

**STATE  
FISCAL IMPACT**

**Drafting Number:** LLS 12-0886 **Date:** March 27, 2012  
**Prime Sponsor(s):** Rep. Coram **Bill Status:** House Transportation  
 Sen. Roberts; King S. **Fiscal Analyst:** Clare Pramuk (303-866-2677)

**TITLE:** CONCERNING FINANCIAL RESPONSIBILITY REQUIREMENTS FOR MOTOR CARRIERS, AND, IN CONNECTION THEREWITH, REPEALING THE SURETY BOND REQUIREMENT FOR TOWING CARRIERS AND IMPOSING A PERIOD OF DISQUALIFICATION FROM THE RIGHT TO OPERATE AS A TOWING CARRIER AS AN ADDITIONAL PENALTY FOR FAILURE TO RESPOND AS REQUIRED AFTER VIOLATING APPLICABLE PROVISIONS.

<b>Fiscal Impact Summary</b>	<b>FY 2012-2013</b>	<b>FY 2013-2014</b>
<b>State Revenue</b>		
<b>State Expenditures</b>	See State Expenditures section.	
<b>FTE Position Change</b>		
<b>Effective Date:</b> Upon signature of the Governor, or upon becoming law without his signature.		
<b>Appropriation Summary for FY 2012-2013:</b> None required.		
<b>Local Government Impact:</b> None.		

**Summary of Legislation**

This bill repeals the requirement that a towing carrier maintain a \$50,000 surety bond to pay a civil penalty assessed against it by the Public Utilities Commission (PUC). Instead, failure to pay a fine or civil penalty will result in:

- the immediate revocation of the towing carrier's operating authority;
- a five-year prohibition on reapplying for a new authority; and
- a five-year disqualification from obtaining or renewing any operating authority for the towing carrier, its owners, principals, officers, members, partners, and directors, and any other entity owned or operated by those parties.

**State Expenditures**

The bill will not increase expenditures for the PUC in the Department of Regulatory Agencies. The PUC already revokes operating authorities as part of the regulatory process so the bill does not create a new activity for the PUC. The PUC has a system for tracking owners, principals, officers, members, partners, and directors so will not require an increase in expenditures to ensure that towing carriers that do not pay their fines are prohibited from reentering the market.

**Departments Contacted**

Regulatory Agencies