMMODITY METAL  
17 TRANSACTIONS, TO INCLUDE THE TYPE OF METAL COMMODITY  
18 TRANSACTION, USE OF AND EMPLOYEE TRAINING ON THE SCRAP THEFT  
19 ALERT SYSTEM, MAINTENANCE OF SCRAP THEFT ALERTS, PAYMENT FORMS  
20 TO SELLER, AND FORM OF RECORDS KEPT, INCLUDING DIGITAL,  
21 PHOTOGRAPHIC, VIDEO, OR OTHER RECORDS;

22 (c) ON OR BEFORE AUGUST 1, 2023, AND EACH AUGUST 1  
23 THEREAFTER, EVERY APPLICABLE FACILITY SHALL COMPLETE AND SUBMIT  
24 THE ASSESSMENT REPORT TO THE COLORADO STATE PATROL.

25 (d) ON OR BEFORE DECEMBER 1, 2023, AND EACH DECEMBER 1  
26 THEREAFTER, THE COLORADO STATE PATROL SHALL PROVIDE A SUMMARY  
27 OF THE ASSESSMENT REPORTS TO THE TASK FORCE AND THE TASK FORCE

1 SHALL CONSIDER THE REPORT AT A MEETING REQUIRED BY SUBSECTION  
2 (9)(c) OF THIS SECTION.

3 (12) (a) THE COLORADO STATE PATROL SHALL DEVELOP AN  
4 INSPECTION FORM FOR USE BY STATE, COUNTY, AND LOCAL AUTHORITIES  
5 TO USE WHEN INSPECTING APPLICABLE FACILITIES TO PROVIDE STATEWIDE  
6 DOCUMENTATION, CONSISTENT WITH THE PROVISIONS IN SUBSECTIONS (1)  
7 TO (4) OF THIS SECTION. THE INSPECTION FORM MUST INCLUDE ELEMENTS  
8 CONTAINED IN THE ASSESSMENT REPORT, BUT MAY FURTHER PROVIDE  
9 INFORMATION TO BE USED IN CRIMINAL INVESTIGATIONS.

10 (b) THE COLORADO STATE PATROL SHALL PROVIDE STANDARDIZED  
11 TRAINING FOR USE BY LAW ENFORCEMENT AGENCIES IN CONDUCTING  
12 INSPECTIONS. THIS TRAINING MAY BE IN PERSON, VIA VIDEO, OR USING A  
13 WRITTEN MANUAL.

14 (c) UPON COMPLETION OF A LAW ENFORCEMENT INSPECTION, THE  
15 LAW ENFORCEMENT AGENCY SHALL SUBMIT A COPY OF THE INSPECTION  
16 FORM TO THE COLORADO STATE PATROL WITHIN TWO WEEKS AFTER  
17 COMPLETING THE INSPECTION.

18 (d) THE COLORADO STATE PATROL SHALL PROVIDE A SUMMARY  
19 REPORT OF ALL STATEWIDE INSPECTIONS TO THE TASK FORCE AND THE  
20 TASK FORCE SHALL CONSIDER THE REPORT AT A MEETING REQUIRED BY  
21 SUBSECTION (9)(c) OF THIS SECTION.

22 **SECTION 2.** In Colorado Revised Statutes, **add** 24-33.5-230 as  
23 follows:

24 **24-33.5-230. Catalytic converter identification and theft**  
25 **prevention grant program - repeal.** (1) THERE IS CREATED IN THE  
26 COLORADO STATE PATROL, WITHIN THE AUTHORITY THAT ADDRESSES  
27 AUTOMOBILE THEFT PREVENTION, THE CATALYTIC CONVERTER

1 IDENTIFICATION AND THEFT PREVENTION GRANT PROGRAM TO AWARD  
2 GRANTS TO RECIPIENTS FOR PUBLIC AWARENESS CAMPAIGNS REGARDING  
3 CATALYTIC CONVERTER THEFT, CATALYTIC CONVERTER THEFT  
4 PREVENTION PARTS, ASSISTANCE TO VICTIMS OF CATALYTIC CONVERTER  
5 THEFT, AND CATALYTIC CONVERTER IDENTIFICATION AND TRACKING  
6 EFFORTS. THE STATE PATROL SHALL ADMINISTER THE PROGRAM.

7 (2) THE STATE PATROL SHALL ADOPT RULES FOR THE PROGRAM. AT  
8 A MINIMUM, THE RULES MUST SPECIFY THE FOLLOWING:

9 (a) THE APPLICATION PROCESS, INCLUDING APPLICATION  
10 REQUIREMENTS AND DEADLINES;

11 (b) CRITERIA FOR SELECTING GRANT RECIPIENTS AND  
12 DETERMINING THE AMOUNT OF THE GRANT;

13 (c) DEADLINES FOR AWARDING GRANTS; ■

14 (d) REPORTING REQUIREMENTS AND DEADLINES FOR GRANT  
15 RECIPIENTS; AND

16 (3) IN ORDER TO RECEIVE A GRANT, AN APPLICANT MUST SUBMIT  
17 A GRANT APPLICATION TO THE DEPARTMENT. AN APPLICANT MAY INCLUDE  
18 BUT IS NOT LIMITED TO AUTO REPAIR BUSINESSES, AUTOMOBILE DEALERS,  
19 ASSOCIATIONS FOCUSED ON THEFT PREVENTION, EMERGENCY REPAIR  
20 SERVICES, LAW ENFORCEMENT AGENCIES, AND LOCAL GOVERNMENTS. AT  
21 A MINIMUM, THE APPLICATION MUST DESCRIBE WHAT WILL BE FUNDED  
22 WITH A GRANT AWARD; HOW THE FUNDING WILL HELP REDUCE CATALYTIC  
23 CONVERTER THEFT, IF APPLICABLE; AND INCLUDE ANY OTHER  
24 INFORMATION REQUIRED BY DEPARTMENT RULES.

25 (4) (a) THE DEPARTMENT SHALL REVIEW THE GRANT APPLICATIONS  
26 AND AWARD GRANTS IN ACCORDANCE WITH DEPARTMENT RULES AND THE  
27 REQUIREMENTS OF THIS SECTION. THE DEPARTMENT MAY AWARD GRANTS

1 ON A ONE-TIME BASIS OR MAY AWARD MULTI-YEAR GRANTS.

2 (b) THE DEPARTMENT MAY REQUIRE A GRANT RECIPIENT TO  
3 INCLUDE PROJECT-SPECIFIC INFORMATION IN ITS REPORT MADE PURSUANT  
4 TO SUBSECTION (5)(a) OF THIS SECTION.

5 (c) TO ENSURE FULL BENEFITS AND ACCESS, THE DEPARTMENT  
6 SHALL MAKE GRANTS ON A CRITERIA-BASED APPORTIONMENT BASIS TO  
7 TARGETED INITIATIVES, INCLUDING TWENTY PERCENT TO VICTIMS,  
8 TWENTY PERCENT TO PREVENTION, TWENTY-FIVE PERCENT TO BUSINESS  
9 IMPACTS, TWENTY-FIVE PERCENT TO ENFORCEMENT AND THE REMAINING  
10 TEN PERCENT FOR ADMINISTRATIVE COSTS. THESE APPORTIONMENTS MAY  
11 BE SUBJECT TO MODIFICATION BASED ON THE LIMITED NUMBER OF  
12 APPLICANTS OR QUALIFIED OR APPROVED APPLICATIONS IN SPECIFIC  
13 INITIATIVES.

14 (5) (a) A GRANT RECIPIENT SHALL SUBMIT A REPORT TO THE  
15 DEPARTMENT IN ACCORDANCE WITH THE DEADLINES SET BY THE  
16 DEPARTMENT. THE REPORT MUST INCLUDE:

- 17 (I) A DESCRIPTION OF HOW THE GRANT FUNDING WAS USED;
- 18 (II) ANY OUTCOMES ACHIEVED BY THE GRANT FUNDING; AND
- 19 (III) OTHER METRICS REQUIRED BY DEPARTMENT RULE.

20 (b) ON OR BEFORE JUNE 30, 2023, AND ON OR BEFORE JUNE 30 OF  
21 EACH YEAR THEREAFTER, THE DEPARTMENT SHALL SUBMIT A REPORT ON  
22 THE PROGRAM TO THE JUDICIARY COMMITTEES OF THE SENATE AND HOUSE  
23 OF REPRESENTATIVES, OR THEIR SUCCESSOR COMMITTEES. THE REPORT  
24 MUST INCLUDE A SUMMARY OF THE INFORMATION REPORTED BY GRANT  
25 RECIPIENTS PURSUANT TO SUBSECTION (5)(a) OF THIS SECTION AND  
26 INFORMATION REGARDING WHETHER THE PROGRAM IS MEETING THE GOALS  
27 DESCRIBED IN THIS SECTION.

1 (6) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2025.

2 **SECTION 3. Appropriation.** (1) For the 2022-23 state fiscal  
3 year, \$405,871 is appropriated to the department of public safety. This  
4 appropriation is from the general fund. To implement this act, the  
5 department may use this appropriation as follows:

6 (a) \$300,000 for use by the Colorado state patrol for the  
7 automobile theft prevention authority; and

8 (b) \$105,871 for the purchase of information technology services.

9 (2) For the 2022-23 state fiscal year, \$105,871 is appropriated to  
10 the office of the governor for use by the office of information technology.  
11 This appropriation is from reappropriated funds received from the  
12 department of public safety under subsection (1)(b) of this section, and is  
13 based on an assumption that the office will require an additional 1.0 FTE.  
14 To implement this act, the office may use this appropriation to provide  
15 information technology services for the department of public safety.

16 **SECTION 4. Effective date.** This act takes effect upon passage  
17 except that section 1 of this act only takes effect if Senate Bill 22-009  
18 takes effect and becomes law. If section 1 of this act takes effect it is  
19 effective upon the effective date of this section or the effective date of  
20 Senate Bill 22-009 whichever is later.

21 **SECTION 5. Safety clause.** The general assembly hereby finds,  
22 determines, and declares that this act is necessary for the immediate  
23 preservation of the public peace, health, or safety.