

CHAPTER 40

MOTOR VEHICLES AND TRAFFIC REGULATION

HOUSE BILL 96-1220

BY REPRESENTATIVES Schwarz, Kaufman, Kerns, Lamm, Lawrence, McElhany, Morrison, Musgrave, Tucker, Acquafresca, Allen, Armstrong, Entz, Friednash, Knox, Lyle, Mace, Nichol, Prinster, Prinzler, Saliman, and Taylor;
also SENATORS Mutzebaugh, Tebedo, and Thiebaut.

AN ACT**CONCERNING AUTHORIZING BLIND PERSONS TO TAKE CONTRACTUAL RESPONSIBILITY FOR THE RENTAL OF MOTOR VEHICLES.**

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

SECTION 1. 42-2-141, Colorado Revised Statutes, 1993 Repl. Vol., as amended, is amended to read:

42-2-141. Renting or loaning a motor vehicle to another. (1) EXCEPT AS PROVIDED IN SUBSECTION (4) OF THIS SECTION, no person shall rent or loan a motor vehicle to any other person unless the latter person is then duly licensed under this article or, in the case of a nonresident, duly licensed under the laws of the state or country of that person's residence except a nonresident whose home state or country does not require that an operator be licensed.

(2) EXCEPT AS PROVIDED IN SUBSECTION (4) OF THIS SECTION, no person shall rent a motor vehicle to another until that person has inspected the driver's license of the person to whom the vehicle is to be rented and compared and verified the signature thereon with the signature of such person written in his or her presence.

(3) Every person renting a motor vehicle to another shall keep a record of the registration number of the motor vehicle so rented, the name and address of the person to whom the vehicle is rented, the number of the license of said latter person OR ANY AUTHORIZED DRIVER UNDER SUBSECTION (4) OF THIS SECTION, and the date and place when and where said license was issued. Such record shall be open to inspection by any police officer or officer or employee of the department.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

(4) A PERSON MAY RENT A MOTOR VEHICLE TO A PERSON WHO IS BLIND, AS DEFINED IN SECTION 26-2-103 (3), C.R.S., SUBJECT TO ALL OF THE FOLLOWING CONDITIONS:

(a) THE BLIND PERSON IS ACCOMPANIED BY AT LEAST ONE PERSON WITH A VALID LICENSE ISSUED UNDER THIS ARTICLE OR, IN THE CASE OF A NONRESIDENT, A VALID LICENSE ISSUED UNDER THE LAWS OF THE STATE OR COUNTRY OF SUCH PERSON'S RESIDENCE.

(b) THE PERSON RENTING THE MOTOR VEHICLE TO A BLIND PERSON:

(I) INSPECTS THE LICENSE OF EACH PERSON WHO ACCOMPANIES THE BLIND PERSON AND WISHES TO BE AUTHORIZED TO DRIVE THE MOTOR VEHICLE; AND

(II) COMPARES AND VERIFIES THE SIGNATURES THEREON WITH THE SIGNATURES OF SUCH PERSONS WRITTEN IN HIS OR HER PRESENCE.

(c) ONLY PERSONS WHOSE LICENSES AND SIGNATURES HAVE BEEN COMPARED AND VERIFIED BY THE PERSON RENTING THE MOTOR VEHICLE TO THE BLIND PERSON ARE AUTHORIZED TO DRIVE THE MOTOR VEHICLE, AND THE NAMES OF SUCH PERSONS ARE LISTED IN THE RENTAL AGREEMENT.

(d) THE RENTER AND THE DRIVER OF THE MOTOR VEHICLE PURSUANT TO THIS SUBSECTION (4) SHALL HAVE THE SAME FINANCIAL OR INSURANCE RESPONSIBILITIES UNDER COLORADO LAW AS OTHER RENTERS OF MOTOR VEHICLES.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: April 2, 1996