

THE
PUBLIC UTILITIES COMMISSION
OF THE
STATE OF COLORADO

RULES, REGULATIONS, AND CIVIL PENALTIES
GOVERNING TOWING CARRIERS BY MOTOR VEHICLE

4 CODE OF COLORADO REGULATIONS (CCR) 723-9

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RULE (4 CCR) 723-9-1. APPLICATION OF RULES AND REGULATIONS.

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723-9-1.4 Repossession Not Included. Nothing in these rules shall be construed to apply to a secured creditor or assignee (principal), or reposessor (agent), or to the repossession of a motor vehicle by a secured creditor or assignee (principal), or reposessor (agent), when repossessing pursuant to § ~~4-9-503~~54-9-629, C.R.S.

RULE (4 CCR) 723-9-2. DEFINITIONS.

When used in these rules the following shall have meanings as stated:

723-9-2.1 Abandoned motor vehicle means a motor vehicle as defined by § 42-4-1802 and 42-4-2102, C.R.S.

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RULE (4 CCR) 723-9-13. STORAGE FACILITIES.

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723-9-13.2 The towing carrier, on placing an abandoned motor vehicle in a storage facility, shall disclose the location

of the storage facility where the abandoned motor vehicle is in storage by complying with the procedure for abandoned motor vehicles in Title 42, Article 4, Part s 18 and 21, C.R.S.

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RULE (4 CCR) 723-9-15. AUTHORIZATION FOR TOWING OF MOTOR VEHICLES.

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723-9-15.3 Noncompliance with Authorization Conditions.

If a tow is not performed consistent with any of the conditions as stated in Rule 723-9-15.2.1 or 723-9-15.2.3 above, or ~~§ 42-4-1805~~ 42-4-2103, C.R.S., the towing carrier shall not charge, collect, or retain any fees or charges for the unauthorized services it performs. Any motor vehicle held in storage which was towed without such authorization must be released immediately to the registered owner, lien holder, or their agent.

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RULE (4 CCR) 723-9-17. RATES AND CHARGES.

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723-9-17.4 Notifications. The charges for notification(s) to the owner and the lienholder(s) of the motor vehicle held in storage shall be in accordance with ~~§§ 42-4-1805(3)(e)-(i)~~ 42-4-1804(6)(a) and 42-4-2103(3)(c)(I), C.R.S.

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723-9-17.7 Storage Charges for Non-Consensual Tows.

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723-9-17.7.4 Maximum Accumulated Storage Charges for Abandoned Motor Vehicles. Unless a hold order has been placed on the motor vehicle by a court, district attorney, or law enforcement agency; or extenuating circumstances have prevented a towing carrier from complying with the notice requirements of §§ ~~42-4-1805~~42-4-1804(6)(a) or 42-4-2103, C.R.S., the storage charges against the motor vehicle operator or owner after the tow and storage of an abandoned motor vehicle subject to §§ ~~42-4-1805~~42-4-1803 or 42-4-2103, C.R.S., shall not be accumulated beyond the sixty (60) days after the report required by §§ ~~42-4-1805(5)~~42-4-1804(6)(a) or 42-4-2103(4), C.R.S., was mailed. Sale of such vehicle to cover the outstanding towing and storage charges will be in accordance with those notice and procedure requirements of §§ 38-20-116, 42-4-1801, et seq., 42-4-2101, et seq., and 42-5-109, C.R.S.

723-9-17.7.5 Storage Charges Not Chargeable or Collectible. Any towing carrier holding a vehicle in storage who cannot demonstrate that they have made a good faith effort to comply with the notification requirements of either §§ 38-20-116, or 42-4-1801, et seq., or 42-4-2101, et seq., and/or 42-5-109, C.R.S., must release the vehicle immediately to the registered owner, lien holder, or their agents without retaining the storage fees.

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