

## CHAPTER 156

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**INSURANCE**

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**HOUSE BILL 99-1239**

BY REPRESENTATIVE Veiga;  
also SENATOR Blickensderfer.

**AN ACT**

CONCERNING THE CONCEPT OF PERMISSIBLE USE IN THE CONTEXT OF THE COLORADO NO-FAULT INSURANCE LAWS, AND, IN CONNECTION THEREWITH, DEFINING CONVERTER.

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

**SECTION 1.** 10-4-703, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

**10-4-703. Definitions.** As used in this part 7, unless the context otherwise requires:

(2.5) "CONVERTER" MEANS A PERSON OTHER THAN A NAMED INSURED OR RESIDENT RELATIVE WHO OPERATES OR USES A MOTOR VEHICLE IN A MANNER THAT A REASONABLE PERSON WOULD DETERMINE WAS UNAUTHORIZED OR BEYOND THE SCOPE OF PERMISSION GIVEN BY A NAMED INSURED OR RESIDENT RELATIVE. IN DETERMINING WHETHER A PERSON IS A CONVERTER, THE FOLLOWING FACTORS SHOULD BE CONSIDERED:

- (a) THE DURATION OF THE PERSON'S CONTROL OVER THE VEHICLE;
- (b) THE CIRCUMSTANCES SURROUNDING THE CONDUCT OF THE PERSON OPERATING OR USING THE MOTOR VEHICLE;
- (c) THE PERSON'S GOOD FAITH.

**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 30, 1999

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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.*