

**Second Regular Session  
Sixty-fifth General Assembly  
STATE OF COLORADO**

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 06-0392.02 Ed DeCecco

**HOUSE BILL 06-1007**

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**HOUSE SPONSORSHIP**

**Decker,**

**SENATE SPONSORSHIP**

**(None),**

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**House Committees**

Transportation & Energy

**Senate Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING THE TRANSFER OF A MOTOR VEHICLE TO A PERSON NOT**  
102                    **LICENSED AS A MOTOR VEHICLE DEALER FOR THE PURPOSE OF**  
103                    **SCRAPPING THE MOTOR VEHICLE.**

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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.)*

Prohibits a person who purchases or otherwise receives a motor vehicle or a numbered motor vehicle part for the purpose of scrapping the motor vehicle or part, unless the person receives specified documents. Requires the person to contact a local law enforcement agency to see if the motor vehicle or part was stolen. Requires the person to send certain documents to the department of revenue (department) within a specified

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.*

time. Requires the person to keep an abandoned motor vehicle for a specified time before scrapping it. Establishes a penalty for a person who fails to comply with these requirements. Exempts a licensed motor vehicle dealer from these requirements.

Requires the department to keep records related to abandoned vehicles that are wrecked or dismantled for a specified time. Requires the executive director of the department to establish a form to be used for motor vehicles sold or transferred to a salvage yard.

Defines terms.

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

2 **SECTION 1.** 42-4-1810 (1) (b), Colorado Revised Statutes, is  
3 amended to read:

4 **42-4-1810. Transfer and purge of certificates of title.**

5 (1) Whenever any motor vehicle is abandoned and removed and sold in  
6 accordance with the procedures set forth in this part 18, the department  
7 shall transfer the certificate of title or issue a new certificate of title or  
8 shall purge such certificate of title in either of the following cases:

9 (b) Upon a person's submission of documents indicating the  
10 abandonment, removal, and subsequent wrecking or dismantling of a  
11 motor vehicle, including all sales of abandoned motor vehicles with an  
12 appraised value under two hundred dollars that are conducted pursuant to  
13 section 42-4-1805 (2), the department shall KEEP THE RECORDS FOR ONE  
14 YEAR AND THEN purge the records for such abandoned motor vehicle;  
15 EXCEPT THAT THE DEPARTMENT SHALL NOT BE REQUIRED TO WAIT BEFORE  
16 PURGING THE RECORDS IF THE PURCHASER IS A LICENSED MOTOR VEHICLE  
17 DEALER.

18 **SECTION 2.** 42-4-2109 (1) (b), Colorado Revised Statutes, is  
19 amended to read:

20 **42-4-2109. Transfer and purge of certificates of title.**

1 (1) Whenever any motor vehicle is abandoned and removed and sold in  
2 accordance with the procedures set forth in this part 21, the department  
3 shall transfer the certificate of title or issue a new certificate of title or  
4 shall purge such certificate of title in either of the following cases:

5 (b) Upon a person's submission of documents indicating the  
6 abandonment, removal, and subsequent wrecking or dismantling of a  
7 motor vehicle, including all sales of abandoned motor vehicles with an  
8 appraised value of two hundred dollars or less that are conducted pursuant  
9 to section 42-4-2104 (2) and all sales of abandoned motor vehicles, as  
10 defined in section 42-4-2104.5 (2) (a), with an appraised value of two  
11 hundred dollars or less that are conducted pursuant to section 42-4-2104.5  
12 (4) (e) (II), the department shall KEEP THE RECORDS FOR ONE YEAR AND  
13 THEN purge the records for such abandoned motor vehicle; EXCEPT THAT  
14 THE DEPARTMENT SHALL NOT BE REQUIRED TO WAIT BEFORE PURGING THE  
15 RECORDS IF THE PURCHASER IS A LICENSED MOTOR VEHICLE DEALER.

16 **SECTION 3.** Article 4 of title 42, Colorado Revised Statutes, is  
17 amended BY THE ADDITION OF A NEW PART to read:

18 PART 22

19 SCRAPPING MOTOR VEHICLES

20 **42-4-2201. Definitions.** AS USED IN THIS PART 22, UNLESS THE  
21 CONTEXT OTHERWISE REQUIRES:

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23 (1) "LICENSED MOTOR VEHICLE DEALER" MEANS A MOTOR VEHICLE  
24 DEALER THAT IS LICENSED PURSUANT TO PART 1 OF ARTICLE 6 OF TITLE 12,  
25 C.R.S.

26 (2) "OPERATOR" MEANS A PERSON OR A FIRM LICENSED BY THE  
27 PUBLIC UTILITIES COMMISSION AS A TOWING CARRIER.

1 (3) "SCRAPPING" MEANS SCRAPPING, CRUSHING, OR DISMANTLING.

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3 **42-4-2202. Disposal for scrapping.** (1) NO PERSON WHO IS NOT  
4 A LICENSED MOTOR VEHICLE DEALER SHALL PURCHASE OR OTHERWISE  
5 RECEIVE A MOTOR VEHICLE FOR THE PURPOSE OF SCRAPPING THE  
6 VEHICLE, UNLESS THE SELLER OR TRANSFEROR IS THE OWNER ON THE  
7 CERTIFICATE OF TITLE, AN OPERATOR, OR A LICENSED MOTOR VEHICLE  
8 DEALER.

9 (2) ANY PERSON VIOLATING ANY PROVISION OF THIS SECTION IS  
10 GUILTY OF A MISDEMEANOR AND, UPON CONVICTION THEREOF, SHALL BE  
11 PUNISHED BY A FINE OF NOT MORE THAN FIVE HUNDRED DOLLARS FOR THE  
12 FIRST OFFENSE AND ONE THOUSAND DOLLARS FOR EACH SUBSEQUENT  
13 OFFENSE.

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15 **SECTION 4. Effective date - applicability.** This act shall take  
16 effect July 1, 2006, and shall apply to sales or transfers of motor vehicles,  
17 or parts thereof, on or after said date.

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