

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Transportation & Local Government.

HB20-1170 be amended as follows:

1 Amend printed bill, page 1, strike line 2 and substitute:

2       **"SECTION 1.** In Colorado Revised Statutes, 42-1-102, **amend**  
3       **(58); repeal** (52.5); and **add** (43.1) and (102.6) as follows:".

4 Page 2, strike line 1.

5 Page 2, after line 3 insert:

6       "(43.1) "HISTORICAL MILITARY VEHICLE" HAS THE SAME MEANING  
7 AS SET FORTH IN SECTION 42-12-101.

8       (52.5) "~~Military vehicle~~" means a vehicle of any size or weight  
9 that is ~~valued for historical purposes~~, that was manufactured for use by  
10 any ~~nation's armed forces~~, and that is maintained in a condition that  
11 represents ~~its military design and markings~~.

12       (58) (a) "Motor vehicle" means any self-propelled vehicle that is  
13 designed primarily for travel on the public highways and that is generally  
14 and commonly used to transport persons and property over the public  
15 highways or a low-speed electric vehicle.

16       (b) ~~except that the term "MOTOR VEHICLE" does not include~~  
17 electrical assisted bicycles, electric scooters, low-power scooters,  
18 wheelchairs, or vehicles moved solely by human power.

19       (c) For the purposes of the offenses described in sections  
20 42-2-128, 42-4-1301, 42-4-1301.1, and 42-4-1401 for farm tractors and  
21 off-highway vehicles, as defined in section 33-14.5-101 (3), operated on  
22 streets and highways, "motor vehicle" includes a farm tractor or an  
23 off-highway vehicle that is not otherwise classified as a motor vehicle.

24       (d) "MOTOR VEHICLE" INCLUDES A HISTORICAL MILITARY VEHICLE  
25 FOR THE PURPOSE OF REGISTRATION IN ACCORDANCE WITH PART 5 OF  
26 ARTICLE 12 OF THIS TITLE 42 AND DRIVING ON A HIGHWAY.

27       (e) For the purposes of sections 42-2-127, 42-2-127.7, 42-2-128,  
28 42-2-138, 42-2-206, 42-4-1301, and 42-4-1301.1, "motor vehicle"  
29 includes a low-power scooter.".

30 Page 2, strike lines 6 and 7 and substitute "VEHICLE" DOES NOT INCLUDE  
31 A HISTORICAL MILITARY VEHICLE.".

32 Page 2, line 10, strike "**Military**" and substitute "**Surplus military**".

33 Page 2, lines 10 and 11, strike "OR A MILITARY VEHICLE".

1 Page 2, after line 11 insert:

2           **"SECTION 3.** In Colorado Revised Statutes, 42-3-120, **amend**  
3       (1) as follows:

4 42-3-120. Department may cancel or deny registration.

5 (1) The department shall cancel the registration of any vehicle that the  
6 department determines is unsafe or unfit to be operated or is not equipped  
7 as required by law; EXCEPT THAT THE DEPARTMENT SHALL NOT CANCEL  
8 A REGISTRATION MERELY BECAUSE THE VEHICLE IS A HISTORICAL  
9 MILITARY VEHICLE.

10                   **SECTION 4.** In Colorado Revised Statutes, 42-3-202, **amend** (4)  
11   as follows:

12 42-3-202. Number plates furnished to be attached.

13 (4) Notwithstanding subsections (1) to (3) of this section, the owner of  
14 a HISTORICAL military vehicle ~~may elect to~~ NEED not display the vehicle's  
15 assigned license plate if the license plate is physically in the military  
16 vehicle and is available for inspection to any peace officer who requests  
17 the plate.

18                   **SECTION 5.** In Colorado Revised Statutes, 42-6-102, amend  
19 (6.3) as follows:

42-6-102. **Definitions.** As used in this part 1, unless the context  
otherwise requires:

(6.3) "Historical military vehicle" means a vehicle of any size or weight that is valued for historical purposes, that was manufactured for use by any nation's armed forces, and that is maintained in a condition that represents its military design and markings HAS THE MEANING SET FORTH IN SECTION 42-12-101.

27                   **SECTION 6.** In Colorado Revised Statutes, 42-12-101, amend  
28 the introductory portion; and **add** (7.5) as follows:

29       **42-12-101. Definitions.** As used in this article ARTICLE 12, unless  
30       the context otherwise requires:

(7.5) "HISTORICAL MILITARY VEHICLE" MEANS A VEHICLE OF ANY SIZE OR WEIGHT THAT:

33 (a) IS VALUED FOR HISTORICAL PURPOSES;

34 (b) WAS MANUFACTURED FOR USE BY ANY NATION'S ARMED  
35 FORCES:

36 (c) IS A MODEL YEAR FORTY OR MORE YEARS OLD; AND

37 (d) IS MAINTAINED IN A CONDITION REPRESENTING ITS MILITARY  
38 DESIGN AND HISTORICALLY APPROPRIATE MARKINGS.

39           **SECTION 7.** In Colorado Revised Statutes, **add** part 5 to article  
40 12 of title 42 as follows:

## HISTORICAL MILITARY VEHICLES

**42-12-501. Certificates of title.** (1) THE OWNER OF A HISTORICAL  
MILITARY VEHICLE MAY ELECT TO BE ISSUED A TITLE AS A MOTOR VEHICLE  
IF:

5 (a) OTHER THAN THE VEHICLE NOT BEING A MOTOR VEHICLE, THE  
6 HISTORICAL MILITARY VEHICLE IS QUALIFIED TO BE ISSUED A CERTIFICATE  
7 OF TITLE UNDER ARTICLE 6 OF THIS TITLE 42;

8 (b) THE OWNER PAYS ANY FEES IMPOSED IN ARTICLE 6 OF THIS  
9 TITLE 42; AND

10 (c) THE OWNER SIGNS AN AFFIDAVIT THAT THE VEHICLE WILL BE  
11 USED ONLY IN ACCORDANCE WITH SECTION 42-12-503.

12 (2) THE DEPARTMENT SHALL ISSUE A CERTIFICATE OF TITLE FOR A  
13 SURPLUS MILITARY VEHICLE AS AN OFF-HIGHWAY VEHICLE DESPITE THE  
14 VEHICLE BEING TITLED AS A HISTORICAL MILITARY VEHICLE BY THE  
15 PREVIOUS OWNER IF THE SURPLUS MILITARY VEHICLE:

16 (a) HAS BEEN TRANSFERRED TO ANOTHER PERSON; AND  
17 (b) THE OWNER DOES NOT INTEND TO MAINTAIN AND USE THE  
18 VEHICLE IN ACCORDANCE WITH THIS PART 5.

19                   **42-12-502. Registration.** THE DEPARTMENT SHALL REGISTER AND  
20                   ISSUE A LICENSE PLATE TO A HISTORICAL MILITARY VEHICLE IF THE OWNER  
21                   SIGNS AN AFFIDAVIT THAT THE VEHICLE WILL BE USED IN ACCORDANCE  
22                   WITH SECTION 42-12-503; THE VEHICLE IS QUALIFIED, OTHER THAN NOT  
23                   BEING A MOTOR VEHICLE, TO BE REGISTERED UNDER ARTICLE 3 OF THIS  
24                   TITLE 42; AND THE OWNER PAYS ANY TAXES OR FEES IMPOSED IN ARTICLE  
25                   3 OF THIS TITLE 42.

26                   **42-12-503. Authorized use.** (1) A PERSON MAY DRIVE A  
27 REGISTERED HISTORICAL MILITARY VEHICLE ON THE HIGHWAYS, BUT  
28 ONLY:

29 (a) TO AND FROM ASSEMBLIES, CONVENTIONS, OR OTHER  
30 MEETINGS WHERE HISTORICAL MILITARY VEHICLES AND THEIR OWNERSHIP  
31 ARE THE PRIMARY INTEREST;

32 (b) ON SPECIAL OCCASIONS, FOR DEMONSTRATIONS AND PARADES;  
33 (c) ON OCCASIONS WHEN THE OPERATION OF THE VEHICLE ON THE  
34 HIGHWAYS WILL NOT CONSTITUTE A TRAFFIC HAZARD; AND

35 (d) TO, FROM, AND DURING LOCAL, STATE, OR NATIONAL TOURS  
36 HELD PRIMARILY FOR THE EXHIBITION AND ENJOYMENT OF HISTORICAL  
37 MILITARY VEHICLES.

38 (2) A PERSON SHALL NOT DRIVE A HISTORICAL MILITARY VEHICLE  
39 ON THE HIGHWAYS UNLESS IN COMPLIANCE WITH SUBSECTION (1) OF THIS  
40 SECTION.

41 (3) A PERSON WHO VIOLATES SUBSECTION (1) OF THIS SECTION  
42 COMMITS A CLASS B TRAFFIC INFRACTION. THE DEPARTMENT MAY CANCEL  
43 THE REGISTRATION OF A HISTORICAL MILITARY VEHICLE THAT VIOLATES

1 SUBSECTION (1) OF THIS SECTION.

2 **42-12-504. Emissions.** A HISTORICAL MILITARY VEHICLE IS  
3 EXEMPT FROM STATUTES REQUIRING THE INSPECTION AND USE OF  
4 EMISSION CONTROLS, AS REQUIRED IN PARTS 3 AND 4 OF ARTICLE 4 OF THIS  
5 TITLE 42. TO OPERATE A HISTORICAL MILITARY VEHICLE ON A HIGHWAY,  
6 A HISTORICAL MILITARY VEHICLE THAT HAD EMISSION CONTROLS AS  
7 STANDARD EQUIPMENT AT THE TIME OF MANUFACTURE MUST HAVE THE  
8 EQUIPMENT IN PROPER OPERATING CONDITION.".

9 Renumber succeeding section accordingly.

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