

Second Regular Session  
Sixty-fifth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 06-0175.02 Jery Payne

SENATE BILL 06-010

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SENATE SPONSORSHIP

Isgar,

HOUSE SPONSORSHIP

Ragsdale, Larson, McFadyen, and Pommer

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Senate Committees  
Transportation

House Committees

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A BILL FOR AN ACT

101 CONCERNING THE APPEARANCE OF A COMMERCIAL VEHICLE'S OWNER  
102 IN A COURT HEARING CONCERNING A PERMIT OR  
103 DOCUMENTATION VIOLATION.

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Bill Summary

*(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)*

**Transportation Legislation Review Committee.** Declares the owner of a commercial vehicle to be a party in interest to a court hearing if the owner authorized the vehicle to be operated without the required credentials. Clarifies that the owner's appearance in court concerning the matter does not constitute practicing law.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

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

2           **SECTION 1.** Part 17 of article 4 of title 42, Colorado Revised  
3 Statutes, is amended BY THE ADDITION OF A NEW SECTION to  
4 read:

5           **42-4-1719. Permit and document violations - parties.** (1) IF  
6 THE OWNER OF A COMMERCIAL VEHICLE AUTHORIZES SUCH VEHICLE TO BE  
7 OPERATED WITHOUT COMPLYING WITH APPLICABLE PERMIT OR  
8 DOCUMENTATION REQUIREMENTS OF THIS TITLE, THE OWNER SHALL BE A  
9 PARTY IN INTEREST CONCERNING SUCH VIOLATIONS. AS A PARTY IN  
10 INTEREST IN A COURT HEARING CONCERNING SUCH VIOLATIONS, THE  
11 OWNER MAY APPEAR BEFORE THE COURT WITHOUT THE OPERATOR AND,  
12 WHEN DOING SO, SHALL NOT BE DEEMED TO BE PRACTICING LAW IN  
13 VIOLATION OF ARTICLE 5 OF TITLE 12, C.R.S.

14           (2) AN APPEARANCE BY THE OWNER OF A COMMERCIAL VEHICLE  
15 WHO IS A PARTY IN INTEREST UNDER THIS SECTION SHALL SATISFY A  
16 PROMISE TO APPEAR IN COURT PURSUANT TO SECTION 42-4-1707.

17           **SECTION 2. Effective date - applicability.** This act shall take  
18 effect July 1, 2006, and shall apply to offenses committed on or after said  
19 date.

20           **SECTION 3. Safety clause.** The general assembly hereby finds,  
21 determines, and declares that this act is necessary for the immediate  
22 preservation of the public peace, health, and safety.