



COLORADO

Department of Revenue

Enforcement Division – Auto Industry

BULLETIN 20-01

Auto Industry Division

Emergency Rules Enacted to Allow for the Continuation of Retail Sales Online or By Appointment

April 3, 2020

On March 25, 2020, Governor Polis issued Executive Order D 2020-017, “Ordering Coloradans to Stay at Home Due to the Presence of COVID-19 in the State” and the Colorado Department of Public Health and Environment (CDPHE) issued Amended Public Health Order 20-24, “Implementing Stay at Home Order Requirements.” Subsequently, on March 27, 2020, the Colorado Department of Health and Environment issued a Second Updated Public Health Order 20-24. Both these orders precluded the continuation of retail motor and powersport vehicle sales during the period of the emergency orders.

On April 3, 2020, the Motor Vehicle Dealer Board held a rulemaking meeting in response to the COVID-19 pandemic to consider the promulgation of two emergency rules/regulations in accordance with section 24-4-103(6)(a), C.R.S., that would permit motor vehicle dealers, used motor vehicle dealers, powersport vehicle dealers and used powersport vehicle dealers to continue retail sales transactions to the citizens of Colorado during the pendency of the COVID-19 emergency.

The Motor Vehicle Dealer Board approved the emergency rules to provide the ability to conduct motor and powersport vehicle sales online, or by appointment, during the COVID-19 pandemic, while complying with Colorado Public Health Order 20-24 and guidance from the Centers for Disease Control (CDC) and the Colorado Department of Public Health and Environment for social distancing. These emergency rules are effective for the period of the Colorado Public Health Order 20-24, and may remain in effect for 120 days from the date of adoption (4/3/2020).

To comply with the emergency rules, licensed dealers may complete sales transactions under the following conditions:

- Dealership sales departments and showrooms will not be open to the general public.
- Dealers may conduct transactions online, in their licensed location by appointment only, or remotely, provided that social distancing requirements* are strictly adhered to.
- Deliveries and in-person interactions may only be conducted in the following settings:
 - Outside on dealership property provided that social distancing requirements* are strictly adhered to.
 - In a service bay, cleaned in accordance with the requirements** for critical businesses.
 - At the customer's residence or place of business provided that the social distancing requirements* are strictly adhered to.

** Social Distancing requirements are defined in section III.F of the Colorado Public Health Order 20-24*

***Critical Business cleaning requirements are defined in section III.F of the Colorado Public Health Order 20-24*

The Auto Industry Division strongly encourages licensed retailers to observe social-distancing measures, pursuant to state and federal guidelines, and licensees must comply with applicable executive orders and public health orders. Social distancing measures include actions to ensure all persons are six (6) feet apart from one another at all times.

If you have any further questions or concerns, please reach out to the Auto Industry Division by emailing dor_dealers@state.co.us or calling (303) 205-5604.