

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

ENGROSSED

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

LLS NO. 26-0330.01 Josh Schultz x5486

HOUSE BILL 26-1424

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A BILL FOR AN ACT

101 **CONCERNING MEASURES TO INCREASE PROTECTIONS FOR PERSONS**
102 **ENGAGED WITH TRANSPORTATION NETWORK COMPANIES.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

Current law requires that, before an individual is permitted to act as a transportation network company (TNC) driver through the use of a TNC's digital network, the individual shall obtain a criminal history record check. The bill requires that the TNC:

- If the TNC has 1,500 or more drivers operating on its digital network, pay for the required criminal history record

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

HOUSE
Amended 2nd Reading
May 8, 2026

check for an individual before the individual is permitted to act as a driver;

- Procure a privately administered criminal history record check for a driver at least once every 6 months after the initial criminal history record check; and
- Procure a privately administered criminal history record check if a person files a complaint against a driver with the TNC or the public utilities commission (commission) regarding specified allegations. The TNC shall pay the costs of the privately administered criminal history record checks.

A TNC shall initiate a review of a driver for deactivation if the TNC is notified through a complaint filed with the TNC or the commission or is contacted by the commission, the attorney general's office, a district attorney's office, or a law enforcement agency regarding certain allegations against the driver. A driver who has been deactivated may challenge the deactivation through the TNC's deactivation and suspension policy. The bill requires the commission to create a process by rule for sharing information between TNCs regarding the deactivation of drivers.

If a person files a complaint against a TNC or a driver, the TNC shall respond to a subpoena or search warrant for information related to the complaint from a court, the attorney general's office, a district attorney's office, the commission, or a law enforcement agency no later than 72 hours after the request is made.

A TNC shall ensure that a driver or rider may opt in to audio and video recording of each prearranged ride and integrate audio and video recording into the TNC's digital platform in accordance with rules adopted by the commission. On or before June 1, 2028, the commission shall also adopt rules regarding the audio and video recording requirements, including rules regarding access to, ownership of, storage of, notification about, and education on the audio and video recordings.

A provision in a contract between a TNC and a driver or rider is declared void as against public policy if the provision attempts or purports to waive specified rights.

The bill requires that, on or before February 1, 2027, and on or before February 1 each year thereafter, a TNC shall submit specified data related to incidents involving safety and discrimination to the commission, the attorney general, and each member of the general assembly.

The bill requires a TNC to develop policies to:

- Prevent imposter drivers, account sharing, and account renting;
- Prevent sexual assault, physical assault, and homicide against or committed by the TNC's drivers;

- Prohibit the transportation of an unaccompanied youth who is under 15 years old unless the youth is part of a duly authorized family account;
- Allow a driver to refuse a prearranged ride to an individual who is not authorized to use the account requesting the prearranged ride;
- Notify and train drivers and riders of any updates to TNC safety policies;
- Prohibit drivers from offering, selling, or providing food or beverages that are not factory-sealed to riders;
- Require drivers to report information regarding a conviction of or a plea of guilty or nolo contendere to specified offenses; and
- Prevent crimes committed against drivers by riders.

A TNC is prohibited from:

- Altering the rating a rider assigned to a driver or the rating a driver assigned to a rider on a TNC's digital platform;
- Assigning an automatic or default driver rating that the rider did not assign; or
- Assigning an automatic or default rider rating that the driver did not assign.

A TNC may delete ratings or reviews that are motivated by fraud or bias. A TNC shall not consider negative ratings or reviews that are motivated by fraud or bias in a review of a driver for deactivation or an internal deactivation reconsideration.

A TNC is prohibited from collecting biometric data or biometric identifiers from a driver or rider without first obtaining the consent of the driver or rider. If a TNC collects biometric data or biometric identifiers from a driver or rider, the TNC shall comply with specified provisions of the "Colorado Privacy Act" regarding biometric data and biometric identifiers.

A TNC that violates the bill may be assessed a civil penalty of not more than \$1,500 per violation.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 finds that:

4 (a) Coloradans increasingly rely on a range of transportation
5 modes, including transportation network companies, to travel to work,
6 school, medical appointments, social gatherings, and more;

1 (b) Large transportation network companies like Uber and Lyft
2 operate through digital platforms they control that connect riders and
3 drivers;

4 (c) Transportation network companies are widely used by a broad
5 range of individuals, including vulnerable populations such as individuals
6 with disabilities and individuals seeking alternative transportation after
7 consuming alcohol. Reports from drivers and riders have identified safety
8 concerns, including incidents involving fraud, sexual assault, and other
9 harms.

10 (d) According to the New York Times, between 2017 and 2022,
11 a total of 400,181 Uber trips resulted in reports of sexual assault and
12 sexual misconduct in the United States. Previously, the company had only
13 disclosed 12,522 accounts of serious sexual assaults for the same time
14 period, without indicating the total number of sexual assault and sexual
15 misconduct reports the company received. The New York Times report
16 means that Uber received a report of sexual assault or sexual misconduct
17 in the United States almost every eight minutes, a far more pervasive
18 problem than what the company originally disclosed.

19 (e) The structure and scale of transportation network company
20 operations present ongoing considerations regarding safety practices,
21 accountability, and the allocation of resources for rider and driver
22 protections.

23 (2) Therefore, the general assembly declares that the people of
24 Colorado will benefit from legislation to support clear and consistent
25 safety standards for transportation network companies and to promote a
26 transportation system that is safe, reliable, and accessible. ■■■

27 **SECTION 2.** In Colorado Revised Statutes, 40-10.1-602, **amend**

1 (1) and (2.6); and **add** (1.1), (1.2), (1.3), (1.4), (1.5), (1.6), (1.7), (1.9),
2 (2.7), and (7) as follows:

3 **40-10.1-602. Definitions.**

4 As used in this part 6, unless the context otherwise requires:

5 (1) ~~"Personal vehicle" means a vehicle that is used by a~~
6 ~~transportation network company driver in connection with providing~~
7 ~~services for a transportation network company that meets the vehicle~~
8 ~~criteria set forth in this part 6. "ACCOUNT RENTING" MEANS:~~

9 (a) A PERSON THAT HAS AN AUTHORIZED PROFILE TO DRIVE FOR A
10 TRANSPORTATION NETWORK COMPANY ALLOWING ANOTHER PERSON TO
11 DRIVE FOR THE TRANSPORTATION NETWORK COMPANY UNDER THE
12 AUTHORIZED PROFILE IN EXCHANGE FOR COMPENSATION; OR

13 (b) A PERSON COMPENSATING ANOTHER PERSON FOR USE OF THE
14 COMPENSATED PERSON'S AUTHORIZED PROFILE TO ACCEPT A
15 PREARRANGED RIDE FOR A TRANSPORTATION NETWORK COMPANY.

16 (1.1) "ACCOUNT SHARING" MEANS:

17 (a) A PERSON THAT HAS AN AUTHORIZED PROFILE TO DRIVE FOR A
18 TRANSPORTATION NETWORK COMPANY ALLOWING ANOTHER PERSON TO
19 DRIVE FOR THE TRANSPORTATION NETWORK COMPANY UNDER THE
20 AUTHORIZED PROFILE; OR

21 (b) A PERSON USING ANOTHER PERSON'S AUTHORIZED PROFILE TO
22 ACCEPT A PREARRANGED RIDE FOR A TRANSPORTATION NETWORK
23 COMPANY.

24 (1.2) (a) "BIOMETRIC DATA" MEANS ONE OR MORE BIOMETRIC
25 IDENTIFIERS THAT ARE USED OR INTENDED TO BE USED, SINGLY OR IN
26 COMBINATION WITH EACH OTHER OR WITH OTHER PERSONAL DATA, FOR
27 IDENTIFICATION PURPOSES.

1 (b) "BIOMETRIC DATA" DOES NOT INCLUDE THE FOLLOWING
2 UNLESS THE BIOMETRIC DATA IS USED FOR IDENTIFICATION PURPOSES:

- 3 (I) A DIGITAL OR PHYSICAL PHOTOGRAPH;
- 4 (II) AN AUDIO OR VOICE RECORDING; OR
- 5 (III) ANY DATA GENERATED FROM A DIGITAL OR PHYSICAL
6 PHOTOGRAPH OR AN AUDIO OR VIDEO RECORDING.

7 (1.3) "BIOMETRIC IDENTIFIER" MEANS DATA GENERATED BY THE
8 TECHNOLOGICAL PROCESSING, MEASUREMENT, OR ANALYSIS OF A
9 CONSUMER'S BIOLOGICAL, PHYSICAL, OR BEHAVIORAL CHARACTERISTICS,
10 WHICH DATA CAN BE PROCESSED FOR THE PURPOSE OF UNIQUELY
11 IDENTIFYING AN INDIVIDUAL. "BIOMETRIC IDENTIFIER" INCLUDES:

- 12 (a) A FINGERPRINT;
- 13 (b) A VOICEPRINT;
- 14 (c) A SCAN OR RECORD OF AN EYE RETINA OR IRIS;
- 15 (d) A FACIAL MAP, FACIAL GEOMETRY, OR FACIAL TEMPLATE; OR
- 16 (e) OTHER UNIQUE BIOLOGICAL, PHYSICAL, OR BEHAVIORAL
17 PATTERNS OR CHARACTERISTICS.

18 (1.4) "CRIMINAL HISTORY RECORD CHECK" MEANS A BACKGROUND
19 CHECK PERFORMED USING COUNTY, STATE, AND NATIONAL CRIMINAL
20 BACKGROUND DATABASES OR OTHER SIMILAR COMMERCIAL DATABASES
21 AND VALIDATED THROUGH A PRIMARY SOURCE SEARCH. THE
22 BACKGROUND CHECK MUST INCLUDE A SEARCH OF THE NATIONAL SEX
23 OFFENDER PUBLIC WEBSITE OPERATED BY THE UNITED STATES
24 DEPARTMENT OF JUSTICE AND, IN JURISDICTIONS WHERE AN APPLICANT
25 HAS LIVED, A FEDERAL DISTRICT COURT RECORDS SEARCH, A COUNTY
26 CRIMINAL RECORDS SEARCH, AND A MOTOR VEHICLE RECORDS SEARCH.

27 (1.5) "IMPOSTER DRIVER" MEANS A PERSON WHO IMPERSONATES

1 A DRIVER THROUGH ACCOUNT SHARING OR ACCOUNT RENTING; BY
2 DISPLAYING A SIGN, BRANDING, OR OTHER SYMBOLS IN A PERSONAL
3 VEHICLE REPRESENTING A TRANSPORTATION NETWORK COMPANY; OR BY
4 OTHER MEANS.

5 (1.6) "LARGE-SCALE TRANSPORTATION NETWORK COMPANY"
6 MEANS A TRANSPORTATION NETWORK COMPANY WITH AT LEAST TWENTY
7 THOUSAND RIDES OCCURRING MONTHLY ON THE TRANSPORTATION
8 NETWORK COMPANY'S DIGITAL NETWORK.

9 (1.7) "MINOR" MEANS AN INDIVIDUAL UNDER EIGHTEEN YEARS
10 OLD.

11 (1.9) "PERSONAL VEHICLE" MEANS A VEHICLE THAT IS USED BY A
12 TRANSPORTATION NETWORK COMPANY DRIVER IN CONNECTION WITH
13 PROVIDING SERVICES FOR A TRANSPORTATION NETWORK COMPANY AND
14 THAT MEETS THE VEHICLE CRITERIA SET FORTH IN THIS PART 6.

15 (2.6) ~~"Student" means an individual enrolled in a school~~
16 "SMALL-SCALE TRANSPORTATION NETWORK COMPANY" MEANS A
17 TRANSPORTATION NETWORK COMPANY WITH FEWER THAN TWENTY
18 THOUSAND RIDES OCCURRING MONTHLY ON THE TRANSPORTATION
19 NETWORK COMPANY'S DIGITAL NETWORK.

20 (2.7) "STUDENT" MEANS AN INDIVIDUAL ENROLLED IN A SCHOOL.

21 (7) "YOUTH" MEANS AN INDIVIDUAL UNDER FIFTEEN YEARS OF
22 AGE.

23 **SECTION 3.** In Colorado Revised Statutes, 40-10.1-605, **amend**
24 (3)(b), (3)(c)(I), (3)(c)(II), and (5); and **add** (3)(b.5), (3)(b.7), (3)(c)(V),
25 (3)(c)(VI), (3)(d), (3)(e), (7.3), (7.5), (7.7), (7.8), and (11) as follows:

26 **40-10.1-605. Operational requirements - criminal history**
27 **record check - driver verification - audio and video recording -**

1 **deactivation - food or beverages - reviews and ratings - rules.**

2 (3) (b) A ~~driver~~ TRANSPORTATION NETWORK COMPANY shall
3 **obtain** a PRIVATELY ADMINISTERED criminal history record check ~~in~~
4 ~~accordance with subparagraph (1) of paragraph (a) of this subsection (3)~~
5 OF EACH INDIVIDUAL SERVING AS A DRIVER THROUGH USE OF THE
6 TRANSPORTATION NETWORK COMPANY'S DIGITAL NETWORK every ~~five~~
7 **years** SIX MONTHS while ~~serving~~ THE INDIVIDUAL SERVES as a driver.

8 (b.5) A LARGE-SCALE TRANSPORTATION NETWORK COMPANY
9 SHALL PAY THE COSTS OF A CRIMINAL HISTORY RECORD CHECK
10 CONDUCTED PURSUANT TO THIS SUBSECTION (3).

11 (b.7) A TRANSPORTATION NETWORK COMPANY SHALL SHARE THE
12 RESULTS OF EACH CRIMINAL HISTORY RECORD CHECK CONDUCTED
13 PURSUANT TO THIS SECTION WITH THE DRIVER WHO IS THE SUBJECT OF THE
14 **BACKGROUND CHECK.**

15 (c) (I) ~~A person~~ AN INDIVIDUAL who has been convicted of or pled
16 guilty or nolo contendere to driving under the influence of drugs or
17 alcohol in the previous seven years before applying to become a driver
18 shall not serve as a driver. If the criminal history record check
19 PERFORMED PURSUANT TO SUBSECTION (3)(a) OR (3)(b) OF THIS SECTION
20 reveals that the ~~person~~ INDIVIDUAL has ever been convicted of or pled
21 guilty or nolo contendere to any of the following ~~felony~~ offenses, the
22 ~~person~~ INDIVIDUAL shall not serve as a driver:

23 (A) ~~An~~ A FELONY offense involving fraud, as described in article
24 5 of title 18; ~~C.R.S.;~~

25 (B) An offense involving unlawful sexual behavior, as defined in
26 section 16-22-102 (9); ~~C.R.S.;~~

27 (C) ~~An~~ A FELONY offense against property, as described in article

1 4 of title 18; ~~C.R.S.~~; or

2 (D) A FELONY crime of violence, as ~~described~~ DEFINED in section
3 ~~18-1.3-406, C.R.S.~~ 18-1.3-406 (2);

4 (E) A FELONY OFFENSE INVOLVING DOMESTIC VIOLENCE, AS
5 DEFINED IN SECTION 18-6-800.3 (1);

6 (F) A FELONY OFFENSE INVOLVING STALKING, AS DESCRIBED IN
7 SECTION 18-3-602; ■

8 (G) A FELONY OFFENSE INVOLVING MENACING, AS DESCRIBED IN
9 SECTION 18-3-206;

10 (H) INDECENT EXPOSURE, AS DESCRIBED IN SECTION 18-7-302; OR

11 (I) PUBLIC INDECENCY, AS DESCRIBED IN SECTION 18-7-301.

12 (II) ~~A person~~ AN INDIVIDUAL who has been convicted of OR PLED
13 GUILTY OR NOLO CONTENDERE TO a comparable offense to the offenses
14 listed in ~~subparagraph (f) of this paragraph (c)~~ SUBSECTION (3)(c)(I) OF
15 THIS SECTION in another state or in the United States shall not serve as a
16 driver.

17 ■ ■

18 (VI) AN INDIVIDUAL SHALL NOT SERVE AS A DRIVER FOR A
19 TRANSPORTATION NETWORK COMPANY IF THE INDIVIDUAL IS CONFIRMED
20 BY A TRANSPORTATION NETWORK COMPANY OR THE COMMISSION TO HAVE
21 BEEN DISQUALIFIED OR REMOVED FROM DRIVING FOR A TRANSPORTATION
22 SERVICE REGULATED UNDER THIS TITLE 40 OR DISQUALIFIED OR REMOVED
23 FROM DRIVING UNDER A SUBSTANTIALLY SIMILAR LAW OF ANOTHER STATE
24 FOR AN INCIDENT INVOLVING ANY OF THE FOLLOWING ACTIVITIES:

25 (A) A FELONY OFFENSE INVOLVING FRAUD, AS DESCRIBED IN
26 ARTICLE 5 OF TITLE 18;

27 (B) AN OFFENSE INVOLVING UNLAWFUL SEXUAL BEHAVIOR, AS

1 DEFINED IN SECTION 16-22-102 (9);

2 (C) A FELONY OFFENSE AGAINST PROPERTY, AS DESCRIBED IN
3 ARTICLE 4 OF TITLE 18;

4 (D) A FELONY CRIME OF VIOLENCE, AS DEFINED IN SECTION
5 18-1.3-406 (2);

6 (E) A FELONY OFFENSE INVOLVING DOMESTIC VIOLENCE, AS
7 DEFINED IN SECTION 18-6-800.3 (1);

8 (F) A FELONY OFFENSE INVOLVING STALKING, AS DESCRIBED IN
9 SECTION 18-3-602; ■

10 (G) A FELONY OFFENSE INVOLVING MENACING, AS DESCRIBED IN
11 SECTION 18-3-206;

12 (H) INDECENT EXPOSURE, AS DESCRIBED IN SECTION 18-7-302; OR

13 (I) PUBLIC INDECENCY, AS DESCRIBED IN SECTION 18-7-301.

14 ■

15 (VI) IF A PERSON FILES A COMPLAINT WITH A TRANSPORTATION
16 NETWORK COMPANY OR THE COMMISSION REGARDING THE ALLEGATIONS
17 DESCRIBED IN SECTION 8-4-127 (3)(b)(V) AGAINST A DRIVER THROUGH
18 USE OF THE TRANSPORTATION NETWORK COMPANY'S DIGITAL NETWORK,
19 THE TRANSPORTATION NETWORK COMPANY SHALL PROCURE AND PAY FOR
20 A PRIVATELY ADMINISTERED CRIMINAL HISTORY RECORD CHECK FOR THE
21 DRIVER AND INITIATE A REVIEW OF THE DRIVER FOR DEACTIVATION AS
22 DESCRIBED IN SECTION 8-4-127 (3)(b)(V).

23 (d) ON OR BEFORE JUNE 1, 2028, THE COMMISSION SHALL CREATE
24 A PROCESS BY RULE FOR SHARING INFORMATION, BOTH PUNITIVE AND
25 EXONERATIVE, BETWEEN TRANSPORTATION NETWORK COMPANIES
26 REGARDING THE DEACTIVATION OF DRIVERS.

27 (e) (I) A TRANSPORTATION NETWORK COMPANY SHALL CONDUCT

1 AN INTERNAL DEACTIVATION RECONSIDERATION OF A CHALLENGED
2 DEACTIVATION IN ACCORDANCE WITH SECTION 8-4-127 (5)(b).

3 (II) THE TRANSPORTATION NETWORK COMPANY'S RESOLUTION OF
4 A DRIVER'S CHALLENGE TO A DEACTIVATION MUST INCLUDE THE OPTION
5 FOR THE PARTY THAT FILED A COMPLAINT DESCRIBED IN SUBSECTION
6 (3)(c)(VI) OF THIS SECTION TO OPT IN TO RECEIVE UPDATES THAT THE
7 TRANSPORTATION NETWORK COMPANY SENDS THROUGH THE
8 TRANSPORTATION NETWORK COMPANY'S DIGITAL PLATFORM AND VIA
9 EMAIL DETAILING THE DISPOSITION OF THE DRIVER'S CHALLENGE.

10 (5) (a) If ~~any~~ A person files a complaint with the commission
11 against a transportation network company or driver, the commission may
12 inspect the transportation network company's records as reasonably
13 necessary to ~~investigate and resolve the complaint~~ PERFORM THE
14 COMMISSION'S REGULATORY FUNCTIONS.

15 (b) IF A PERSON FILES A COMPLAINT AGAINST A TRANSPORTATION
16 NETWORK COMPANY OR DRIVER, THE TRANSPORTATION NETWORK
17 COMPANY SHALL RESPOND TO A SUBPOENA OR SEARCH WARRANT FOR
18 INFORMATION RELATED TO THE COMPLAINT FROM A COURT, THE OFFICE OF
19 THE ATTORNEY GENERAL, A DISTRICT ATTORNEY'S OFFICE, THE
20 COMMISSION, OR A LAW ENFORCEMENT AGENCY NO LATER THAN
21 SEVENTY-TWO HOURS AFTER THE REQUEST IS MADE, UNLESS OTHERWISE
22 AGREED UPON BY THE SUBPOENAING PARTY.

23 (7.3)(a) A TRANSPORTATION NETWORK COMPANY SHALL PROVIDE
24 REGULAR SAFETY TRAINING TO EACH DRIVER AND EACH RIDER.

25 (b) ON OR BEFORE JUNE 1, 2028, THE COMMISSION SHALL ADOPT
26 RULES ESTABLISHING REQUIREMENTS AND PROCEDURES FOR DRIVER AND
27 RIDER SAFETY TRAINING CONDUCTED PURSUANT TO SUBSECTION (7.3)(a)

1 OF THIS SECTION, INCLUDING THE REQUIRED FREQUENCY OF TRAINING.

2 (7.5) A LARGE-SCALE TRANSPORTATION NETWORK COMPANY

3 SHALL NOT CHARGE A FEE OR INCREASE THE COST OF A

4 PREARRANGED RIDE FOR A RIDER SOLELY ON THE BASIS OF THE RIDER

5 OPTING IN TO AUDIO AND VIDEO RECORDING OF A PREARRANGED RIDE.

6 (b) ON OR BEFORE JUNE 1, 2028, THE COMMISSION SHALL ADOPT

7 RULES FOR LARGE-SCALE TRANSPORTATION NETWORK COMPANIES:

8 (I) ESTABLISHING REQUIREMENTS AND PROCEDURES FOR AUDIO

9 AND VIDEO RECORDING OF EACH PREARRANGED RIDE, INCLUDING RULES

10 REGARDING:

11 (A) THE DEADLINES FOR IMPLEMENTATION OF AUDIO AND VIDEO

12 RECORDING;

13 (B) THE ABILITY FOR DRIVERS TO OPT IN TO AUDIO AND VIDEO

14 RECORDING FOR EACH PREARRANGED RIDE AND THE CADENCE FOR

15 AUTOMATICALLY OPTING IN DRIVERS;

16 (C) THE ABILITY FOR RIDERS TO OPT IN TO AUDIO AND VIDEO

17 RECORDING FOR EACH PREARRANGED RIDE;

18 (D) ON-DEVICE RECORDING DELETION CAPABILITIES AND

19 RESTRICTIONS;

20 (E) ACCESS TO, OWNERSHIP OF, STORAGE OF, ENCRYPTION OF, AND

21 RETENTION PERIODS FOR AUDIO AND VIDEO RECORDINGS, CONSIDERING

22 THE CAPABILITIES AND LIMITATIONS OF IN-USE TECHNOLOGY AND

23 INCLUDING MEASURES TO PROMOTE VICTIM-SURVIVOR PRIVACY AND

24 CHOICE;

25 (F) NOTIFICATIONS TO DRIVERS AND RIDERS OF AUDIO AND VIDEO

26 RECORDING AND INFORMATION REGARDING HOW TO REJECT A TRIP;

27 (G) INTEGRATION OF AUDIO AND VIDEO RECORDING INTO A

1 TRANSPORTATION NETWORK COMPANY'S DIGITAL PLATFORM; AND

2 (H) PROHIBITIONS ON CHARGING A FEE OR INCREASING THE COST
3 OF A PREARRANGED RIDE FOR A RIDER SOLELY ON THE BASIS OF THE RIDER
4 OPTING IN TO AUDIO AND VIDEO RECORDING;

5 (II) GOVERNING TECHNOLOGY FAILURES RELATED TO AUDIO AND
6 VIDEO RECORDING OF EACH PREARRANGED RIDE, INCLUDING RULES THAT
7 HOLD HARMLESS A TRANSPORTATION NETWORK COMPANY FOR A
8 TECHNOLOGICAL FAILURE OUTSIDE OF THE CONTROL OF THE
9 TRANSPORTATION NETWORK COMPANY IF THE TRANSPORTATION NETWORK
10 COMPANY IS OTHERWISE ACTING IN GOOD FAITH TO CONDUCT AUDIO AND
11 VIDEO RECORDING OF A PREARRANGED RIDE;

12 (III) DETERMINING IF AND WHEN A TRANSPORTATION NETWORK
13 COMPANY SHALL REIMBURSE A DRIVER FOR TECHNOLOGY TO ENABLE
14 AUDIO AND VIDEO RECORDING OF A PREARRANGED RIDE; AND

15 (IV) ESTABLISHING APPROPRIATE TIMELINES FOR LARGE-SCALE
16 TRANSPORTATION NETWORK COMPANIES TO COMPLY WITH THIS
17 SECTION AND RULES ADOPTED PURSUANT TO THIS SECTION.

18 (c) (I) UNTIL THE COMMISSION ADOPTS RULES PURSUANT TO
19 SUBSECTION (7.5)(b) OF THIS SECTION, A LARGE-SCALE TRANSPORTATION
20 NETWORK COMPANY SHALL:

21 (A) MAKE BEST EFFORTS TO OBTAIN ALL AUDIO AND VIDEO
22 RECORDINGS FROM A DRIVER'S OR RIDER'S DEVICE RELATED TO A
23 REPORTED SAFETY INCIDENT DURING A PREARRANGED RIDE AND RETAIN
24 THE RECORDING FOR AT LEAST THIRTY DAYS AFTER RECEIPT UNLESS
25 OTHERWISE DETERMINED BY THE COMMISSION BY RULE;

26 (B) NOTWITHSTANDING SUBSECTION (7.5)(c)(I) OF THIS SECTION,
27 IF A PERSON FILES A COMPLAINT AGAINST A TRANSPORTATION NETWORK

1 COMPANY WITH THE TRANSPORTATION NETWORK COMPANY OR THE
2 COMMISSION AND THE TRANSPORTATION NETWORK COMPANY RECEIVES
3 NOTICE OF THE COMPLAINT WITHIN THIRTY DAYS AFTER THE
4 PREARRANGED RIDE, UNLESS OTHERWISE DETERMINED BY THE
5 COMMISSION BY RULE, OR A PREARRANGED RIDE IS THE SUBJECT OF AN
6 ACTIVE LAW ENFORCEMENT INVESTIGATION AND THE TRANSPORTATION
7 NETWORK COMPANY RECEIVES NOTICE OF THE INVESTIGATION WITHIN
8 THIRTY DAYS AFTER THE PREARRANGED RIDE, RETAIN ANY AUDIO AND
9 VIDEO RECORDINGS RELATED TO THE COMPLAINT OR INVESTIGATION FOR
10 ONE YEAR AFTER THE PREARRANGED RIDE OR UNTIL THE INVESTIGATION
11 IS COMPLETED, WHICHEVER IS LONGER.

12 (II) A TRANSPORTATION NETWORK COMPANY MAY RETAIN
13 SAFETY-RELATED AUDIO AND VIDEO RECORDINGS FOR AS LONG AS
14 NECESSARY TO ADDRESS POTENTIAL LITIGATION REQUIREMENTS.

15 (c) (I) ON OR BEFORE JUNE 1, 2028, THE COMMISSION SHALL
16 ADOPT RULES ESTABLISHING REQUIREMENTS AND PROCEDURES FOR AUDIO
17 AND VIDEO RECORDING FOR SMALL-SCALE TRANSPORTATION NETWORK
18 COMPANIES, INCLUDING RULES REGARDING:

19 (A) THE ABILITY FOR DRIVERS AND RIDERS TO OPT IN TO AUDIO
20 AND VIDEO RECORDING, CONSIDERING THE CAPABILITIES, RESOURCES, AND
21 UNIQUE BUSINESS MODEL OF SMALL-SCALE TRANSPORTATION NETWORK
22 COMPANIES AND IMPACTS TO DRIVERS' CANCELLATION RATE METRICS;

23 (B) ACCESS TO, OWNERSHIP OF, STORAGE OF, ENCRYPTION OF, AND
24 RETENTION PERIODS FOR AUDIO AND VIDEO RECORDINGS;

25 (C) NOTIFICATIONS TO DRIVERS AND RIDERS OF AUDIO AND VIDEO
26 RECORDING AND INFORMATION REGARDING HOW TO REJECT A TRIP; AND

27 (D) ESTABLISHING APPROPRIATE TIMELINES FOR SMALL-SCALE

1 TRANSPORTATION NETWORK COMPANIES TO COMPLY WITH THIS SECTION
2 AND RULES ADOPTED PURSUANT TO THIS SECTION.

3 (II) RULES ADOPTED PURSUANT TO THIS SUBSECTION (7.5)(c) DO
4 NOT APPLY TO A TRANSPORTATION NETWORK COMPANY THAT IS
5 DESCRIBED IN SUBSECTION (11) OF THIS SECTION.

6 (7.7) A TRANSPORTATION NETWORK COMPANY SHALL MAINTAIN
7 CLEAR POLICIES PROHIBITING DRIVERS OR RIDERS FROM OFFERING,
8 SELLING, OR PROVIDING FOOD OR BEVERAGES TO ANOTHER DRIVER OR
9 RIDER UNLESS:

10 (a) THE FOOD OR BEVERAGES ARE FACTORY-SEALED;

11 (b) A RIDER IS OFFERING FOOD OR BEVERAGES TO ANOTHER RIDER
12 WHO IS IN THE SAME PARTY; OR

13 (c) THE FOOD OR BEVERAGES ARE NECESSARY DUE TO AN
14 EMERGENCY.

15 (7.8) (a) A TRANSPORTATION NETWORK COMPANY THAT
16 MAINTAINS A RATING SYSTEM SHALL NOT:

17 (I) ALTER THE RATING A RIDER ASSIGNED A DRIVER OR THE RATING
18 A DRIVER ASSIGNED A RIDER ON THE TRANSPORTATION NETWORK
19 COMPANY'S DIGITAL PLATFORM;

20 (II) ASSIGN AN AUTOMATIC OR DEFAULT DRIVER RATING THAT THE
21 RIDER DID NOT ASSIGN; OR

22 (III) ASSIGN AN AUTOMATIC OR DEFAULT RIDER RATING THAT THE
23 DRIVER DID NOT ASSIGN.

24 (b) A TRANSPORTATION NETWORK COMPANY MAY DELETE
25 RATINGS OR REVIEWS THAT ARE PLAUSIBLY MOTIVATED BY FRAUD OR
26 BIAS. A TRANSPORTATION NETWORK COMPANY SHALL NOT CONSIDER
27 NEGATIVE RATINGS OR REVIEWS THAT ARE MOTIVATED BY FRAUD OR BIAS

1 IN A REVIEW OF A DRIVER FOR DEACTIVATION CONDUCTED PURSUANT TO
2 SUBSECTION (3)(c)(VI) OF THIS SECTION OR AN INTERNAL DEACTIVATION
3 RECONSIDERATION CONDUCTED PURSUANT TO SUBSECTION (3)(e) OF THIS
4 SECTION OR SECTION 8-4-127 (5).

5 (11) SUBSECTIONS (3)(e), (7.5), (7.7), AND (7.8) OF THIS
6 SECTION DO NOT APPLY TO A TRANSPORTATION NETWORK COMPANY THAT:

7 (a) EITHER SERVES RIDERS, AT LEAST SEVENTY-FIVE PERCENT OF
8 WHOM ARE MINORS, OR EARNS AT LEAST NINETY PERCENT OF THE
9 TRANSPORTATION NETWORK COMPANY'S REVENUE FROM CONTRACTS WITH
10 A PUBLIC OR PRIVATE SCHOOL, THE FEDERAL GOVERNMENT, THE STATE, OR
11 AN AGENCY OR A POLITICAL SUBDIVISION OF THE FEDERAL GOVERNMENT
12 OR OF THE STATE; AND

13 (b) HAS AT LEAST NINETY PERCENT OF THE TRANSPORTATION
14 NETWORK COMPANY'S DRIVERS IN COMPLIANCE WITH THE COMMISSION'S
15 RULES ADOPTED PURSUANT TO SECTION 40-10.1-608 (3)(a).

16 **SECTION 4.** In Colorado Revised Statutes, 40-10.1-609, **add** (3)
17 and (4) as follows:

18 **40-10.1-609. Reporting requirements - report - crash registry**
19 **- rules.**

20 (3) (a) ON OR BEFORE FEBRUARY 1, 2027, AND ON OR BEFORE
21 FEBRUARY 1 EACH YEAR THEREAFTER, A TRANSPORTATION NETWORK
22 COMPANY SHALL SUBMIT A REPORT THAT INCLUDES THE FOLLOWING DATA
23 TO THE COMMISSION, THE ATTORNEY GENERAL, AND EACH MEMBER OF THE
24 GENERAL ASSEMBLY:

25 (I) THE NUMBER OF REPORTED SAFETY INCIDENTS INVOLVING A
26 DRIVER WHO PROVIDED SERVICES FOR OR A RIDER WHO RECEIVED
27 SERVICES FROM THE TRANSPORTATION NETWORK COMPANY IN THE

1 PRECEDING CALENDAR YEAR. THE REPORT MUST INCLUDE THE NUMBER OF
2 REPORTED INSTANCES OF:

3 (A) PHYSICAL ASSAULT;

4 (B) SEXUAL ASSAULT;

5 (C) VERBAL THREATS;

6 (D) STALKING;

7 (E) HARASSMENT;

8 (F) THEFT;

9 (G) A MOTOR VEHICLE CRASH; ■

10 (H) HOMICIDE; OR

11 (I) A MOTOR VEHICLE CRASH THAT RESULTED IN MORE THAN FIVE
12 THOUSAND DOLLARS OF DAMAGE TO PROPERTY;

13 (II) THE NUMBER OF REPORTED INCIDENTS OF DISCRIMINATORY
14 SPEECH OR DISCRIMINATORY CONDUCT INVOLVING A DRIVER WHO
15 PROVIDED SERVICES FOR OR A RIDER WHO RECEIVED SERVICES FROM THE
16 TRANSPORTATION NETWORK COMPANY;

17 (III) ALL REPORTS OF SAFETY-RELATED INCIDENTS MADE TO OR
18 CREATED BY THE TRANSPORTATION NETWORK COMPANY IN THE
19 PRECEDING CALENDAR YEAR. THE TRANSPORTATION NETWORK COMPANY
20 SHALL REDACT ALL PERSONAL IDENTIFYING INFORMATION OF A DRIVER OR
21 RIDER IN A REPORT SUBMITTED PURSUANT TO THIS SUBSECTION (3)(a)(III).

22 (IV) THE NUMBER OF MOTOR VEHICLE CRASHES INVOLVING A
23 PREARRANGED RIDE THAT RESULTED IN BODILY INJURY TO AN INDIVIDUAL.

24 ■

25 (b) THE COMMISSION SHALL MAKE THE REPORTS SUBMITTED
26 PURSUANT TO THIS SUBSECTION (3) AVAILABLE TO THE PUBLIC.

27 (c) A TRANSPORTATION NETWORK COMPANY SHALL MAINTAIN A

1 REGISTRY OF CRASHES REQUIRED TO BE REPORTED PURSUANT TO
2 SUBSECTION (3)(a)(IV) OF THIS SECTION FOR A PERIOD OF THREE YEARS
3 AFTER THE CRASH OCCURS. THE REGISTRY MUST CONTAIN THE DATE OF
4 THE CRASH; THE CITY AND STATE WHERE THE CRASH OCCURRED; THE
5 DRIVER'S NAME; WHETHER THERE WERE ANY, AND, IF SO, THE NUMBER OF,
6 INJURIES OR FATALITIES; AND ANY POLICE REPORT NUMBER ASSOCIATED
7 WITH THE CRASH.

8 (d) NO LATER THAN THIRTY DAYS AFTER A CRASH REQUIRED TO BE
9 REPORTED PURSUANT TO SUBSECTION (3)(a)(IV) OF THIS SECTION, A
10 TRANSPORTATION NETWORK COMPANY SHALL REPORT THE CRASH,
11 INCLUDING THE INFORMATION REQUIRED BY SUBSECTION (3)(c) OF THIS
12 SECTION, TO THE COMMISSION.

13 (e) THE COMMISSION SHALL REVIEW THE REPORTS SUBMITTED
14 PURSUANT TO THIS SUBSECTION (3) FOR TRENDS IN INCIDENT TYPE OR
15 FREQUENCY.

16 (f) THE COMMISSION MAY ADOPT RULES TO IMPLEMENT AND
17 ENFORCE THIS SUBSECTION (3).

18 (4) SUBSECTION (3) OF THIS SECTION DOES NOT APPLY TO A
19 TRANSPORTATION NETWORK COMPANY THAT:

20 (a) EITHER SERVES RIDERS, AT LEAST SEVENTY-FIVE PERCENT OF
21 WHOM ARE MINORS, OR EARNS AT LEAST NINETY PERCENT OF THE
22 TRANSPORTATION NETWORK COMPANY'S REVENUE FROM CONTRACTS WITH
23 A PUBLIC OR PRIVATE SCHOOL, THE FEDERAL GOVERNMENT, THE STATE, OR
24 AN AGENCY OR A POLITICAL SUBDIVISION OF THE FEDERAL GOVERNMENT
25 OR OF THE STATE; AND

26 (b) HAS AT LEAST NINETY PERCENT OF THE TRANSPORTATION
27 NETWORK COMPANY'S DRIVERS IN COMPLIANCE WITH THE COMMISSION'S

1 RULES ADOPTED PURSUANT TO SECTION 40-10.1-608 (3)(a).

2 **SECTION 5.** In Colorado Revised Statutes, **add** 40-10.1-610 as
3 follows:

4 **40-10.1-610. Consumer protection - waiver of rights void -**
5 **biometric data and biometric identifiers - safety policies - training -**
6 **data retention - rules.**

7 (1) (a) A PROVISION IN A CONTRACT BETWEEN A TRANSPORTATION
8 NETWORK COMPANY AND A DRIVER OR RIDER IS VOID AS AGAINST PUBLIC
9 POLICY IF THE PROVISION:

10 (I) ATTEMPTS TO WAIVE OR WAIVES A RIGHT SPECIFIED IN THIS
11 PART 6; OR

12 (II) ATTEMPTS TO WAIVE OR WAIVES A RIGHT TO BRING A CAUSE
13 OF ACTION PROVIDED BY THE "COLORADO CONSUMER PROTECTION ACT",
14 ARTICLE 1 OF TITLE 6, EXCEPT TO THE EXTENT THE WAIVER IS PREEMPTED
15 BY FEDERAL LAW.

16 (b) A PROVISION IN A CONTRACT BETWEEN A TRANSPORTATION
17 NETWORK COMPANY AND A DRIVER OR RIDER MUST COMPLY WITH THE
18 FEDERAL "ENDING FORCED ARBITRATION OF SEXUAL ASSAULT AND
19 SEXUAL HARASSMENT ACT OF 2021", 9 U.S.C. SEC. 401 ET SEQ., AS
20 AMENDED.

21 (c) TO THE EXTENT REQUIRED BY FEDERAL LAW, A PREDISPUTE
22 ARBITRATION AGREEMENT OR PREDISPUTE JOINT-ACTION WAIVER, AS
23 THOSE TERMS ARE DEFINED IN 9 U.S.C. SEC. 401, IS NOT ENFORCEABLE
24 WITH RESPECT TO A CLAIM THAT CONSTITUTES A SEXUAL ASSAULT
25 DISPUTE OR A SEXUAL HARASSMENT DISPUTE, AS THOSE TERMS ARE
26 DEFINED IN 9 U.S.C. SEC. 401.

27 (2)(a) WITHIN THREE MONTHS AFTER THE EFFECTIVE DATE OF THIS

1 SECTION FOR A LARGE-SCALE TRANSPORTATION NETWORK COMPANY AND
2 WITHIN SIX MONTHS AFTER THE EFFECTIVE DATE OF THIS SECTION FOR A
3 SMALL-SCALE TRANSPORTATION NETWORK COMPANY, A TRANSPORTATION
4 NETWORK COMPANY SHALL:

5 (I) DEVELOP AND ENFORCE A POLICY TO PREVENT IMPOSTER
6 DRIVERS, ACCOUNT SHARING, AND ACCOUNT RENTING;

7 (II) DEVELOP AND ENFORCE A POLICY TO PREVENT SEXUAL
8 ASSAULT, PHYSICAL ASSAULT, AND HOMICIDE AGAINST OR COMMITTED BY
9 THE TRANSPORTATION NETWORK COMPANY'S DRIVERS;

10 (III) DEVELOP AND ENFORCE A POLICY PROHIBITING THE
11 TRANSPORT OF AN UNACCOMPANIED YOUTH UNLESS THE YOUTH IS PART
12 OF A DULY AUTHORIZED FAMILY ACCOUNT, IN WHICH A PARENT OR
13 GUARDIAN MUST BE PRESENT WHEN THE YOUTH ENTERS THE VEHICLE OR
14 CONFIRMS AUTHORIZATION FOR THE PREARRANGED RIDE;

15 (IV) EXCEPT AS AUTHORIZED IN A POLICY DEVELOPED PURSUANT
16 TO SUBSECTION (2)(a)(III) OF THIS SECTION, DEVELOP A POLICY THAT
17 ALLOWS A DRIVER TO REFUSE A PREARRANGED RIDE TO AN INDIVIDUAL
18 WHOM THE DRIVER BELIEVES IS NOT AUTHORIZED TO USE THE ACCOUNT
19 REQUESTING THE PREARRANGED RIDE. THE POLICY MUST ENSURE THAT
20 THE DRIVER IS NOT PENALIZED BY THE TRANSPORTATION NETWORK
21 COMPANY FOR REFUSING A PREARRANGED RIDE TO AN INDIVIDUAL WHOM
22 THE DRIVER BELIEVES IS NOT AN AUTHORIZED RIDER ON THE ACCOUNT
23 REQUESTING THE PREARRANGED RIDE.

24 (V) DEVELOP A POLICY ESTABLISHING PROCEDURES FOR THE
25 DEACTIVATION OF A DRIVER IF THE TRANSPORTATION NETWORK COMPANY
26 IS NOTIFIED OF AN ALLEGATION AGAINST A DRIVER AS DESCRIBED IN
27 SECTION 40-10.1-605 (3)(c)(VI);

1 (VI) DEVELOP A POLICY TO NOTIFY DRIVERS AND RIDERS OF AND
2 TRAIN DRIVERS AND RIDERS ABOUT ANY UPDATES TO TRANSPORTATION
3 NETWORK COMPANY SAFETY POLICIES;

4 (VII) DEVELOP A POLICY REQUIRING DRIVERS TO REPORT AND A
5 PROCESS FOR DRIVERS TO REPORT INFORMATION REGARDING A
6 CONVICTION OF OR A PLEA OF GUILTY OR NOLO CONTENDERE TO THE
7 OFFENSES DESCRIBED IN SECTION 40-10.1-605 (3)(c)(I);

8 (VIII) DEVELOP A POLICY TO PREVENT CRIMES COMMITTED
9 AGAINST DRIVERS BY RIDERS;

10 (IX) DEVELOP A POLICY TO PROHIBIT DRIVERS FROM OFFERING OR
11 SELLING FOOD OR BEVERAGES THAT ARE NOT FACTORY-SEALED TO RIDERS
12 AS DESCRIBED IN SECTION 40-10.1-605 (7.7)(a);

13 (X) PROVIDE COPIES OF THE POLICIES CREATED PURSUANT TO THIS
14 SUBSECTION (2) TO THE ATTORNEY GENERAL AND TO THE COMMISSION;
15 AND

16 (XI) PROVIDE COPIES OF THE POLICIES CREATED PURSUANT TO THIS
17 SUBSECTION (2) TO EVERY DRIVER WHO PROVIDES SERVICES FOR THE
18 TRANSPORTATION NETWORK COMPANY.

19 (b) WITHIN TEN BUSINESS DAYS AFTER AN UPDATE TO A POLICY
20 CREATED PURSUANT TO THIS SUBSECTION (2), A TRANSPORTATION
21 NETWORK COMPANY SHALL PROVIDE A COPY OF THE UPDATED POLICY TO
22 THE ATTORNEY GENERAL, THE COMMISSION, AND EVERY DRIVER WHO
23 PROVIDES SERVICES FOR THE TRANSPORTATION NETWORK COMPANY.

24 (c) A TRANSPORTATION NETWORK COMPANY SHALL MAKE EACH
25 POLICY CREATED PURSUANT TO THIS SUBSECTION (2) AVAILABLE TO A
26 DRIVER ON THE TRANSPORTATION NETWORK COMPANY'S DIGITAL
27 NETWORK IN THE LANGUAGE THE DRIVER USES ON THE TRANSPORTATION

1 NETWORK COMPANY'S DIGITAL NETWORK.

2 (3) (a) A TRANSPORTATION NETWORK COMPANY SHALL NOT
3 COLLECT BIOMETRIC DATA OR BIOMETRIC IDENTIFIERS FROM A DRIVER OR
4 RIDER WITHOUT FIRST OBTAINING THE CONSENT OF THE DRIVER OR RIDER.

5 (b) IF A TRANSPORTATION NETWORK COMPANY COLLECTS
6 BIOMETRIC DATA OR BIOMETRIC IDENTIFIERS FROM A DRIVER OR RIDER,
7 THE TRANSPORTATION NETWORK COMPANY SHALL COMPLY WITH SECTION
8 6-1-1314.

9 (4) (a) A TRANSPORTATION NETWORK COMPANY SHALL PROCESS
10 DATA IN COMPLIANCE WITH THE "COLORADO PRIVACY ACT", PART 13 OF
11 ARTICLE 1 OF TITLE 6.

12 (b) ON OR BEFORE JUNE 1, 2028, THE COMMISSION SHALL ADOPT
13 RULES GOVERNING THE RETENTION, STORAGE, AND USE OF AND ACCESS TO
14 THE DATA COLLECTED BY A TRANSPORTATION NETWORK COMPANY.

15 (c) UNTIL THE COMMISSION ADOPTS RULES GOVERNING THE
16 COLLECTION OF DATA PURSUANT TO SUBSECTION (4)(b) OF THIS SECTION,
17 A TRANSPORTATION NETWORK COMPANY SHALL RETAIN ALL AUDIO AND
18 VIDEO RECORDINGS RECEIVED FROM A PREARRANGED RIDE FOR THIRTY
19 DAYS AFTER THE PREARRANGED RIDE; EXCEPT THAT, IF A PERSON FILES A
20 COMPLAINT AGAINST A TRANSPORTATION NETWORK COMPANY WITH THE
21 COMMISSION OR A PREARRANGED RIDE IS THE SUBJECT OF AN ACTIVE LAW
22 ENFORCEMENT INVESTIGATION, THE TRANSPORTATION NETWORK
23 COMPANY SHALL RETAIN THE AUDIO AND VIDEO RECORDING FOR ONE
24 YEAR OR UNTIL THE INVESTIGATION IS COMPLETED, WHICHEVER IS
25 LONGER.

26 (d) ON OR BEFORE JUNE 1, 2028, THE COMMISSION SHALL ADOPT
27 RULES GOVERNING A COMPLAINANT'S ACCESS TO THE DATA COLLECTED BY

1 A TRANSPORTATION NETWORK COMPANY RELATED TO A COMPLAINT
2 DESCRIBED IN SECTION 40-10.1-605 (3)(c)(VI).

3 (5) THIS SECTION DOES NOT APPLY TO A TRANSPORTATION
4 NETWORK COMPANY THAT:

5 (a) EITHER SERVES RIDERS, AT LEAST SEVENTY-FIVE PERCENT OF
6 WHOM ARE MINORS, OR EARNS AT LEAST NINETY PERCENT OF THE
7 TRANSPORTATION NETWORK COMPANY'S REVENUE FROM CONTRACTS WITH
8 A PUBLIC OR PRIVATE SCHOOL, THE FEDERAL GOVERNMENT, THE STATE, OR
9 AN AGENCY OR A POLITICAL SUBDIVISION OF THE FEDERAL GOVERNMENT
10 OR OF THE STATE; AND

11 (b) HAS AT LEAST NINETY PERCENT OF THE TRANSPORTATION
12 NETWORK COMPANY'S DRIVERS IN COMPLIANCE WITH THE COMMISSION'S
13 RULES ADOPTED PURSUANT TO SECTION 40-10.1-608 (3)(a).

14 **SECTION 6.** In Colorado Revised Statutes, 40-7-113, **amend** (1)
15 introductory portion and (1)(g); and **add** (1)(b.5) as follows:

16 **40-7-113. Civil penalties - fines.**

17 (1) In addition to any other penalty otherwise authorized by law
18 and except as otherwise provided in subsections (3) and (4) of this
19 section, ~~any~~ A person ~~who~~ THAT violates article 10.1 or 10.5 of this title
20 40 or ~~any~~ A rule ~~promulgated~~ ADOPTED by the commission pursuant to
21 article 10.1 or 10.5 OF THIS TITLE 40, which article or rule is applicable to
22 the person, may be subject to fines as ~~specified in the following~~
23 ~~paragraphs~~ FOLLOWS:

24 (b.5) (I) THE COMMISSION MAY ASSESS A CIVIL PENALTY OF NOT
25 MORE THAN ONE THOUSAND FIVE HUNDRED DOLLARS PER VIOLATION
26 AGAINST A TRANSPORTATION NETWORK COMPANY THAT VIOLATES PART
27 6 OF ARTICLE 10.1 OF THIS TITLE 40.

1 (II) THE COMMISSION SHALL CONSIDER THE SIZE OF THE
2 TRANSPORTATION NETWORK COMPANY WHEN ASSESSING A CIVIL PENALTY
3 PURSUANT TO THIS SUBSECTION (1)(b.5).

4 (III) THE ASSESSMENT OF A CIVIL PENALTY PURSUANT TO THIS
5 SUBSECTION (1)(b.5) DOES NOT PRECLUDE A PARTY FROM INITIATING A
6 CIVIL ACTION OR ANY OTHER LEGAL RECOURSE AGAINST A
7 TRANSPORTATION NETWORK COMPANY.

8 (g) A person ~~who~~ THAT violates ~~any~~ A provision of article 10.1 or
9 10.5 of this title 40 not enumerated in subsection (1)(a), (1)(b), **(1)(b.5)**,
10 or (1)(e) of this section, ~~any~~ A rule ~~promulgated~~ ADOPTED by the
11 commission pursuant to this title 40, or ~~any~~ A safety rule adopted by the
12 department of public safety relating to motor carriers as defined in section
13 40-10.1-101 may be assessed a civil penalty of not more than one
14 thousand one hundred dollars; except that ~~any~~ A person ~~who~~ THAT
15 violates a safety rule ~~promulgated~~ ADOPTED by the commission is subject
16 to the civil penalties authorized pursuant to 49 CFR 386, subpart G, and
17 associated appendices to ~~part 386~~ 49 CFR 386, as the subpart existed on
18 January 1, 2017.

19 **SECTION 7.** In Colorado Revised Statutes, 8-4-127, **amend**
20 (3)(b)(III); and **add** (3)(b)(V) and (3)(b)(VI) as follows:

21 **8-4-127. Transportation network companies - disclosures to**
22 **drivers - deactivation and suspension policies - disclosures to division**
23 **- definitions - enforcement - rules.**

24 (3) **Deactivation and suspension policy - disclosure - rules.**

25 (b) In addition to the requirements set forth in subsection (3)(a) of
26 this section, a TNC's deactivation and suspension policy must be:

27 (III) Made available in English, Spanish, Arabic, and up to three

1 additional languages commonly spoken by TNC drivers in the state, as
2 determined by the director by rule; and

3 (V) SET UP TO INCLUDE A PROCEDURE FOR INITIATING A REVIEW OF
4 A DRIVER FOR DEACTIVATION WITHIN SEVEN BUSINESS DAYS AFTER A
5 TRANSPORTATION NETWORK COMPANY IS NOTIFIED THROUGH A
6 COMPLAINT FILED WITH THE TRANSPORTATION NETWORK COMPANY OR
7 THE PUBLIC UTILITIES COMMISSION OR THROUGH CONTACT BY THE OFFICE
8 OF THE ATTORNEY GENERAL, A DISTRICT ATTORNEY'S OFFICE, OR A LAW
9 ENFORCEMENT AGENCY REGARDING AN ALLEGATION AGAINST THE DRIVER
10 OF:

11 (A) A FELONY OFFENSE INVOLVING FRAUD, AS DESCRIBED IN
12 ARTICLE 5 OF TITLE 18;

13 (B) AN OFFENSE INVOLVING UNLAWFUL SEXUAL BEHAVIOR, AS
14 DEFINED IN SECTION 16-22-102 (9);

15 (C) A FELONY OFFENSE AGAINST PROPERTY, AS DESCRIBED IN
16 ARTICLE 4 OF TITLE 18;

17 (D) A FELONY CRIME OF VIOLENCE, AS DEFINED IN SECTION
18 18-1.3-406 (2);

19 (E) A FELONY OFFENSE INVOLVING DOMESTIC VIOLENCE, AS
20 DEFINED IN SECTION 18-6-800.3 (1);

21 (F) A FELONY OFFENSE INVOLVING STALKING, AS DESCRIBED IN
22 SECTION 18-3-602; OR

23 (G) A FELONY OFFENSE INVOLVING MENACING, AS DESCRIBED IN
24 SECTION 18-3-206; AND

25 (VI) SET UP TO INCLUDE MEANINGFUL HUMAN REVIEW OF THE
26 PERMANENT DEACTIVATION OF A DRIVER.

27 **SECTION 8. Act subject to petition - effective date -**

1 **applicability.** (1) Section 40-10.1-605 (3)(b), (3)(b.5), (3)(b.7), (3)(c)(I),
2 (3)(c)(II), (3)(c)(V), (3)(c)(VI), (3)(e), (7.5), (7.7), and (7.8), Colorado
3 Revised Statutes, as amended or enacted in section 3 of this act; section
4 40-10.1-609, Colorado Revised Statutes, as amended in section 4 of this
5 act; section 40-10.1-610 (1), (2), (3), (4)(a), and (5), Colorado Revised
6 Statutes, as enacted in section 5 of this act; and section 40-7-113,
7 Colorado Revised Statutes, as amended in section 6 of this act, take effect
8 January 1, 2027, and the remainder of this act takes effect at 12:01 a.m.
9 on the day following the expiration of the ninety-day period after final
10 adjournment of the general assembly; except that, if a referendum petition
11 is filed pursuant to section 1 (3) of article V of the state constitution
12 against this act or an item, section, or part of this act within such period,
13 then the act, item, section, or part will not take effect unless approved by
14 the people at the general election to be held in November 2026 and, in
15 such case, will take effect on the date of the official declaration of the
16 vote thereon by the governor; except that section 40-10.1-605 (3)(b),
17 (3)(b.5), (3)(b.7), (3)(c)(I), (3)(c)(II), (3)(c)(V), (3)(c)(VI), (3)(e),
18 (7.5), (7.7), and (7.8), Colorado Revised Statutes, as amended or enacted
19 in section 3 of this act; section 40-10.1-609, Colorado Revised Statutes,
20 as amended in section 4 of this act; section 40-10.1-610 (1), (2), (3),
21 (4)(a), and (5), Colorado Revised Statutes, as enacted in section 5 of this
22 act; and section 40-7-113, Colorado Revised Statutes, as amended in
23 section 6 of this act, take effect January 1, 2027, or on the date of the
24 official declaration of the vote thereon by the governor, whichever is
25 later.

26 (2) This act applies to offenses committed on or after the
27 applicable effective date of this act.