

An Act

HOUSE BILL 17-1107

BY REPRESENTATIVE(S) Thurlow and Bridges, Becker K., Hansen, Hooton, Lontine, Mitsch Bush, Pabon, Rosenthal, Valdez, Kennedy; also SENATOR(S) Martinez Humenik, Jones, Kagan, Kerr, Todd.

CONCERNING THE IMPLEMENTATION OF A NEW COMPUTER SYSTEM BY THE DIVISION OF MOTOR VEHICLES TO FACILITATE THE DIVISION'S ADMINISTRATION OF THE OPERATION OF MOTOR VEHICLES IN THE STATE.

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

SECTION 1. In Colorado Revised Statutes, 42-1-102, amend (5); and add (16.5) and (47.3) as follows:

42-1-102. Definitions. As used in articles 1 to 4 of this title, unless the context otherwise requires:

(5) "Authorized agent" means the ~~officer of a county or city and county designated by law to issue annual registrations of vehicles and to collect any registration or license fee imposed thereon by law~~ COUNTY CLERK AND RECORDER IN EACH COUNTY IN THE STATE OF COLORADO, THE CLERK AND RECORDER IN THE CITY AND COUNTY OF BROOMFIELD, AND THE MANAGER OF REVENUE OR SUCH OTHER OFFICIAL OF THE CITY AND COUNTY

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

OF DENVER AS MAY BE APPOINTED BY THE MAYOR TO PERFORM FUNCTIONS RELATED TO THE REGISTRATION OF, TITLING OF, OR FILING OF LIENS ON MOTOR VEHICLES, WHEELED TRAILERS, SEMITRAILERS, TRAILER COACHES, SPECIAL MOBILE MACHINERY, OFF-HIGHWAY VEHICLES, AND MANUFACTURED HOMES.

(16.5) "COLORADO DRIVES" IS AN ACRONYM THAT STANDS FOR "COLORADO DRIVER'S LICENSE, RECORD, IDENTIFICATION, AND VEHICLE ENTERPRISE SOLUTION" AND MEANS THE DRIVER AND VEHICLE SERVICES INFORMATION TECHNOLOGY SYSTEM THAT THE DEPARTMENT USES TO PROVIDE DRIVER, IDENTIFICATION, AND VEHICLE TITLE AND REGISTRATION SERVICES TO COLORADO RESIDENTS.

(47.3) "LAST-KNOWN ADDRESS" MEANS:

(a) FOR NOTIFICATIONS REGARDING MOTOR VEHICLES, THE MOST RECENT MAILING ADDRESS PROVIDED ON A VEHICLE REGISTRATION OR VEHICLE REGISTRATION MAILING ADDRESS CHANGE NOTIFICATION PROVIDED IN ACCORDANCE WITH SECTION 42-3-113 OR THE CORRECTED ADDRESS AS REPORTED BY AN ADDRESS CORRECTION SERVICE LICENSED BY THE UNITED STATES POSTAL SERVICE;

(b) FOR NOTIFICATIONS REGARDING DRIVING PRIVILEGES, DRIVER'S LICENSES, OR IDENTIFICATION CARDS WHEN THERE IS A DRIVER'S LICENSE OR IDENTIFICATION CARD ON FILE WITH THE DEPARTMENT, THE MOST RECENT OF EITHER:

(I) THE MAILING ADDRESS PROVIDED BY AN APPLICANT FOR A DRIVER'S LICENSE OR IDENTIFICATION CARD;

(II) THE MAILING ADDRESS STATED ON AN ADDRESS CHANGE NOTIFICATION PROVIDED TO THE DEPARTMENT PURSUANT TO SUBSECTION (47.3)(a) OF THIS SECTION; OR

(III) THE CORRECTED ADDRESS AS REPORTED BY AN ADDRESS CORRECTION SERVICE LICENSED BY THE UNITED STATES POSTAL SERVICE;

(c) FOR NOTIFICATIONS REGARDING DRIVING PRIVILEGES OR IDENTIFICATION CARDS WHEN THERE IS NO DRIVER'S LICENSE OR IDENTIFICATION CARD ON FILE WITH THE DEPARTMENT, THE MOST RECENT

ADDRESS SHOWN ON ANY OTHER RECORD ON FILE WITH THE DEPARTMENT PURSUANT TO THIS ARTICLE 1 AND AS MAY BE CORRECTED BY AN ADDRESS CORRECTION SERVICE LICENSED BY THE UNITED STATES POSTAL SERVICE.

SECTION 2. In Colorado Revised Statutes, 42-1-206, **add** (3.5)(e) as follows:

42-1-206. Records open to inspection - furnishing of copies - rules. (3.5) (e) NOTWITHSTANDING SUBSECTION (3.5)(a) OF THIS SECTION OR PART 3 OF ARTICLE 72 OF TITLE 24, THE DEPARTMENT MAY TRANSMIT THE DRIVER OR CARDHOLDER IMAGE FROM ITS DRIVER'S LICENSE AND IDENTIFICATION CARD RECORDS TO THE DRIVER LICENSING AGENCY OF ANY OTHER STATE FOR THE PURPOSES OF IDENTIFYING DRIVER'S LICENSE APPLICANTS AND VIOLATORS. THE DEPARTMENT MAY PROMULGATE RULES TO IMPLEMENT THIS PROVISION.

SECTION 3. In Colorado Revised Statutes, 42-1-210, **amend** (1); and **add** (3) as follows:

42-1-210. Authorized agents - legislative declaration - fee. (1) (a) (I) ~~The county clerk and recorder in each county in the state of Colorado, the clerk and recorder in the city and county of Broomfield, and; in the city and county of Denver, the manager of revenue or such other official of the city and county of Denver as may be appointed by the mayor to perform functions related to the registration of motor vehicles~~ AUTHORIZED AGENTS are hereby designated as the authorized agents of the department, UNDER DIRECTION OF THE EXECUTIVE DIRECTOR OF THE DEPARTMENT, for the administration of the provisions of articles 3 and 6 1, 3, 4, 6, AND 12 of this title AND RULES ADOPTED UNDER THOSE ARTICLES relating to registrations of motor vehicles in such counties, and THE PERFORMANCE OF THEIR DUTIES; for the enforcement of the provisions of section 42-6-139 relating to the registering and titling of motor vehicles; in such counties; and for the enforcement of the provisions of section 38-29-120 C.R.S., relating to the titling of manufactured homes.

(II) ~~but any such AN authorized agent in a county has the power to~~ MAY appoint and employ such motor vehicle registration and license clerks as are actually necessary in the issuance of motor vehicle licenses and ~~shall~~ MAY retain for the purpose of defraying such expenses, including mailing, a sum equal to four dollars per paid motor vehicle registration and

registration requiring a metallic LICENSE plate OR plates; individual temporary registration number plates; or A validation tab, or sticker, DECAL, OR CERTIFICATE as provided in section SECTIONS 42-3-201 AND 42-3-203. This fee of four dollars shall apply APPLIES to every registration of a motor vehicle that is designed primarily to be operated or drawn on any highway of this state, except such MOTOR vehicles as THAT are specifically exempted from payment of any registration fee by the provisions of article 3 of this title TITLE 42, and shall be IS REQUIRED in addition to the annual registration fee prescribed by law for such A MOTOR vehicle. The fee of four dollars, when collected by the department, shall be credited to the same fund as registration fees collected by the department. ~~The county clerk and recorders, the clerk and recorder in the city and county of Broomfield, and the manager of revenue or such other official of the city and county of Denver as may be appointed by the mayor to perform functions related to the registration of motor vehicles in the city and county of Denver so designated as the authorized agents of the department, as provided in this section, shall serve as such~~ Authorized agents SERVE under the provisions of this part 2 without additional remuneration or fees, except as otherwise provided in articles 1 to 6 of this title TITLE 42.

(b) The fee established by paragraph (a) of this subsection (1) SUBSECTION (1)(a) OF THIS SECTION does not apply to a shipping and handling fee for the mailing of a license plate, INDIVIDUAL TEMPORARY REGISTRATION NUMBER PLATE, AND CERTIFICATE, DECAL, OR VALIDATION TAB OR STICKER pursuant to section 42-3-105 (1)(a).

(3) (a) AN AUTHORIZED AGENT IS RESPONSIBLE FOR THE PRESERVATION OF TITLE AND REGISTRATION PAPERWORK PROCESSED IN THE AGENT'S OFFICE UNTIL EACH DOCUMENT HAS BEEN CONVERTED TO A DIGITAL IMAGE AND VERIFIED BY THE DEPARTMENT.

(b) THE DEPARTMENT IS RESPONSIBLE FOR THE PRESERVATION OF TITLE AND REGISTRATION PAPERWORK DIGITALLY STORED IN COLORADO DRIVES.

SECTION 4. In Colorado Revised Statutes, 42-1-211, amend (1), (1.9)(b), and (2); and repeal (1.5), (1.7), and (3) as follows:

42-1-211. Driver's license, record, identification, and vehicle enterprise solution - repeal. (1) The department is hereby authorized to

coordinate the management of a statewide ~~distributive data processing system, which shall be known~~ REFERRED TO as the Colorado state titling and registration system. This system is to DRIVES. THE DEPARTMENT SHALL provide the necessary data processing equipment HARDWARE, software, and support and training to

(a) aid the authorized agents of the department in processing motor vehicle registration and title documents; and IN THE PERFORMANCE OF THEIR DUTIES.

(b) Establish, operate, and maintain a telecommunications network that provides access from the offices of county clerk and recorders and the clerk and recorder in the city and county of Broomfield to the master list of registered electors maintained pursuant to sections 1-2-301 and 1-2-302, C.R.S., for those county clerks and recorders that do not yet have access to the master list on the internet pursuant to section 1-2-301 (4)(b), C.R.S. Subject to annual appropriation, the department of state shall reimburse the department of revenue for the reasonable direct and indirect costs of providing such service. The department of revenue and the department of state shall enter into a memorandum of understanding that establishes the method of calculating and verifying such costs and that provides for a proportionate reduction in charges as counties terminate their use of the distributive data processing system and begin accessing the master list on the internet pursuant to section 1-2-301 (4)(b), C.R.S. The memorandum of understanding may also allow the department of revenue to access the master list on the internet subject to reimbursement as may be agreed by the two departments:

(1.5) (a) In accordance with the requirements of section 1-2-302 (6), C.R.S., the department of revenue and the department of state shall allow for the exchange of information on residence addresses, signatures, and party affiliation between the systems used by the department of revenue; the master list of registered electors maintained by the department of state; and, no later than January 1, 2006, the computerized statewide voter registration list created in section 1-2-301 (1), C.R.S., for the purpose of updating information in these systems:

(b) For purposes of this section, the systems used by the department of revenue shall include, but not be limited to, the Colorado state titling and registration system, the driver's license database, the motor vehicle

registration database, the motorist insurance database, and the state income tax information systems.

~~(c) The executive director of the department of revenue, as the official responsible for the division of motor vehicles, shall enter into an agreement with the federal commissioner of social security for the purpose of verifying applicable information in accordance with the requirements of section 303 (a)(5)(B)(ii) of the federal "Help America Vote Act of 2002", Pub.L. 107-252.~~

~~(1.7) No later than July 1, 2011, the department of revenue shall make available on the department's official website a link to the secretary of state's official website, whereby a person may change his or her address information on file with the secretary of state for voter registration purposes.~~

~~(1.9) (b) For purposes of this subsection (1.9), "systems used by the department of revenue" means but is not limited to, the Colorado state titling and registration system, the driver's license database, and the motor vehicle registration database COLORADO DRIVES.~~

(2) (a) (I) There is hereby created the Colorado state titling and registration account in the highway users tax fund for the purpose of providing funds for the development and operation of the Colorado state titling and registration system, including operations performed under article ARTICLES 3, 4, 6, 7, AND 12 of this title 42, and to cover the costs of administration and enforcement of the motorist insurance identification database program created in section 42-7-604. Moneys MONEY received from the fees imposed by section 38-29-138 (1), (2), (4), and (5) C.R.S., and sections 42-1-206 (2)(a), 42-3-107 (22), 42-3-213 (1)(b)(IV), 42-6-137 (1), (2), (4), (5), and (6), and 42-3-304 (18)(d), as well as any moneys MONEY received through gifts, grants, and donations to the account from private or public sources for the purposes of this section, shall be credited by the state treasurer to the Colorado state titling and registration account UNTIL SEPTEMBER 1, 2018. The general assembly shall appropriate annually the moneys MONEY in the Colorado state titling and registration account for the purposes of this subsection (2). If any unexpended and unencumbered moneys remain MONEY REMAINS in the account at the end of a fiscal year, the balance remains in the fund and is not transferred to the general fund or any other fund; EXCEPT THAT THE STATE TREASURER SHALL TRANSFER

THIRTY-THREE PERCENT OF THE UNEXPENDED AND UNENCUMBERED MONEY IN THE COLORADO STATE TITLING AND REGISTRATION ACCOUNT TO THE COLORADO DRIVES VEHICLE SERVICES ACCOUNT ON SEPTEMBER 1, 2018, AND ALL UNEXPENDED AND UNENCUMBERED MONEY REMAINING IN THE COLORADO STATE TITLING AND REGISTRATION ACCOUNT TO THE COLORADO DRIVES VEHICLE SERVICES ACCOUNT AT THE END OF FISCAL YEAR 2018-19.

(II) THIS SUBSECTION (2)(a) IS REPEALED, EFFECTIVE JULY 1, 2019.

(b) (I) THERE IS HEREBY CREATED THE COLORADO DRIVES VEHICLE SERVICES ACCOUNT IN THE HIGHWAY USERS TAX FUND FOR THE PURPOSE OF PROVIDING FUNDS FOR THE DEVELOPMENT AND OPERATION OF COLORADO DRIVES, INCLUDING OPERATIONS PERFORMED UNDER ARTICLES 3, 4, 6, 7, AND 12 OF THIS TITLE 42, TO COVER THE COSTS OF ADMINISTRATION AND ENFORCEMENT OF THE MOTORIST INSURANCE IDENTIFICATION DATABASE PROGRAM CREATED IN SECTION 42-7-604, AND TO PURCHASE AND ISSUE LICENSE PLATES, DECALS, AND VALIDATING TABS IN ACCORDANCE WITH ARTICLE 3 OF THIS TITLE 42. MONEY RECEIVED FROM THE FEES IMPOSED BY SECTION 38-29-138 (1), (2), (4), AND (5) AND SECTIONS 42-1-206 (2)(a), 42-1-231, 42-3-107 (22), 42-3-213 (1)(b)(IV), 42-3-304 (18), 42-3-306 (14), 42-3-313 (2)(c)(I), AND 42-6-137 (1), (2), (4), (5), AND (6), AS WELL AS ANY MONEY RECEIVED THROUGH GIFTS, GRANTS, AND DONATIONS TO THE ACCOUNT FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION, SHALL BE CREDITED BY THE STATE TREASURER TO THE COLORADO DRIVES VEHICLE SERVICES ACCOUNT. THE GENERAL ASSEMBLY SHALL APPROPRIATE ANNUALLY THE MONEY IN THE ACCOUNT FOR THE PURPOSES OF THIS SUBSECTION (2). IF ANY UNEXPENDED AND UNENCUMBERED MONEY REMAINS IN THE ACCOUNT AT THE END OF A FISCAL YEAR, THE BALANCE REMAINS IN THE ACCOUNT AND IS NOT TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND.

(II) (A) THIS SUBSECTION (2)(b) TAKES EFFECT SEPTEMBER 1, 2018.

(B) THIS SUBSECTION (2)(b)(II) IS REPEALED, EFFECTIVE JULY 1, 2019.

~~(3) The department is hereby authorized to transfer moneys not otherwise expended from funds appropriated to the department for the fiscal year commencing July 1, 1983, to the special purpose account. Any~~

~~moneys transferred shall be remitted back to the department after sufficient moneys have accrued in the special purpose account. The sum transferred shall not exceed the amount authorized to be appropriated from such special purpose account for the fiscal year commencing July 1, 1983.~~

SECTION 5. In Colorado Revised Statutes, 42-1-211, amend (4)(a); repeal (5) and (6); add (4)(c) and (4)(d); and recreate and reenact, with amendments, (4)(b) as follows:

42-1-211. Colorado state titling and registration system - repeal.
(4) (a) ~~There is hereby created the Colorado state titling and registration system advisory DRIVES COUNTY GOVERNANCE committee, comprised of seven authorized agents who must be county clerk and recorders, the clerk and recorder in the city and county of Broomfield, or the manager of revenue for the city and county of Denver or such other official of the city and county of Denver as may be appointed by the mayor to perform functions related to the registration of motor vehicles, and shall be appointed by the executive director of the department. The committee shall~~
THE COMMITTEE CONSISTS OF THE FOLLOWING NINE MEMBERS:

~~(I) Assist in the development of annual operational plans and budget proposals regarding the Colorado state titling and registration system and the special purpose account; SIX AUTHORIZED AGENTS APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE BASED ON RECOMMENDATIONS OF AN ASSOCIATION REPRESENTING AUTHORIZED AGENTS, WHICH AGENTS HAVE THE FOLLOWING QUALIFICATIONS:~~

~~(A) TWO AUTHORIZED AGENTS FROM A CATEGORY I OR CATEGORY II COUNTY AS ESTABLISHED IN SECTION 30-2-102 (1)(a) AND (1)(b);~~

~~(B) TWO AUTHORIZED AGENTS FROM A CATEGORY III OR CATEGORY IV COUNTY AS ESTABLISHED IN SECTION 30-2-102 (1)(c) AND (1)(d);~~

~~(C) TWO AUTHORIZED AGENTS FROM A CATEGORY V OR CATEGORY VI COUNTY AS ESTABLISHED IN SECTION 30-2-102 (1)(e) AND (1)(f);~~

~~(II) Give final approval of all plans for the development and operation of the Colorado state titling and registration system and the annual budget and any supplemental budget requests funded by the special~~

~~purpose account, and~~ TWO EMPLOYEES OF THE DEPARTMENT OF REVENUE,
APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE;
AND

~~(III) Make presentations with the department to the appropriate
legislative committees regarding the use of funds in the special purpose
account.~~ ONE EMPLOYEE OF THE GOVERNOR'S OFFICE OF INFORMATION
TECHNOLOGY WHO IS FAMILIAR WITH THE DIVISION OF MOTOR VEHICLE
SYSTEMS AND PROCESS AND WHO IS APPOINTED BY THE EXECUTIVE
DIRECTOR OF THE GOVERNOR'S OFFICE OF INFORMATION AND TECHNOLOGY.

(b) NOTWITHSTANDING SUBSECTIONS (4)(a)(I)(A) TO (4)(a)(I)(C) OF
THIS SECTION, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE
MAY APPOINT, AT THE DISCRETION OF THE EXECUTIVE DIRECTOR, AN
AUTHORIZED AGENT TO REPRESENT A CATEGORY OF COUNTY THAT THE
AUTHORIZED AGENT IS NOT FROM IF AN AUTHORIZED AGENT FROM THAT
CATEGORY OF COUNTY IS NOT RECOMMENDED OR AVAILABLE FOR
APPOINTMENT OR FOR OTHER REASONS AS DETERMINED BY THE EXECUTIVE
DIRECTOR.

(c) AN ACT OF THE COMMITTEE IS VOID UNLESS A MAJORITY OF THE
APPOINTED MEMBERS HAS VOTED IN FAVOR OF THE ACT.

(d) THE COMMITTEE HAS THE FOLLOWING POWERS AND DUTIES:

(I) TO APPROVE THE ANNUAL OPERATION BUDGET PROPOSAL FOR
THE APPROPRIATIONS FOR THE FOLLOWING CATEGORIES OF COLORADO
DRIVES:

(A) PERSONAL SERVICES;

(B) OPERATING EXPENSES;

(C) COUNTY OFFICE ASSET MAINTENANCE; AND

(D) COUNTY OFFICE IMPROVEMENTS;

(II) TO FIX THE TIME WHEN AND PLACE WHERE MEETINGS ARE HELD;
AND

(III) TO ESTABLISH SUBCOMMITTEES AND WORKING GROUPS TO REPORT TO THE COMMITTEE.

~~(5) The department and the authorized agents' advisory committee shall develop procedures and provide a formula for the reimbursement of expenditures made by any county that has a data processing system for the registration and titling of motor vehicles. Such reimbursement shall not commence until July 1, 1984, and shall not exceed an amount that would be required to establish and maintain such system as if it were a component of the Colorado state titling and registration system established pursuant to this section.~~

~~(6) After July 1, 1983, all counties, except those operating data processing systems for motor vehicle registration and titling on such date or having a data processing system on such date which will be operational for such registration and titling purposes by January 1, 1984, shall utilize the data processing system established pursuant to this section.~~

SECTION 6. In Colorado Revised Statutes, amend 42-1-213 as follows:

~~42-1-213. Commission of authorized agents. County clerk and recorders, and the manager of revenue in the city and county of Denver or such other official of the city and county of Denver as may be appointed by the mayor to perform functions related to the registration of motor vehicles, are authorized to~~ AUTHORIZED AGENTS MAY retain fifty cents out of the moneys MONEY collected by them on each TRANSACTION IN WHICH specific ownership tax IS COLLECTED, which fifty cents shall be IS the only fee allowed county clerk and recorders, and the manager of revenue in the city and county of Denver or such other official of the city and county of Denver as may be appointed by the mayor to perform functions related to the registration of motor vehicles, REMUNERATION AN AUTHORIZED AGENT IS ALLOWED TO RETAIN for collecting specific ownership taxes and issuing receipts. therefor. In counties of the fifth class, the sums so retained by the county clerk and recorder shall be used in defraying AUTHORIZED AGENT SHALL USE THE RETAINED FUNDS TO DEFRAY the necessary expenses in connection with the collection and administration of specific ownership taxes as directed by articles 1 to 4 of this title, but the manager of revenue in the city and county of Denver or such other official of the city and county of Denver as may be appointed by the mayor to perform functions

~~related to the registration of motor vehicles and the county clerk and recorders TITLE 42. AUTHORIZED AGENTS in all other counties above the fifth class shall deposit in the general fund of said city and county, or of said county, all such sums so retained under this section. and the necessary costs of said collection and administration shall be paid by regular warrant of said city and county, or county, upon voucher duly submitted and approved.~~

SECTION 7. In Colorado Revised Statutes, amend 42-1-214 as follows:

42-1-214. Duties of authorized agents. (1) ~~Every county clerk and recorder or other person designated as an authorized agent, of the department for the administration of the provisions of articles 1 to 4 (except part 3 of article 2) of this title, on or before the fifteenth day of each calendar month, shall transmit to the department all fees and moneys MONEY collected by such THE agent under the provisions of said articles 1 TO 4 (EXCEPT PART 3 OF ARTICLE 2) OF THIS TITLE 42 during the preceding calendar month, except such sums as are by said articles specifically authorized to be retained by said county clerk and recorder, together with a complete report of all vehicles registered and all licenses issued in said county during said previous month, such reports to be made on blank report sheets to be furnished free by the department THE AUTHORIZED AGENT.~~

(2) ~~The county clerk and recorders or other authorized agents shall deposit weekly all moneys MONEY received in the administration of any motor vehicle license law with the county treasurers of their respective counties and take a receipt. therefor, said moneys to be kept THE AUTHORIZED AGENT SHALL DEPOSIT THE MONEY in a separate fund ADMINISTERED by said THE county treasurers, and the county clerk and recorders or other authorized agents shall ARE not be held liable for the safekeeping of such THE funds after so depositing them. Said THE county treasurers shall accept all moneys MONEY tendered to them by the county clerk and recorders or authorized agents for deposit as provided in this section.~~

(3) ~~On or before the fifteenth day of each calendar month, the county clerk and recorders or other authorized agents of the department COUNTY TREASURER shall send together with their monthly report to the department, THE MONEY COLLECTED FOR THE DEPARTMENT BY THE~~

AUTHORIZED AGENT TO THE DEPARTMENT BY:

(a) AN ELECTRONIC FUNDS TRANSFER COVERING THE FUNDS THAT HAVE BEEN DEPOSITED WITH THE COUNTY TREASURER DURING THE PREVIOUS MONTH; OR

(b) A warrant drawn on the county treasurer of their county, payable to the department on demand, covering the amount of ~~such~~ THE funds that may have been deposited with the county treasurer DURING the previous month, and the county treasurer shall pay ~~such~~ THE warrant on demand and presentation. ~~of same by the legal holders thereof.~~

SECTION 8. In Colorado Revised Statutes, 42-1-231, **amend** (3) as follows:

42-1-231. Kiosk pilot program - repeal. (3) (a) The department may accept financial assistance from an authorized agent or a private party to implement this program, so long as the financial assistance is directly related to the kiosk pilot program and does not stipulate a condition that conflicts with state law.

(b) (I) The department shall transfer any money accepted under this subsection (3) to the state treasurer, who shall credit it to the Colorado state titling and registration account created in section 42-1-211. The department shall use any money accepted under this subsection (3) to implement this section.

(II) THIS SUBSECTION (3)(b) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2018.

(c) (I) THE DEPARTMENT SHALL TRANSFER ANY MONEY ACCEPTED UNDER THIS SUBSECTION (3) TO THE STATE TREASURER, WHO SHALL CREDIT IT TO THE COLORADO DRIVES VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211. THE DEPARTMENT SHALL USE ANY MONEY ACCEPTED UNDER THIS SUBSECTION (3) TO IMPLEMENT THIS SECTION.

(II) (A) THIS SUBSECTION (3)(c) TAKES EFFECT SEPTEMBER 1, 2018.

(B) THIS SUBSECTION (3)(c)(II) IS REPEALED, EFFECTIVE JULY 1, 2019.

SECTION 9. In Colorado Revised Statutes, 42-2-119, repeal (2.5) as follows:

42-2-119. Notices - change of address or name. (2.5) For purposes of subsection (2) of this section, "last-known address" means:

~~(a) For notifications regarding motor vehicles, the most recent address provided on a vehicle registration or vehicle registration address change notification provided pursuant to section 42-3-113;~~

~~(b) For notifications regarding driving privileges, driver's licenses, or identification cards when there is a driver's license or identification card on file with the department, the most recent of either:~~

~~(I) The mailing address provided by an applicant for a driver's license or identification card;~~

~~(II) The mailing address stated on an address change notification provided to the department pursuant to subsection (1) of this section, or~~

~~(III) The corrected address as reported by an address correction service licensed by the United States postal service;~~

~~(c) For notifications regarding driving privileges or identification cards when there is no driver's license or identification card on file with the department, the most recent address shown on any other record on file with the department pursuant to this article and as may be corrected by an address correction service licensed by the United States postal service.~~

SECTION 10. In Colorado Revised Statutes, 42-2-126, amend (8)(a)(I) as follows:

42-2-126. Revocation of license based on administrative determination. (8) Hearing. (a) (I) The hearing shall be scheduled to be held as quickly as practicable but not more than sixty days after the date the department receives the request for a hearing; except that, if a hearing is rescheduled because of the unavailability of a law enforcement officer or the hearing officer in accordance with subparagraph ~~(III) or (IV)~~ of this paragraph ~~(a)~~ **SUBSECTION (8)(a)(III) OR (8)(a)(IV) OF THIS SECTION**, the hearing may be rescheduled more than sixty days after the date the

department receives the request for the hearing, and the department shall continue any temporary driving privileges held by the person until the date to which the hearing is rescheduled. At least ten days prior to the scheduled or rescheduled hearing, the department shall provide in the manner specified in section 42-2-119 (2) a written notice of the time and place of the hearing to the respondent unless the parties agree to waive this requirement. Notwithstanding the provisions of ~~section~~ SECTIONS 42-2-119 AND 42-1-102, the last-known address of the respondent for purposes of notice for any hearing pursuant to this section ~~shall be~~ IS the address stated on the hearing request form.

SECTION 11. In Colorado Revised Statutes, 42-3-105, amend (1)(c)(II) as follows:

42-3-105. Application for registration - tax. (1) (c) (II) For the purposes of this paragraph ~~(c)~~ SUBSECTION (1)(c), "vehicle-related entity" means ~~any county clerk and recorder or AN AUTHORIZED AGENT, designated employee of such county clerk and recorder~~ AN AUTHORIZED AGENT, any Colorado law enforcement officer, any licensed Colorado dealer, any licensed inspection and readjustment station, or any licensed diesel inspection station.

SECTION 12. In Colorado Revised Statutes, 42-3-107, amend (15)(f) and (27)(f)(I) as follows:

42-3-107. Taxable value of classes of property - rate of tax - when and where payable - department duties - apportionment of tax collections - definitions - rules - repeal. (15) (f) ~~The county clerk and recorder~~ AUTHORIZED AGENT shall include the value of all equipment that has been mounted on or attached to Class F personal property in the calculation of the annual specific ownership tax. The registrations for such personal property and equipment shall be made available to the county assessor.

(27) (f) (I) This subsection (27) ~~shall apply~~ APPLIES to registration renewal for fleet vehicles. ~~upon implementation of the Colorado state titling and registration system, established in section 42-1-211, by the department.~~

SECTION 13. In Colorado Revised Statutes, 42-3-112, amend

(1.5)(c) as follows:

42-3-112. Failure to pay tax - penalty - rules. (1.5) (c) The executive director of the department shall consult with the ~~county clerk and recorders~~ AUTHORIZED AGENTS in promulgating the rules required by ~~paragraph (a) of this subsection (1.5)~~ SUBSECTION (1.5)(a) OF THIS SECTION.

SECTION 14. In Colorado Revised Statutes, 42-3-113, amend (1) introductory portion and (1)(a) as follows:

42-3-113. Records of application and registration - definitions. (1) The department shall file each application received and, when satisfied that the applicant is entitled to register the vehicle, shall register the vehicle and the ITS owner of ~~such vehicle~~ as follows:

(a) The owner and vehicle ~~shall be~~ ARE assigned a distinct registration number, referred to in this article as the "registration number". Each registration number assigned to a vehicle and its owner ~~shall be~~ IS designated "urban" if the owner resides within the limits of a city or incorporated town. Each registration number assigned to a vehicle and its owner ~~shall be~~ IS designated "rural" if the owner resides outside the limits of a city or incorporated town. The ~~county clerk and recorder~~ AUTHORIZED AGENT of each county shall certify to the department as soon as possible after the end of the calendar year, but not later than May 1 of the following year, the total number of vehicles classified as "urban" and the total number of vehicles classified as "rural".

SECTION 15. In Colorado Revised Statutes, 42-3-123, amend (2) as follows:

42-3-123. Dishonored payment - recovery of taxes, fees, and plates. (2) If the owner fails to return the ~~tax receipt, license fee receipt, and registration number plates~~ ANY REQUESTED DOCUMENTS OR LICENSE PLATES to the authorized agent within ~~ten days~~ A REASONABLE TIME, AS SPECIFIED BY THE AUTHORIZED AGENT, after the date of mailing of ~~said~~ THE notice, the authorized agent ~~shall~~ MAY immediately repossess ~~such~~ THE tax receipt, license fee receipt, and ~~registration number~~ LICENSE plates ~~as may have been~~ THAT WERE issued under ~~such revoked~~ THE CANCELED registration, and the county sheriff or the Denver manager of safety, or an equivalent person in the city and county of Broomfield, upon request by an

authorized agent, shall sequester or recover possession of such THE receipts and registration number LICENSE plates within his or her jurisdiction. All receipts and registration number plates repossessed under this section shall be returned to the issuing authorized agent THE SHERIFF, MANAGER, OR EQUIVALENT WHO HAS RECOVERED POSSESSION OF A RECEIPT OR LICENSE PLATE SHALL TRANSFER THE RECEIPT OR LICENSE PLATE TO THE AUTHORIZED AGENT. An owner attaching and using registration number WHO ATTACHES OR USES LICENSE plates acquired under a revoked CANCELED registration shall be IS subject to the penalties provided in section 42-3-121.

SECTION 16. In Colorado Revised Statutes, 42-3-203, repeal (3)(d)(II) as follows:

42-3-203. Standardized plates - notice of funding through gifts, grants, and donations - rules - repeal. (3) (d) (II) (A) ~~The department may seek and accept gifts, grants, or donations from private or public sources to implement this paragraph (d); except that the department may not accept a gift, grant, or donation that is subject to conditions that are inconsistent with any law of the state. The department shall transmit gifts, grants, and donations to the state treasurer, who shall credit them; depending on the purpose for which they were received, to the Colorado state titling and registration account created in section 42-1-211 (2) or to the license plate cash fund created in section 42-3-301.~~

~~(B) The department shall notify the legislative council staff when it has received adequate funding through gifts, grants, or donations to implement this paragraph (d) and shall include in the notification the information specified in section 24-75-1303 (3), C.R.S.~~

SECTION 17. In Colorado Revised Statutes, 42-3-304, amend (18)(d)(I), (19)(a) introductory portion, (19)(a)(I), (19)(a)(II), (24), (25)(a), and (25)(b) as follows:

42-3-304. Registration fees - passenger and passenger-mile taxes - clean screen fund - definitions - repeal. (18) (d) (I) (A) In addition to any other fee imposed by this section, the owner, shall pay, at the time of registering IN ORDER TO REGISTER a motor vehicle or low-power scooter, MUST PAY a motorist insurance identification fee. The fee shall be adjusted annually by the department SHALL ANNUALLY ADJUST THE FEE based upon

~~moncys appropriated~~ APPROPRIATIONS MADE by the general assembly for the operation of the motorist insurance identification database program. The department shall transmit the fee to the state treasurer, who shall credit it to the Colorado state titling and registration account created in section 42-1-211 (2). THIS SUBSECTION (18)(d)(I)(A) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2018.

(B) IN ADDITION TO ANY OTHER FEE IMPOSED BY THIS SECTION, THE OWNER, IN ORDER TO REGISTER A MOTOR VEHICLE OR LOW-POWER SCOOTER, MUST PAY A MOTORIST INSURANCE IDENTIFICATION FEE. THE DEPARTMENT SHALL ANNUALLY ADJUST THE FEE BASED UPON APPROPRIATIONS MADE BY THE GENERAL ASSEMBLY FOR THE OPERATION OF THE MOTORIST INSURANCE IDENTIFICATION DATABASE PROGRAM. THE DEPARTMENT SHALL TRANSMIT THE FEE TO THE STATE TREASURER, WHO SHALL CREDIT IT TO THE COLORADO DRIVES VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2). THIS SUBSECTION (18)(d)(I)(B) TAKES EFFECT SEPTEMBER 1, 2018.

(19) (a) If the air quality control commission determines pursuant to section 42-4-306 (23)(b) to implement an expanded clean screen program in the enhanced emissions program area, on and after the specific dates determined by the commission for each of the following subparagraphs SUBSECTIONS:

(I) In addition to any other fee imposed by this section, ~~county clerks and recorders~~ AUTHORIZED AGENTS, acting as agents for the clean screen authority, shall collect at the time of registration an emissions inspection fee in an amount determined by section 42-4-311 (6)(a) on every motor vehicle that the department of revenue has determined from data provided by its contractor to have been clean screened; except that the motorist ~~shall not be required to~~ NEED NOT pay ~~such~~ THE emissions inspection fee if the ~~county clerk and recorder~~ AUTHORIZED AGENT determines that a valid certification of emissions compliance has already been issued for the vehicle being registered indicating that the vehicle passed the applicable emissions test at an enhanced inspection center, inspection and readjustment station, motor vehicle dealer test facility, or fleet inspection station.

(II) ~~County clerks and recorders shall be entitled to~~ AUTHORIZED AGENTS MAY retain three and one-third percent of the fee so collected to

cover the clerks' AGENT'S expenses in the collection and remittance of such THE fee. County treasurers shall, no later than ten days after the last business day of each month, remit the remainder of such THE fee to the clean screen authority created in section 42-4-307.5. The clean screen authority shall transmit such THE fee to the state treasurer, who shall deposit the same REMAINDER in the clean screen fund, which fund is hereby created. The clean screen fund shall be IS a pass-through trust account to be held in trust solely for the purposes and the beneficiaries specified in this subsection (19). Moneys MONEY in the clean screen fund shall not constitute IS NOT fiscal year spending of the state for purposes of section 20 of article X of the state constitution and such moneys shall be deemed IS a custodial funds FUND that are IS not subject to appropriation by the general assembly. Interest earned from the deposit and investment of moneys MONEY in the clean screen fund shall be credited to the clean screen fund, and the clean screen authority may also expend interest earned on the deposit and investment of the clean screen fund to pay for its costs associated with the implementation of House Bill 01-1402, enacted at the first regular session of the sixty-third general assembly. The clean screen authority may also expend interest earned on the deposit and investment of the clean screen fund to pay for its costs associated with the implementation of House Bill 06-1302, enacted at the second regular session of the sixty-fifth general assembly.

(24) In addition to any other fee imposed by this section, at the time of registration, the owner shall pay a fee of one dollar on every item of Class A, B, or C personal property required to be registered pursuant to BY this article. Notwithstanding the requirements of section 43-4-203, ~~C.R.S.~~; such fee shall be transmitted THE DEPARTMENT SHALL TRANSMIT THE FEE to the state treasurer, who shall credit the same IT to the peace officers standards and training board cash fund, created in section 24-31-303 (2)(b); ~~C.R.S.~~; except that county clerks and recorders shall be entitled to AUTHORIZED AGENTS MAY retain five percent of the fee collected to cover the clerks' AGENTS' expenses in the collection and remittance of such THE fee. All of the moneys MONEY in the fund that are IS collected pursuant to UNDER this subsection (24) shall be used by the peace officers standards and training board for the purposes specified in section 24-31-310. ~~C.R.S.~~

(25) (a) ~~Beginning January 1, 2014;~~ In addition to any other fee imposed by this section, county clerks and recorders EACH AUTHORIZED AGENT shall annually collect a fee of fifty dollars at the time of registration

on every plug-in electric motor vehicle. ~~County clerks and recorders~~ THE AUTHORIZED AGENT shall transmit the fee to the state treasurer, who shall credit thirty dollars of each fee to the highway users tax fund created in section 43-4-201, ~~C.R.S.~~, and twenty dollars of each fee to the electric vehicle grant fund created in section 24-38.5-103. ~~C.R.S.~~

(b) The department of revenue shall create an electric vehicle decal, which ~~a county clerk and recorder~~ AN AUTHORIZED AGENT shall give to each person who pays the fee charged under ~~paragraph (a) of this subsection (25)~~ SUBSECTION (25)(a) OF THIS SECTION. The decal must be attached to the upper right-hand corner of the front windshield on the motor vehicle for which it was issued. If there is a change of vehicle ownership, the decal is transferable to the new owner.

SECTION 18. In Colorado Revised Statutes, 42-3-306, amend (14)(b) as follows:

42-3-306. Registration fees - passenger and passenger-mile taxes - fee schedule - repeal. (14) (b) (I) (A) The fee required by ~~paragraph (a) of this subsection (14)~~ shall apply to SUBSECTION (14)(a) OF THIS SECTION IS REQUIRED FOR every registration of a motor vehicle that is designed primarily to be operated or drawn on any highway in the state and ~~shall be~~ IS REQUIRED in addition to the annual registration fee for the vehicle; except that the fee ~~shall~~ DOES not apply to a vehicle that is exempt from payment of the registration fees imposed by this ~~article~~ ARTICLE 3. The DEPARTMENT SHALL CREDIT THE fee ~~shall be credited~~ to the Colorado state titling and registration account in the highway users tax fund created in section 42-1-211 (2).

(B) THIS SUBSECTION (14)(b) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2018.

(II) (A) THE FEE REQUIRED BY SUBSECTION (14)(a) OF THIS SECTION IS REQUIRED FOR EVERY REGISTRATION OF A MOTOR VEHICLE THAT IS DESIGNED PRIMARILY TO BE OPERATED OR DRAWN ON ANY HIGHWAY IN THE STATE AND IS REQUIRED IN ADDITION TO THE ANNUAL REGISTRATION FEE FOR THE VEHICLE; EXCEPT THAT THE FEE DOES NOT APPLY TO A VEHICLE THAT IS EXEMPT FROM PAYMENT OF THE REGISTRATION FEES IMPOSED BY THIS ARTICLE 3. THE DEPARTMENT SHALL CREDIT THE FEE TO THE COLORADO DRIVES VEHICLE SERVICES ACCOUNT IN THE HIGHWAY USERS

TAX FUND CREATED IN SECTION 42-1-211 (2).

(B) THIS SUBSECTION (14)(b)(II) TAKES EFFECT SEPTEMBER 1, 2018. THIS SUBSECTION (14)(b)(II)(B) IS REPEALED, EFFECTIVE JULY 1, 2019.

SECTION 19. In Colorado Revised Statutes, 42-3-313, amend (2)(c)(I) as follows:

42-3-313. Fee for long-term or permanent registration - trailers and semitrailers. (2) (c) The department shall transfer the remainder of the fee to the state treasurer, who shall credit the following amounts to the following funds:

(I) Fifty cents to the Colorado state titling and registration account created in section 42-1-211 (2) within the highway users tax fund UNTIL SEPTEMBER 1, 2018, AND THEREAFTER TO THE COLORADO DRIVES VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2) WITHIN THE HIGHWAY USERS TAX FUND;

SECTION 20. In Colorado Revised Statutes, 42-4-305, amend (12) as follows:

42-4-305. Powers and duties of executive director - automobile inspection and readjustment program - basic emissions program - enhanced emissions program - clean screen program - rules. (12) The executive director shall promulgate such rules, consistent with those of the commission, as may be necessary for implementation, enforcement, and quality assurance and for procedures and policies that allow data collected from the clean screen program to be matched with vehicle ownership information and for such THE information to be transferred to county clerks and recorders. ~~Such~~ AUTHORIZED AGENTS. THE rules shall MUST set forth the procedures for the executive director to inform county clerks and recorders AUTHORIZED AGENTS of the emission inspection status of vehicles up for registration renewal.

SECTION 21. In Colorado Revised Statutes, 42-4-310, amend (5)(b) as follows:

42-4-310. Periodic emissions control inspection required. (5) (b) (I) If the commission does not specify a date for ~~the county clerks~~

~~and recorders~~ AUTHORIZED AGENTS in the basic emissions program area to begin collecting emissions inspection fees at the time of registration pursuant to section 42-3-304 (19)(a), or if the contractor determines that the A motor vehicle required to be registered in the basic program area has complied with the inspection requirements pursuant to this subsection (5), a notice shall be sent to the owner of the vehicle identifying the owner of the vehicle, the license plate number, and other pertinent registration information, and stating that the vehicle has successfully complied with the applicable emission requirements. ~~Such~~ THE notice ~~shall~~ MUST also include a notification that the registered owner of the vehicle may return the notice to the ~~contractor~~ AUTHORIZED AGENT with the payment as set forth on the notice to pay for the clean screen program. ~~Upon~~ THE receipt of the payment from the motor vehicle owner ~~the county clerk shall be notified~~ IS NOTICE that the motor vehicle has complied with the inspection requirements pursuant to this subsection (5).

(II) For vehicles with registration renewals coming due on or after the dates specified by the commission for ~~county clerks and recorders~~ AUTHORIZED AGENTS to collect emissions inspection fees at the time of registration, if the contractor determines that a motor vehicle required to be registered in the program area has complied with the inspection requirements pursuant to this subsection (5), the contractor shall send a notice to the department of revenue identifying the owner of the vehicle, the license plate number, and any other pertinent registration information, stating that the vehicle has successfully complied with the applicable emission requirements.

SECTION 22. In Colorado Revised Statutes, 42-4-1409, amend (9) as follows:

42-4-1409. Compulsory insurance - penalty - legislative intent.
(9) It is the intent of the general assembly that the ~~moneys~~ MONEY collected as fines imposed pursuant to ~~paragraphs (a) and (b) of subsection (4)~~ SUBSECTIONS (4)(a) AND (4)(b) of this section are to be used for the supervision of the public highways. The general assembly determines that law enforcement agencies that patrol and maintain the public safety on public highways are supervising the public highways. The general assembly further determines that ~~a clerk and recorder for a county~~ AN AUTHORIZED AGENT is supervising the public highways through his or her enforcement of the requirements for demonstration of proof of motor vehicle insurance

pursuant to section 42-3-105 (1)(d). Therefore, of the moneys MONEY collected from fines pursuant to paragraphs (a) and (b) of subsection (4) SUBSECTIONS (4)(a) AND (4)(b) of this section, fifty percent of these moneys shall be transferred to the law enforcement agency that issued the ticket for a violation of this section. The remaining fifty percent of the moneys MONEY collected from fines for violations of paragraph (a) or (b) of subsection (4) SUBSECTION (4)(a) OR (4)(b) of this section shall be transmitted to the clerk and recorder AUTHORIZED AGENT for the county in which the violation occurred.

SECTION 23. In Colorado Revised Statutes, 42-6-102, amend (1.5) as follows:

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

(1.5) "Authorized agent" means ~~the county clerk and recorder in each of the counties of the state or such other official of a city and county appointed to perform the function of titling of or recording liens on motor vehicles~~ HAS THE SAME MEANING AS SET FORTH IN SECTION 42-1-102 (5).

SECTION 24. In Colorado Revised Statutes, repeal 42-6-105 as follows:

42-6-105. Authorized agents. ~~The county clerk and recorder in each of the counties of the state, including the city and county of Broomfield, and the manager of revenue or such other official of the city and county of Denver as may be appointed by the mayor to perform functions related to the registration of motor vehicles is designated to be the authorized agent of the director and, under the direction of the director, is charged with the administration of this part 1 and the rules that may be adopted for the administration of this part 1 in the county where the authorized agent holds office.~~

SECTION 25. In Colorado Revised Statutes, 42-4-2103, amend (4) introductory portion as follows:

42-4-2103. Abandonment of motor vehicles - private property - rules. (4) Within ten THREE days after the receipt of the report RECORDS set forth in paragraph (b) of subsection (3) SUBSECTION (3)(c) of this

section from the department, the operator shall notify by certified mail the owner of record, including an out-of-state owner of record. The operator shall make a reasonable effort to ascertain the address of the owner of record. ~~Such~~ THE notice shall MUST contain the following information:

SECTION 26. In Colorado Revised Statutes, 42-12-301, amend (3)(c) as follows:

42-12-301. Special registration of horseless carriages - rules. (3) (c) A person who has registered a vehicle under this section shall renew the registration within thirty days prior to its expiration date. If the application for renewal, together with the fees, is not received by the director prior to the expiration date, the director shall notify the registered owner, at the ~~address shown by the department's records~~ OWNER'S LAST-KNOWN ADDRESS, by regular mail, to reregister the vehicle or surrender the registration plate within ten days after the expiration date of the registration. If the notice is not complied with, the director shall secure the return of the plate.

SECTION 27. In Colorado Revised Statutes, 1-2-302, amend (6) and (6.7) as follows:

1-2-302. Maintenance of computerized statewide voter registration list - confidentiality. (6) The secretary of state shall determine and use other necessary means to maintain the master list of registered electors on a current basis. ~~In accordance with the provisions of section 42-1-211, C.R.S.;~~ The department of state and the department of revenue shall allow for the exchange of information between the systems used by them to collect information on residence addresses, signatures, and party affiliation for all applicants for driver's licenses or state identification cards. The department of revenue may exchange information on residence addresses in the driver's license database with the motor vehicle registration database, motorist insurance database, and the state income tax information systems.

(6.7) ~~In accordance with the requirements of section 42-1-211 (1.5)(c), C.R.S.;~~ The department of revenue shall enter into an agreement with the federal commissioner of social security for the purpose of verifying applicable information in accordance with the requirements of section 303 (a)(5)(B)(ii) of the federal "Help America Vote Act of 2002",

52 U.S.C. SEC. 20901 et seq.

SECTION 28. In Colorado Revised Statutes, 24-30-2210, amend (1) as follows:

24-30-2210. Administration. (1) The committee shall notify the department of revenue when the right to use a registration number has been sold and the committee has collected the state's sale proceeds or approval and transfer royalty. Upon receiving the notice, the department of revenue shall create a record in the Colorado state titling and registration system DRIVES, created in section 42-1-211, ~~C.R.S.~~, containing the name of the buyer, the vehicle identification number, if applicable, and the corresponding registration number.

SECTION 29. In Colorado Revised Statutes, 24-75-402, amend (5)(h) as follows:

24-75-402. Cash funds - limit on uncommitted reserves - reduction in amount of fees - exclusions - repeal. (5) Notwithstanding any provision of this section to the contrary, the following cash funds are excluded from the limitations specified in this section:

(h) The highway users tax fund and the state highway fund; except that the emergency medical services account created in section 25-3.5-603, ~~C.R.S.~~, the Colorado state titling and registration ACCOUNT, AS IT EXISTED BEFORE JULY 1, 2019, AND THE COLORADO DRIVES VEHICLE SERVICES account created in section 42-1-211 (2), ~~C.R.S.~~, and the AIR account created in section 42-3-304 (18)(a) ~~C.R.S.~~, included in the highway users tax fund shall be subject to the provisions of this section;

SECTION 30. In Colorado Revised Statutes, 43-4-207, amend (2)(e) as follows:

43-4-207. County allocation. (2) For the fiscal year commencing July 1, 1989, and each fiscal year thereafter, for the purpose of allocating moneys in the highway users tax fund to the various counties throughout the state, the following method is hereby adopted:

(e) The ~~county clerk and recorder~~ AUTHORIZED AGENT, AS DEFINED IN SECTION 42-1-102, in each county shall certify to the department of

revenue the number of motor vehicle licenses issued during the preceding calendar year to persons residing within the limits of a county and whether or not such persons reside in cities, incorporated towns, or in unincorporated portions of the county. Upon receipt of the CERTIFIED information, ~~certified by the respective county clerk and recorders,~~ the department of revenue shall tabulate the total number of all motor vehicle licenses issued during the preceding calendar year to persons residing within the limits of the respective counties in the entire state and within the limits of each city or incorporated town within the respective counties. The department of revenue shall then determine the percentage that the rural motor vehicle registration in each county bears to the total rural motor vehicle registration in the entire state and shall then determine the percentage that the countywide motor vehicle registration in each county bears to the total countywide rural and urban motor vehicle registration in the entire state. On or before May 1 of each year, the department of revenue shall certify to the state treasurer the percentage of motor vehicle registration for each county as provided in this paragraph ~~(c)~~ SUBSECTION (2)(e).

SECTION 31. In Colorado Revised Statutes, 43-4-208, repeal (4) as follows:

~~43-4-208. Municipal allocation. (4) The county clerk and recorder in each county shall certify to the department of revenue the number of motor vehicle licenses issued during the preceding calendar year to persons residing within the limits of each city and incorporated town within the county. Upon receipt of this information certified by the respective county clerks and recorders, the department of revenue shall tabulate the total number of all motor vehicle licenses issued during the preceding calendar year to persons residing within the limits of the respective cities and incorporated towns in the entire state. The department of revenue shall apply the factor provided in subsection (2)(a) of this section by registration groupings to the urban motor vehicle registration of each city and incorporated town to determine an adjusted urban motor vehicle registration and shall then determine the percentage that the urban motor vehicle registration in each city and incorporated town bears to the total adjusted urban motor vehicle registration in the entire state. On or before May 1 of each year, the department of revenue shall certify to the state treasurer the percentage of adjusted urban motor vehicle registration for each city and incorporated town as provided in this subsection (4).~~

SECTION 32. In Colorado Revised Statutes, 43-4-506, amend (1)(k) as follows:

43-4-506. Powers of the authority - inclusion or exclusion of property - determination of public highway alignment. (1) In addition to any other powers granted to the authority pursuant to this part 5, the authority has the following powers:

(k) To impose an annual motor vehicle registration fee of not more than ten dollars for each motor vehicle registered with the ~~county clerk and recorder~~ AUTHORIZED AGENT, AS DEFINED IN SECTION 42-1-102, of the county by persons residing in all or any designated portion of the members of the combination. ~~Such~~ THE registration fee ~~shall be~~ IS in addition to any fee or tax imposed by the state or any other governmental unit. If a motor vehicle is registered in a county which is a member of more than one authority, the total of all fees imposed pursuant to this ~~paragraph (k)~~ SUBSECTION (1)(k) for any such motor vehicle shall not exceed ten dollars. ~~Such~~ THE AUTHORIZED AGENT SHALL COLLECT THE fee ~~shall be collected by the county clerk and recorder of the county in which the registration fee is imposed and remitted~~ AND REMIT THE FEE to the authority. The authority shall apply ~~such~~ THE registration fees solely to the financing, construction, operation, or maintenance of public highways.

SECTION 33. In Colorado Revised Statutes, 43-4-605, amend (1)(i) as follows:

43-4-605. Powers of the authority - inclusion or exclusion of property - determination of regional transportation system alignment - fund created - repeal. (1) In addition to any other powers granted to the authority pursuant to this part 6, the authority has the following powers:

(i) To impose an annual motor vehicle registration fee of not more than ten dollars for each motor vehicle registered with the ~~county clerk and recorder~~ AUTHORIZED AGENT, AS DEFINED IN SECTION 42-1-102, of the county by persons residing in all or any designated portion of the members of the combination; except that the authority shall not impose a motor registration fee with respect to motor vehicles registered to persons residing outside the boundaries of the authority and within the boundaries of a municipality as the boundaries of the municipality exist on the date the authority is created without the consent of the governing body of the

municipality or outside the boundaries of the authority and within the unincorporated boundaries of a county as the unincorporated boundaries of the county exist on the date the authority is created without the consent of the governing body of the county. The registration fee is in addition to any fee or tax imposed by the state or any other governmental unit. If a motor vehicle is registered in a county that is a member of more than one authority, the total of all fees imposed pursuant to this ~~paragraph (i)~~ SUBSECTION (1)(i) for any such motor vehicle shall not exceed ten dollars. The ~~county clerk and recorder~~ AUTHORIZED AGENT of the county in which the registration fee is imposed shall collect the fee and remit the fee to the authority. The authority shall apply the registration fees solely to the financing, construction, operation, or maintenance of regional transportation systems that are consistent with the expenditures specified in section 18 of article X of the state constitution.

SECTION 34. In Colorado Revised Statutes, 42-6-102, amend (6) as follows:

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

(6) "File" means the creation of or addition to an electronic record maintained for a certificate of title by the director or an authorized agent. ~~of the director, as defined in section 42-6-105.~~

SECTION 35. In Colorado Revised Statutes, 1-2-202.5, amend (1)(a) as follows:

1-2-202.5. Online voter registration - online changes in elector information. (1) (a) An elector may register to vote, and a registered elector may change his or her residence in the registration record or change or withdraw his or her affiliation, by completing an electronic form on the official website of the secretary of state if the elector's signature is stored in digital form in the database systems maintained by the department of state pursuant to section 1-2-301 (1) or accessible to the department of state in accordance with the requirements of sections SECTION 1-2-302 (6). and ~~42-1-211 (1.5), C.R.S.~~

SECTION 36. Act subject to petition - effective date. Section 5 of this act takes effect July 30, 2018, and the remainder of this act takes

effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.



Crisanta Duran
SPEAKER OF THE HOUSE
OF REPRESENTATIVES



Kevin J. Grantham
PRESIDENT OF
THE SENATE

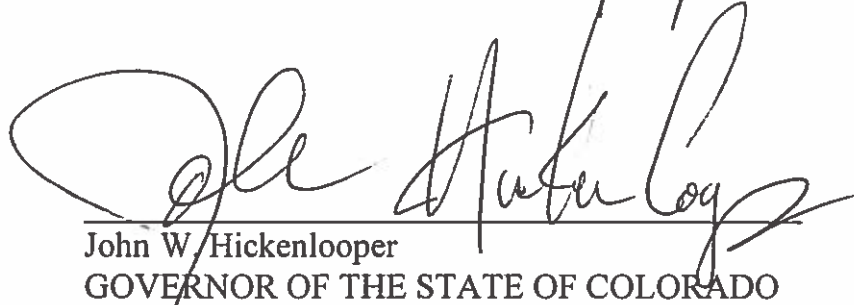


Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES



Effie Ameen
SECRETARY OF
THE SENATE

APPROVED 1:58 PM 4/4/17



John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO