

HB1326_L.020

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Finance.

HB26-1326 be amended as follows:

1 Amend printed bill, page 27, after line 9 insert:

2 "SECTION 24. In Colorado Revised Statutes, 40-10.1-116,
3 **amend** (3)(a) as follows:

4 **40-10.1-116. Commission to notify local authorities -**
5 **procedure.**

6 (3) (a) A person injured by the noncompliance of a motor carrier
7 with this article 10.1 or any other provision of law or an order, decision,
8 rule, direction, or requirement of the commission may apply to a court of
9 competent jurisdiction for the enforcement thereof, and the court has
10 jurisdiction to enforce obedience thereto by injunction or other proper
11 process, mandatory or otherwise, and to restrain the motor carrier and its
12 officers, agents, employees, or representatives from further disobedience
13 thereof, or to enjoin upon them obedience to the same, and any person so
14 injured has A cause of action in damages, ~~and~~ is privileged to pursue the
15 usual and proper remedies as in any other case, AND IS NOT REQUIRED TO
16 PURSUE OR EXHAUST ADMINISTRATIVE REMEDIES BEFORE THE
17 COMMISSION PRIOR TO COMMENCING SUIT OR OTHER ACTION SEEKING
18 SUCH RELIEF."

19 Renumber succeeding sections accordingly.

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