

## CHAPTER 59

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**PROFESSIONS AND OCCUPATIONS**

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## SENATE BILL 96-111

BY SENATORS Hopper, Feeley, Hernandez, Johnson, and Tebedo;  
also REPRESENTATIVES Tucker, Knox, and Mace.

**AN ACT**

**CONCERNING THE AUTHORIZATION OF A BUYER AGENT FOR MOTOR VEHICLES TO ASSIST A CONSUMER IN THE DISPOSITION OF A USED MOTOR VEHICLE IN CONJUNCTION WITH A PURCHASE OR LEASE.**

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

**SECTION 1.** 12-6-102 (2.5) (b), Colorado Revised Statutes, 1991 Repl. Vol., as amended, is amended to read:

**12-6-102. Definitions.** As used in this part 1, unless the context otherwise requires:

(2.5) (b) (I) "Buyer agent" does not include a person whose business includes the purchase of motor vehicles primarily for resale or lease; ~~and~~ EXCEPT THAT NOTHING IN THIS SUBSECTION (2.5) SHALL BE CONSTRUED TO PROHIBIT A BUYER AGENT FROM ASSISTING A CONSUMER REGARDING THE DISPOSAL OF A TRADE-IN MOTOR VEHICLE THAT IS INCIDENT TO THE PURCHASE OR LEASE OF A VEHICLE IF THE BUYER AGENT DOES NOT ADVERTISE THE SALE OF, OR SELL, SUCH VEHICLE TO THE GENERAL PUBLIC, DIRECTS INTERESTED DEALERS AND WHOLESALERS TO COMMUNICATE THEIR OFFERS DIRECTLY TO THE CONSUMER OR TO THE CONSUMER VIA THE BUYER AGENT, DOES NOT HANDLE OR TRANSFER TITLES OR FUNDS BETWEEN THE CONSUMER AND THE PURCHASER, RECEIVES NO COMPENSATION FROM A DEALER OR WHOLESALER PURCHASING A CONSUMER'S VEHICLE, AND IDENTIFIES HIMSELF OR HERSELF AS A BUYER AGENT TO DEALERS AND WHOLESALERS INTERESTED IN THE CONSUMER'S VEHICLE.

(II) A "buyer agent" licensed pursuant to this part 1 shall not be employed by or receive a fee from ~~such~~ a person WHOSE BUSINESS INCLUDES THE PURCHASE OF

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

MOTOR VEHICLES PRIMARILY FOR RESALE OR LEASE, a motor vehicle manufacturer, A motor vehicle dealer, or A used motor vehicle dealer.

**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 8, 1996