

CHAPTER 60

MOTOR VEHICLES AND TRAFFIC REGULATION

SENATE BILL 10-015

BY SENATOR(S) Renfro, Kopp, Brophy, Williams;
also REPRESENTATIVE(S) McNulty, Baumgardner, Frangas, McFadyen, Court, King S., Labuda, Merrifield, Todd, Vigil.

AN ACT**CONCERNING BEHIND-THE-WHEEL TRAINING REQUIREMENTS NECESSARY TO RECEIVE A DRIVER'S LICENSE.**

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

SECTION 1. The introductory portion to 42-2-104 (4) (a) and 42-2-104 (4) (a) (II) and (5), Colorado Revised Statutes, are amended to read:

42-2-104. Licenses issued - denied. (4) (a) ~~Before~~ The department ~~may~~ SHALL NOT issue ~~any type of~~ A driver's license, including, WITHOUT LIMITATION, a temporary driver's license pursuant to section 42-2-106 (2), to a person under eighteen years of age, UNLESS the person ~~shall have~~ HAS:

(II) Submitted a log or other written evidence on a standardized form approved by the department that is signed by his or her parent or guardian or other responsible adult ~~as referenced in section 42-2-106 (1)~~ WHO SIGNED THE AFFIDAVIT OF LIABILITY or the instructor of a driver's education course approved by the department, certifying that the person has completed not less than fifty hours of actual driving experience, of which not less than ten hours shall have been completed while driving at night.

(5) The department shall not issue a driver's license to a person under ~~eighteen years of age who was issued a permit pursuant to sections 42-2-106 (1) (b) and 42-2-114 (1) (a) after April 20, 2007~~, SIXTEEN YEARS AND SIX MONTHS OF AGE unless ~~such~~ THE person has ~~received~~ either:

(a) ~~If no entity offers approved behind-the-wheel driver training at least twenty hours a week from a permanent location with an address that is within thirty miles of the permit holder's residence~~; RECEIVED a minimum of twelve hours of

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

driving-behind-the-wheel training directed by a parent, a legal guardian, or an alternate permit supervisor, which training shall be in addition to the driving experience required by subsection (4) of this section, IF NO ENTITY OFFERS APPROVED BEHIND-THE-WHEEL DRIVER TRAINING AT LEAST TWENTY HOURS A WEEK FROM A PERMANENT LOCATION WITH AN ADDRESS THAT IS WITHIN THIRTY MILES OF THE PERMIT HOLDER'S RESIDENCE; or

(b) RECEIVED A minimum of six hours of driving-behind-the-wheel training with a driving instructor employed or associated with an approved driver education course.

SECTION 2. Act subject to petition - effective date - applicability. (1) 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 (August 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part shall not take effect unless approved by the people at the general election to be held in November 2010 and shall take effect on the date of the official declaration of the vote thereon by the governor.

(2) The provisions of this act shall apply to driver's permit and license applications submitted on or after the effective date of this act.

Approved: March 31, 2010