

CHAPTER 317

PROPERTY

HOUSE BILL 09-1322

BY REPRESENTATIVE(S) Benefield, Massey, McFadyen, Miklosi, Scanlan, Todd, Schafer S.;
also SENATOR(S) Schwartz.

AN ACT

CONCERNING ACCESS BY MOTOR VEHICLE REPAIR SHOPS TO AN ELECTRONIC SYSTEM IMPLEMENTED BY THE DEPARTMENT OF REVENUE FOR PURPOSES OF DETERMINING OWNERSHIP AND LIENHOLDERS OF ABANDONED MOTOR VEHICLES ABANDONED AT MOTOR VEHICLE REPAIR SHOPS.

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

SECTION 1. 38-20-116 (2.5) (c) (III), Colorado Revised Statutes, is amended to read:

38-20-116. Abandoned property - notice of sale - definitions. (2.5) (c) If a repair shop seeks to obtain a certificate of title for an abandoned motor vehicle for purposes of selling such vehicle, a repair shop, or where practicable, its agent, shall:

(III) Request a Colorado title record search of the vehicle identification number of the abandoned motor vehicle from the division OR CHECK THE ELECTRONIC SYSTEM IMPLEMENTED BY THE DEPARTMENT AS REQUIRED IN SECTION 42-4-2103 (3) (c) (III), C.R.S., TO OBTAIN CORRECT INFORMATION RELATING TO ANY OWNER AND LIENHOLDER OF THE ABANDONED MOTOR VEHICLE AS REPRESENTED IN THE DEPARTMENT RECORDS. In addition to requesting a Colorado title record search, if the abandoned motor vehicle is an out-of-state vehicle, the repair shop or its agent shall request a title and lien search from the other state.

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: June 1, 2009

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