

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Finance.

HB24-1064 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and  
2 substitute:

3 **"SECTION 1. Legislative declaration.** (1) The general  
4 assembly finds and declares that:

5 (a) On April 19, 1775, during the battles of Lexington and  
6 Concord in the American Revolutionary War, there was a "shot heard  
7 round the world" that was prompted by a "long train of abuses and  
8 usurpations" imposed on the American colonies by a tyrannical  
9 government;

10 (b) On December 20, 1775, the American colonies and their  
11 principles were encapsulated in a flag that depicted a coiled rattlesnake,  
12 which is a species native to the Americas, and the inscription "Don't  
13 Tread on Me";

14 (c) The "Don't Tread on Me" flag symbolized the unwavering  
15 resolve of the American people to not be trifled with and the American  
16 people's commitment to defend their rights and liberties;

17 (d) The "Don't Tread on Me" flag is of immense significance to  
18 the United States military, especially the Navy, which flew the "Don't  
19 Tread on Me" emblem, also known as the "First Navy Jack", on the main  
20 mast of ships in December of 1775 and adorned the emblem on  
21 ceremonial attire and other military accoutrements;

22 (e) The "Don't Tread on Me" symbol is currently commemorated  
23 in twelve states and on August 29, 2023, Colorado's Governor Polis  
24 referred to the symbol as a "proud symbol of the American Revolution  
25 and a[n] iconic warning to ... any government not to violate the liberties  
26 of Americans"; and

27 (f) The "Don't Tread on Me" symbol and its significance is part of  
28 the United States' revolutionary history and heritage and serves as a  
29 representation of the American spirit of independence, an unwavering  
30 resistance to tyranny, and a vivid reminder of the principles and values  
31 upon which the United States was founded.

32 (2) The general assembly further declares that a "Don't Tread on  
33 Me" special license plate will preserve American history and commend  
34 American unity, independence, civility, and courage.

35 **SECTION 2.** In Colorado Revised Statutes, **add** 42-3-270 as  
36 follows:

37 **42-3-270. Special plates - "Don't Tread on Me" plate.**

38 (1) BEGINNING ON JANUARY 1, 2025, OR WHEN THE DEPARTMENT IS ABLE  
39 TO ISSUE THE PLATES, THE DEPARTMENT SHALL ISSUE SPECIAL LICENSE  
40 PLATES TO QUALIFIED APPLICANTS IN ACCORDANCE WITH THIS SECTION

1 FOR MOTORCYCLES, PASSENGER CARS, TRUCKS, OR NONCOMMERCIAL OR  
2 RECREATIONAL MOTOR VEHICLES THAT DO NOT EXCEED SIXTEEN  
3 THOUSAND POUNDS EMPTY WEIGHT.

4 (2)(a) THERE IS ESTABLISHED THE "DON'T TREAD ON ME" LICENSE  
5 PLATE.

6 (b) IN COOPERATION AND CONSULTATION WITH INTERESTED  
7 PERSONS, THE DEPARTMENT SHALL DESIGN THE PLATE ESTABLISHED  
8 PURSUANT TO THIS SECTION TO FEATURE THE "DON'T TREAD ON ME"  
9 SYMBOLS AND STATEMENT.

10 (3) THE AMOUNT OF THE TAXES AND FEES FOR SPECIAL LICENSE  
11 PLATES ISSUED PURSUANT TO THIS SECTION IS THE SAME AS THE AMOUNT  
12 OF THE TAXES AND FEES FOR REGULAR MOTOR VEHICLE LICENSE PLATES;  
13 EXCEPT THAT THE DEPARTMENT SHALL COLLECT THE FOLLOWING  
14 ADDITIONAL FEES:

15 (a) A ONE-TIME FEE OF TWENTY-FIVE DOLLARS FOR THE ISSUANCE  
16 OR REPLACEMENT OF THE "DON'T TREAD ON ME" LICENSE PLATE. THE  
17 DEPARTMENT SHALL TRANSMIT THE ONE-TIME FEE OF TWENTY-FIVE  
18 DOLLARS TO THE STATE TREASURER, WHO SHALL CREDIT THE FEE TO THE  
19 HIGHWAY USERS TAX FUND CREATED IN SECTION 43-4-201.

20 (b) A ONE-TIME SPECIAL LICENSE PLATE ISSUANCE FEE AS  
21 SPECIFIED IN SECTION 42-3-312; AND

22 (c) A ONE-TIME FEE OF TWENTY-FIVE DOLLARS FOR THE ISSUANCE  
23 OR REPLACEMENT OF THE "DON'T TREAD ON ME" LICENSE PLATE. THE  
24 DEPARTMENT SHALL TRANSMIT THE MONEY TO THE STATE TREASURER,  
25 WHO SHALL CREDIT THE MONEY TO THE COLORADO STATE VETERANS  
26 TRUST FUND CREATED IN SECTION 28-5-709.

27 (4) AN APPLICANT MAY APPLY TO THE DEPARTMENT FOR  
28 PERSONALIZED "DON'T TREAD ON ME" LICENSE PLATES. UPON PAYMENT  
29 OF THE ADDITIONAL FEE REQUIRED BY SECTION 42-3-211 (6)(a) FOR  
30 PERSONALIZED LICENSE PLATES, THE DEPARTMENT MAY ISSUE THE PLATES  
31 IF THE APPLICANT COMPLIES WITH SECTION 42-3-211. IF AN APPLICANT  
32 HAS EXISTING PERSONALIZED LICENSE PLATES FOR A MOTOR VEHICLE, THE  
33 APPLICANT MAY TRANSFER THE COMBINATION OF LETTERS OR NUMBERS  
34 TO A NEW SET OF "DON'T TREAD ON ME" LICENSE PLATES FOR THE  
35 VEHICLE UPON PAYING THE FEE REQUIRED BY SECTION 42-3-211 (6)(a)  
36 AND UPON TURNING IN THE EXISTING PLATES TO THE DEPARTMENT. A  
37 PERSON WHO HAS OBTAINED PERSONALIZED LICENSE PLATES UNDER THIS  
38 SUBSECTION (4) MUST PAY THE ANNUAL FEE IMPOSED BY SECTION  
39 42-3-211 (6)(b) TO RENEW THE PERSONALIZED PLATES. THE FEES UNDER  
40 THIS SUBSECTION (4) ARE IN ADDITION TO ALL OTHER APPLICABLE TAXES  
41 AND FEES.

42 **SECTION 3.** In Colorado Revised Statutes, **amend** 42-3-312 as  
43 follows:

1           **42-3-312. Special license plate surcharge.** In addition to any  
2 other fee imposed by this article 3, an applicant for a special license plate  
3 created by rule in accordance with section 42-3-207, as the section existed  
4 when the plate was created, personalized plates issued under section  
5 42-3-211, or special license plates issued under sections 42-3-212 to  
6 42-3-214, sections 42-3-217 to 42-3-218, sections 42-3-221 to 42-3-234,  
7 sections 42-3-237 to 42-3-258, sections 42-3-260 to 42-3-265, ~~42-3-267,~~  
8 ~~42-3-268, and section 42-3-269~~ AND SECTIONS 42-3-267 TO 42-3-270  
9 shall pay an issuance fee of twenty-five dollars; except that the fee is not  
10 imposed on special license plates exempted from additional fees for the  
11 issuance of a military special license plate by section 42-3-213 (1)(b)(II).  
12 The department shall transfer the money from the fee to the state  
13 treasurer, who shall credit it to the Colorado DRIVES vehicle services  
14 account created in section 42-1-211 (2).

15           **SECTION 4.** In Colorado Revised Statutes, 28-5-709, **add** (2)(c)  
16 as follows:

17           **28-5-709. Colorado state veterans trust fund - created - report.**

18 (2) (c) THE STATE TREASURER SHALL ANNUALLY TRANSFER TO THE  
19 COLORADO STATE VETERANS TRUST FUND THE MONEY COLLECTED AS FEES  
20 ASSOCIATED WITH THE "DON'T TREAD ON ME" SPECIAL LICENSE PLATE  
21 AND CREDITED TO THE FUND PURSUANT TO SECTION 42-3-270 (3)(c).

22           **SECTION 5. Act subject to petition - effective date.** This act  
23 takes effect at 12:01 a.m. on the day following the expiration of the  
24 ninety-day period after final adjournment of the general assembly; except  
25 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
26 of the state constitution against this act or an item, section, or part of this  
27 act within such period, then the act, item, section, or part will not take  
28 effect unless approved by the people at the general election to be held in  
29 November 2024 and, in such case, will take effect on the date of the  
30 official declaration of the vote thereon by the governor."

31 Page 1, line 101, strike "**GADSDEN FLAG**".

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