



Colorado Legislative Council Staff
FINAL
NO FISCAL IMPACT
(replaces fiscal impact dated January 19, 2006)

Drafting Number: LLS 06-0303**Date:** June 5, 2006**Prime Sponsor(s):** Sen. Williams
Rep. Garcia**Bill Status:** Postponed Indefinitely**Fiscal Analyst:** Brad Denning (303-866-4777)

TITLE: CONCERNING A DISCLOSURE REQUIREMENT IN THE PRIVATE SALE OF A MOTOR VEHICLE THAT MAY NOT QUALIFY FOR A CERTIFICATION OF EMISSIONS CONTROL.

Summary of Assessment

The bill requires the seller of a motor vehicle, in a private sale, to disclose to the buyer whether the motor vehicle has a certification of emissions control. The bill allows the buyer of the motor vehicle to return the vehicle to the seller if the vehicle fails an emission inspection within 3 working days after it is sold, the vehicle is required to have an emissions inspection to be registered, and the seller failed to disclose whether the vehicle has a certification of emissions control.

If the vehicle is returned, the seller is required to repair the vehicle until it passes the emissions test, pay the buyer to obtain repairs from a third party, or repurchase the vehicle at the same price.

The bill also exempts motor vehicles sold by a motor vehicle dealer and individual if the buyer and seller do not reside within the basic or enhanced emissions program areas, or, if the vehicle is not intended to be registered when sold.

The bill is not expected to affect state or local government revenues or expenditures. Therefore, it is assessed as having no fiscal impact. The bill was postponed indefinitely on March 8, 2006, by the House Transportation and Energy Committee.

Departments Contacted

Public Health and Environment

Revenue