



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Revised Fiscal Note

(replaces fiscal note dated March 2, 2022)

Drafting Number:	LLS 22-0843	Date:	April 8, 2022
Prime Sponsors:	Rep. Ortiz Sen. Danielson	Bill Status:	Senate Trans. & Energy
		Fiscal Analyst:	Annie Scott 303-866-5851 Annie.Scott@state.co.us

Bill Topic: **ADAPTIVE EQUIPMENT IN RENTAL MOTOR VEHICLES**

Summary of Fiscal Impact:

<input checked="" type="checkbox"/> State Revenue	<input checked="" type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

This bill requires motor vehicle rental companies to provide adaptive equipment, specifies how communication concerning a reservation must take place and the timeframe under which the reservation must be fulfilled, and creates a private right of action for violations. Beginning in FY 2025-26, the bill may minimally increase state revenue and workload on an ongoing basis.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: The revised fiscal note reflects the reengrossed bill.

Summary of Legislation

The bill requires motor vehicle rental companies to provide adaptive equipment under the Colorado Consumer Protection Act. Specifically, the bill requires rental car companies and companies that operate an online platform to enable peer-to-peer car sharing (lessors), to provide an option for a person or organization obtaining a rental motor vehicle through a rental agreement (lessee) to request the installation of adaptive equipment, including hand controls, left foot accelerators, spinner knobs, and pedal extenders.

A lessee may make a reservation for a vehicle with adaptive equipment on the lessor's website, or in person. The reservation information must clearly include a list of the requested adaptive equipment, an acknowledgment that it will be provided, and the date and time that it will be installed and ready for use in the vehicle, with additional requirements for the presentation of these details.

A lessor is required to fulfill a reservation for a motor vehicle with adaptive equipment within a set period of time depending on where a lessee will pick up the vehicle.

Beginning July 1, 2025, if a lessor is in violation of the requirements under the bill, the lessee may bring a civil action. Remedies include: a court order requiring compliance with the requirements of the bill; the recovery of actual monetary damages; a fine of \$2,500 for each violation; and an award of attorney fees and costs in the event that the case is successful.

State Revenue and Expenditures

This bill may minimally increase revenue and workload for trial courts in the Judicial Department beginning July 1, 2025, from an increase in civil filings. The fiscal note assumes that lessors will comply with the law. Civil filing fee revenue is subject to TABOR and any increase in workload for the trial courts can be accomplished within existing appropriations.

Effective Date

The bill takes effect 90 days following adjournment of the General Assembly sine die, assuming no referendum petition is filed.

State and Local Government Contacts

Information Technology
Law

Judicial
Regulatory Agencies