

SENATE COMMITTEE OF REFERENCE REPORT

March 13, 2019

Chair of Committee

Date

Committee on State, Veterans, & Military Affairs.

After consideration on the merits, the Committee recommends the following:

SB19-054 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

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

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

5 **42-1-102. Definitions.** As used in articles 1 to 4 of this title 42,
6 unless the context otherwise requires:

7 (58) (a) "Motor vehicle" means:

8 (I) Any self-propelled vehicle that is designed primarily for travel
9 on ~~the public~~ highways and that is generally and commonly used to
10 transport persons and property over ~~the public highways;~~ or HIGHWAYS;

11 (II) A low-speed electric vehicle; OR

12 (III) A SURPLUS MILITARY VEHICLE.

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

16 (c) (I) For the purposes of the offenses described in sections
17 42-2-128, 42-4-1301, 42-4-1301.1, and 42-4-1401 for farm tractors and
18 off-highway vehicles, as defined in section 33-14.5-101 (3), operated on
19 streets and highways, "motor vehicle" includes a farm tractor or an
20 off-highway vehicle that is not otherwise classified as a motor vehicle.

21 (II) For the purposes of sections 42-2-127, 42-2-127.7, 42-2-128,
22 42-2-138, 42-2-206, 42-4-1301, and 42-4-1301.1, "motor vehicle"
23 includes a low-power scooter.

1 (102.6) "SURPLUS MILITARY VEHICLE":
2 (a) MEANS A SELF-PROPELLED VEHICLE THAT:
3 (I) HAS BEEN PURCHASED FOR NONMILITARY USE;
4 (II) WAS COMMONLY USED BY THE UNITED STATES ARMED FORCES
5 TO TRANSPORT PERSONS OR PROPERTY OVER THE HIGHWAY; AND
6 (III) WAS BUILT FOR THE UNITED STATES ARMED FORCES.
7 (b) DOES NOT INCLUDE HIGH MOBILITY MULTIPURPOSE WHEELED
8 VEHICLES, ALSO KNOWN AS HMMWVs OR HUMVEES.

9 **SECTION 2.** In Colorado Revised Statutes, 42-5-201, **add** (11.5)
10 as follows:

11 **42-5-201. Definitions.** As used in this part 2, unless the context
12 otherwise requires:

13 (11.5) "SURPLUS MILITARY VEHICLE" HAS THE SAME MEANING SET
14 FORTH IN SECTION 42-1-102.

15 **SECTION 3.** In Colorado Revised Statutes, 42-5-202, **add** (5) as
16 follows:

17 **42-5-202. Vehicle identification number inspection.** (5) A
18 SURPLUS MILITARY VEHICLE NEED NOT HAVE A PHYSICAL INSPECTION TO
19 DETERMINE WHETHER THE VEHICLE IS ROADWORTHY AS PART OF A
20 VEHICLE IDENTIFICATION NUMBER INSPECTION PERFORMED IN
21 ACCORDANCE WITH THIS PART 2.

22 **SECTION 4.** In Colorado Revised Statutes, 42-6-102, **amend**
23 (11.5)(a); **repeal** (11.5)(b)(III); and **add** (20.5) as follows:

24 **42-6-102. Definitions.** As used in this part 1, unless the context
25 otherwise requires:

26 (11.5) (a) "Off-highway vehicle" means a self-propelled vehicle
27 that is:

28 (I) Designed to travel on wheels or tracks in contact with the
29 ground; AND

30 (II) Designed primarily for use off of the public highways. ~~and~~

31 (III) ~~Generally and commonly used to transport persons for~~
32 ~~recreational purposes.~~

33 (b) "Off-highway vehicle" includes vehicles commonly known as
34 all-terrain vehicles and snowmobiles but does not include:

35 (III) ~~Military vehicles;~~

36 (20.5) "SURPLUS MILITARY VEHICLE" HAS THE SAME MEANING SET
37 FORTH IN SECTION 42-1-102.

38 **SECTION 5.** In Colorado Revised Statutes, 42-6-107, **amend**
39 (1)(a)(II) as follows:

40 **42-6-107. Certificates of title - contents - rules.** (1) (a) (II) In
41 addition to other information that the director may by rule require, the

1 certificates of title must contain the make and model of the motor or
2 off-highway vehicle described in the record, if the information is
3 available, together with the motor and any other serial number of the
4 vehicle; and a description of any other marks or symbols placed upon the
5 vehicle by the vehicle manufacturer for identification purposes; AND, IF
6 THE VEHICLE IS A SURPLUS MILITARY VEHICLE, A NOTATION TO THAT
7 EFFECT.

8 **SECTION 6. Safety clause.** The general assembly hereby finds,
9 determines, and declares that this act is necessary for the immediate
10 preservation of the public peace, health, and safety."

11 Page 1, line 101, strike "DEMILITARIZED MOTOR" and substitute
12 "SURPLUS MILITARY".

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