

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 22-0894.01 Jery Payne x2157

SENATE BILL 22-144

SENATE SPONSORSHIP

Zenzinger,

HOUSE SPONSORSHIP

(None),

Senate Committees
Transportation & Energy

House Committees

A BILL FOR AN ACT

101 CONCERNING THE PROVISION OF TRANSPORTATION SERVICES BY A
102 TRANSPORTATION NETWORK COMPANY NOT IN CONNECTION
103 WITH A BUSINESS OPERATED FOR PROFIT.

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>.)

Current law regulates transportation network companies, which are commonly known as ridesharing companies, and the services they provide. Current law exempts services provided under a contract between a ridesharing company and a school, a school district, the federal government, a state, a political subdivision of a state, or a tax-exempt

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.

entity. The bill removes these exemptions, so that ridesharing companies that contract with these entities will be regulated in the same manner as other types of ridesharing companies and services.

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

2 **SECTION 1.** In Colorado Revised Statutes, 40-10.1-602, **amend**
3 (6) as follows:

4 **40-10.1-602. Definitions.** As used in this part 6, unless the
5 context otherwise requires:

6 (6) (a) "Transportation network company services" or "services"
7 means the provision of transportation by a driver to a rider with whom the
8 driver is matched through a transportation network company.

9 (b) ~~The term~~ "TRANSPORTATION NETWORK COMPANY SERVICES"
10 OR "SERVICES" does not include services provided ~~either directly by or~~
11 ~~under contract with~~ USING VEHICLES OWNED OR LEASED BY a political
12 subdivision or other entity exempt from federal income tax under section
13 115 of the federal "Internal Revenue Code of 1986", as amended.

14 (c) "TRANSPORTATION NETWORK COMPANY SERVICES" OR
15 "SERVICES" INCLUDES TRANSPORTATION PROVIDED UNDER A CONTRACT
16 BETWEEN A TRANSPORTATION NETWORK COMPANY AND A POLITICAL
17 SUBDIVISION OR OTHER ENTITY EXEMPT FROM FEDERAL INCOME TAX
18 UNDER SECTION 115 OF THE FEDERAL "INTERNAL REVENUE CODE OF
19 1986", AS AMENDED.

20 **SECTION 2.** In Colorado Revised Statutes, 40-10.1-105, **amend**
21 (1)(b) and (1)(j) as follows:

22 **40-10.1-105. Transportation not subject to regulation.** (1) The
23 following types of transportation are not subject to regulation pursuant to
24 this article 10.1:

1 (b) The transportation of children to and from school,
2 school-related activities, and school-sanctioned activities to the extent
3 that ~~such~~ THE transportation is provided by VEHICLES OWNED OR
4 DIRECTLY LEASED BY a school or school district or the school or school
5 district's transportation contractors; EXCEPT THAT THIS SUBSECTION (1)(b)
6 DOES NOT APPLY TO TRANSPORTATION NETWORK COMPANY SERVICES
7 PROVIDED UNDER A CONTRACT BETWEEN A TRANSPORTATION NETWORK
8 COMPANY AND A SCHOOL OR SCHOOL DISTRICT;

9 (j) Transportation performed by the federal government, a state,
10 or any agency or political subdivision of either, whether through an
11 intergovernmental agreement, contractual arrangement, or otherwise;
12 EXCEPT THAT THIS SUBSECTION (1)(j) DOES NOT APPLY TO
13 TRANSPORTATION NETWORK COMPANY SERVICES PROVIDED UNDER A
14 CONTRACT BETWEEN A TRANSPORTATION NETWORK COMPANY AND THE
15 FEDERAL GOVERNMENT, A STATE, OR ANY AGENCY OR POLITICAL
16 SUBDIVISION OF EITHER.

17 **SECTION 3. Safety clause.** The general assembly hereby finds,
18 determines, and declares that this act is necessary for the immediate
19 preservation of the public peace, health, or safety.