

CHAPTER 53

MOTOR VEHICLES AND TRAFFIC REGULATION

HOUSE BILL 07-1063

BY REPRESENTATIVE(S) Vaad, Kerr J., Labuda, Lambert, Looper, Rose, and Stafford;
also SENATOR(S) Takis.

AN ACT

**CONCERNING DISCLOSURE OF INFORMATION COLLECTED PURSUANT TO THE UNINSURED MOTORIST
IDENTIFICATION DATABASE PROGRAM.**

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

SECTION 1. 42-7-606 (1), Colorado Revised Statutes, is amended to read:

42-7-606. Disclosure of insurance information - penalty. (1) Information provided by insurers and the department for inclusion in the database established pursuant to section 42-7-604 is the property of the insurer or the department, as the case may be, and may not be disclosed except as follows:

(a) The department shall verify a ~~person's~~ MOTOR VEHICLE'S insurance coverage upon request by any state or local government agency investigating, litigating, or enforcing such ~~person's~~ MOTOR VEHICLE'S compliance with the financial security requirements.

(b) The department shall disclose whether ~~an individual~~ A MOTOR VEHICLE has the required insurance coverage upon request by the following individuals and agencies only:

(I) The ~~individual~~ OWNER;

(II) The parent or legal guardian of the ~~individual~~ OWNER if the ~~individual~~ OWNER is an unemancipated minor;

(III) The legal guardian of the ~~individual~~ OWNER if the ~~individual~~ OWNER is legally incapacitated;

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

(IV) Any person who has power of attorney from the ~~individual~~ OWNER;

(V) Any person who submits a notarized release from the ~~individual~~ OWNER that is dated no more than ninety days before the date the request is made;

(VI) Any person suffering loss or injury in a motor vehicle accident, ~~in which the individual is involved~~; but only as part of an accident report authorized in part 16 of article 4 of this title; or

(VII) The office of the state auditor, for the purpose of conducting any audit authorized by law.

SECTION 2. Effective date. This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution, (August 8, 2007, if adjournment sine die is on May 9, 2007); except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: March 26, 2007