

Second Regular Session  
Sixty-fifth General Assembly  
STATE OF COLORADO

**ENGROSSED**

*This Version Includes All Amendments Adopted  
on Second Reading in the House of Introduction*

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.*

SENATE  
Amended 2nd Reading  
February 21, 2006

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

2 **SECTION 1.** 42-4-505 (1), Colorado Revised Statutes, is  
3 amended BY THE ADDITION OF A NEW PARAGRAPH, to read:

4 **42-4-505. Longer vehicle combinations.** (1) (c) THE  
5 DEPARTMENT SHALL PROVIDE THE OPTION TO A COMPANY FILING FOR A  
6 PERMIT UNDER THIS SECTION TO FILE AN EXPRESS CONSENT WAIVER THAT  
7 ENABLES THE COMPANY TO DESIGNATE A COMPANY REPRESENTATIVE TO  
8 BE A PARTY OF INTEREST FOR A VIOLATION OF THIS SECTION. THE  
9 APPEARANCE OF THE COMPANY REPRESENTATIVE IN A COURT HEARING  
10 WITHOUT THE OPERATOR WHEN THE OPERATOR HAS SIGNED SUCH WAIVER  
11 SHALL NOT BE DEEMED THE PRACTICE OF LAW IN VIOLATION OF ARTICLE  
12 5 OF TITLE 12, C.R.S.

13 **SECTION 2.** 42-4-510 (1.5), Colorado Revised Statutes, is  
14 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

15 **42-4-510. Permits for excess size and weight and for**  
16 **manufactured homes.** (1.5) (c) THE DEPARTMENT SHALL PROVIDE THE  
17 OPTION TO A COMPANY FILING FOR A PERMIT UNDER THIS SUBSECTION (1.5)  
18 TO FILE AN EXPRESS CONSENT WAIVER THAT ENABLES THE COMPANY TO  
19 DESIGNATE A COMPANY REPRESENTATIVE TO BE A PARTY OF INTEREST FOR  
20 A VIOLATION OF THIS SECTION. THE APPEARANCE OF THE COMPANY  
21 REPRESENTATIVE IN A COURT HEARING WITHOUT THE OPERATOR WHEN  
22 THE OPERATOR HAS SIGNED SUCH WAIVER SHALL NOT BE DEEMED THE  
23 PRACTICE OF LAW IN VIOLATION OF ARTICLE 5 OF TITLE 12, C.R.S.

24 **SECTION 3.** 42-20-202 (1), Colorado Revised Statutes, is  
25 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

26 **42-20-202. Transportation permit - application fee.**

1 (1)(d) THE PUBLIC UTILITIES COMMISSION SHALL PROVIDE THE OPTION TO  
2 A COMPANY FILING FOR A PERMIT UNDER THIS SUBSECTION (1) TO FILE AN  
3 EXPRESS CONSENT WAIVER THAT ENABLES THE COMPANY TO DESIGNATE  
4 A COMPANY REPRESENTATIVE TO BE A PARTY OF INTEREST FOR A  
5 VIOLATION OF THIS SECTION. THE APPEARANCE OF THE COMPANY  
6 REPRESENTATIVE IN A COURT HEARING WITHOUT THE OPERATOR WHEN  
7 THE OPERATOR HAS SIGNED SUCH WAIVER SHALL NOT BE DEEMED THE  
8 PRACTICE OF LAW IN VIOLATION OF ARTICLE 5 OF TITLE 12, C.R.S.

9 **SECTION 4. Effective date - applicability.** This act shall take  
10 effect July 1, 2006, and shall apply to offenses committed on or after said  
11 date.

12 **SECTION 5. Safety clause.** The general assembly hereby finds,  
13 determines, and declares that this act is necessary for the immediate  
14 preservation of the public peace, health, and safety.