



Colorado Public Utilities Commission Towing Briefing (HB23-1217)



COLORADO

Department of
Regulatory Agencies

Public Utilities Commission

Overview of Key Points

- The Commission's Role in the Regulation of Towing Operations
- Update on HB22-1314 (Towing Carrier Nonconsensual Tows)
- Discussion on Intent of HB23-1217
- Towing Experiences for Crime Victims in Colorado
- Towing in Other States
- Questions

The Commission's Role in the Regulation of Towing Operations

- Commission's Authority Over Transportation Carriers - § 40-10.1, C.R.S.
- Towing Statutes - Part 4, § 40-10.1, C.R.S.
- Commission Rules
 - Section 6000 (General Provisions)
 - Section 6100 (Safety Rules)
 - Section 6500 (Towing Carriers)
- Other Regulations and Standards
 - Title 42, C.R.S. / 49 C.F.R. / Local Requirements

Update on HB22-1314

(Towing Carrier Nonconsensual Tows)

- Commission Rulemaking (23R-0085TO)
 - Key Issues
 - Next Public Comment Hearing, July 25th
- Notable Issues
 - Applicability Provision, § 40-10.1-405(9), C.R.S.
 - Towing Carriers Acting as Authorized Agents of Property Owners, 22D-0560TO
 - Case Volume

Nonconsensual towing is the removal of a vehicle from private property without the vehicle owner or operator's consent.

Discussion on Intent of HB23-1217

- Primary Issues to Consider
 - Funding
 - Mandatory or Voluntary Participation
 - FTE Needs
 - FAVOR Board
- Potential Solutions
 - Other Sources of Funding (*i.e.*, Insurance Carriers)
 - Integration with SB23-257
 - More Specific Definition of “Crime Victim”
 - Alerting Vehicle Owners Prior to Impound

Towing Experiences for Crime Victims in Colorado

- Initial Actions
 - Law Enforcement Reporting
- Post Recovery Actions
 - Vehicle Impounded
 - Vehicle Owner Alerted
 - Vehicle Released, Typically with Mandatory Payment

Towing in Other States

- USPIRG Report
- Towing in Other States:
 - Examined Towing Programs in Eight Other States
 - States Examined: Arkansas, Georgia, Illinois, Louisiana, Massachusetts, New Mexico, Oklahoma, Texas
 - No Other Programs have Protections that Match the Intent of HB23-1217
 - Arkansas and Oklahoma have General Victim Compensation Funds Available

Questions?



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