

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 19-0887.01 Jery Payne x2157

SENATE BILL 19-167

SENATE SPONSORSHIP

Danielson,

HOUSE SPONSORSHIP

Exum and Duran,

Senate Committees

Finance
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE CREATION OF A COLORADO PROFESSIONAL FIRE**
102 **FIGHTERS LICENSE PLATE, AND, IN CONNECTION THEREWITH,**
103 **MAKING AN APPROPRIATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill creates a Colorado professional fire fighters license plate. To be issued the plate, an applicant must pay 2 one-time \$25 fees and make a donation to a nonprofit organization selected by the department of revenue.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 42-3-253 as
3 follows:

4 **42-3-253. Special plates - Colorado professional fire fighters.**

5 (1) BEGINNING ON OR BEFORE JANUARY 1, 2020, THE DEPARTMENT SHALL
6 ISSUE SPECIAL LICENSE PLATES TO QUALIFIED APPLICANTS IN ACCORDANCE
7 WITH THIS SECTION FOR MOTORCYCLES, PASSENGER CARS, TRUCKS, OR
8 NONCOMMERCIAL OR RECREATIONAL MOTOR VEHICLES THAT DO NOT
9 EXCEED SIXTEEN THOUSAND POUNDS EMPTY WEIGHT.

10 (2) (a) THERE IS HEREBY ESTABLISHED THE COLORADO
11 PROFESSIONAL FIRE FIGHTERS LICENSE PLATE.

12 (b) THE DEPARTMENT SHALL USE A DESIGN FROM AN
13 ORGANIZATION MEETING THE STANDARDS OF SUBSECTION (3) OF THIS
14 SECTION, BUT THE DESIGN MUST CONFORM TO DEPARTMENT STANDARDS
15 AND BE APPROVED BY THE DEPARTMENT.

16 (3) (a) AT LEAST ONCE EVERY FIVE YEARS, THE DEPARTMENT
17 SHALL DESIGNATE AN ORGANIZATION TO QUALIFY APPLICANTS TO BE
18 ISSUED THE COLORADO PROFESSIONAL FIRE FIGHTERS LICENSE PLATE. THE
19 ORGANIZATION MUST:

20 (I) BE HEADQUARTERED IN COLORADO;

21 (II) HAVE BEEN IN EXISTENCE FOR AT LEAST TWENTY YEARS;

22 (III) HAVE A MINIMUM OF THREE THOUSAND MEMBERS RESIDING
23 IN COLORADO;

24 (IV) BE A NONPROFIT ORGANIZATION EXEMPT FROM TAXATION;

25 AND

26 (V) PROVIDE AID AND SUPPORT, EITHER DIRECTLY OR THROUGH AN

1 AFFILIATED ENTITY, TO COLORADO PROFESSIONAL FIRE FIGHTERS.

2 (b) A PERSON MAY APPLY FOR A COLORADO PROFESSIONAL FIRE
3 FIGHTERS LICENSE PLATE IF THE PERSON PAYS THE TAXES AND FEES
4 REQUIRED UNDER THIS SECTION AND PROVIDES TO THE DEPARTMENT OR
5 AN AUTHORIZED AGENT A CERTIFICATE ISSUED BY THE ORGANIZATION
6 CHOSEN IN ACCORDANCE WITH THIS SUBSECTION (3) CONFIRMING THAT
7 THE APPLICANT HAS MADE A DONATION TO THE DESIGNATED
8 ORGANIZATION AND THAT THE APPLICANT IS A MEMBER IN GOOD
9 STANDING OF THE DESIGNATED ORGANIZATION. THE ORGANIZATION MAY
10 ESTABLISH A MINIMUM DONATION AMOUNT TO QUALIFY FOR THE PLATE.
11 THE ORGANIZATION MUST VERIFY THAT THE PERSON REQUESTING A
12 CERTIFICATE IS OR WAS A PROFESSIONAL FIRE FIGHTER AND SHALL
13 PROVIDE A CERTIFICATE ONLY TO AN INDIVIDUAL WHO IS OR WAS A
14 PROFESSIONAL FIRE FIGHTER.

15 (c) TO QUALIFY APPLICANTS TO HAVE A COLORADO PROFESSIONAL
16 FIRE FIGHTERS LICENSE PLATE, THE ORGANIZATION CHOSEN IN
17 ACCORDANCE WITH THIS SUBSECTION (3) MUST FILE WITH THE
18 DEPARTMENT AN ANNUAL STATEMENT VERIFYING THAT IT IS A NONPROFIT
19 ORGANIZATION.

20 (4) THE AMOUNT OF THE TAXES AND FEES FOR SPECIAL LICENSE
21 PLATES UNDER THIS SECTION IS THE SAME AS THE AMOUNT OF THE TAXES
22 AND FEES FOR REGULAR MOTOR VEHICLE LICENSE PLATES; EXCEPT THAT
23 THE DEPARTMENT SHALL COLLECT AN ADDITIONAL ONE-TIME FEE OF
24 TWENTY-FIVE DOLLARS FOR ISSUANCE OR REPLACEMENT OF THE LICENSE
25 PLATE. THE DEPARTMENT SHALL TRANSMIT THE ADDITIONAL ONE-TIME
26 FEE TO THE STATE TREASURER, WHO SHALL CREDIT THE FEE TO THE
27 HIGHWAY USERS TAX FUND CREATED IN SECTION 43-4-201.

1 (5) A PERSON MAY APPLY FOR PERSONALIZED COLORADO
2 PROFESSIONAL FIRE FIGHTERS LICENSE PLATES. UPON PAYMENT OF THE
3 ADDITIONAL FEE REQUIRED BY SECTION 42-3-211 (6)(a) FOR
4 PERSONALIZED LICENSE PLATES, THE DEPARTMENT MAY ISSUE THE PLATES
5 IF THE APPLICANT COMPLIES WITH SECTION 42-3-211. IF AN APPLICANT
6 HAS EXISTING PERSONALIZED LICENSE PLATES FOR A MOTOR VEHICLE, THE
7 APPLICANT MAY TRANSFER THE COMBINATION OF LETTERS OR NUMBERS
8 TO A NEW SET OF COLORADO PROFESSIONAL FIRE FIGHTERS LICENSE
9 PLATES FOR THE VEHICLE UPON PAYING THE FEE REQUIRED BY SECTION
10 42-3-211 (6)(a) AND UPON TURNING IN THE EXISTING PLATES TO THE
11 DEPARTMENT. A PERSON WHO HAS OBTAINED PERSONALIZED LICENSE
12 PLATES UNDER THIS SUBSECTION (5) SHALL PAY THE ANNUAL FEE IMPOSED
13 BY SECTION 42-3-211 (6)(b) FOR RENEWAL OF THE PERSONALIZED PLATES.
14 THE FEES UNDER THIS SUBSECTION (5) ARE IN ADDITION TO ALL OTHER
15 APPLICABLE TAXES AND FEES.

16 **SECTION 2.** In Colorado Revised Statutes, **amend** 42-3-312 as
17 follows:

18 **42-3-312. Special license plate surcharge.** In addition to any
19 other fee imposed by this article 3, an applicant for a special license plate
20 created by rule in accordance with section 42-3-207, as the section existed
21 when the plate was created, or license plates issued pursuant to sections
22 42-3-211 to 42-3-214, sections 42-3-217 to 42-3-218, sections 42-3-221
23 to 42-3-234, and sections 42-3-237 to ~~42-3-252~~ 42-3-253 shall pay an
24 issuance fee of twenty-five dollars; except that the fee is not imposed on
25 special license plates exempted from additional fees for the issuance of
26 a military special license plate by section 42-3-213 (1)(b)(II). The
27 department shall transfer the fee to the state treasurer, who shall credit it

1 to the licensing services cash fund created in section 42-2-114.5.

2 **SECTION 3. Appropriation.** (1) For the 2019-20 state fiscal
3 year, \$56,364 is appropriated to the department of revenue for use by the
4 division of motor vehicles. This appropriation consists of \$51,864 from
5 the license plate cash fund created in section 42-3-301 (1)(b), C.R.S., and
6 \$4,500 from the Colorado DRIVES vehicle services account in the
7 highway users tax fund created in section 42-1-211 (2)(b)(I), C.R.S. To
8 implement this act, the division may use this appropriation as follows:

9 (a) \$51,864 from the license plate cash fund for license plate
10 ordering; and

11 (b) \$4,500 from the Colorado DRIVES vehicle services account
12 in the highway users tax fund for DRIVES maintenance and support.

13 **SECTION 4. Act subject to petition - effective date.** This act
14 takes effect at 12:01 a.m. on the day following the expiration of the
15 ninety-day period after final adjournment of the general assembly (August
16 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
17 referendum petition is filed pursuant to section 1 (3) of article V of the
18 state constitution against this act or an item, section, or part of this act
19 within such period, then the act, item, section, or part will not take effect
20 unless approved by the people at the general election to be held in
21 November 2020 and, in such case, will take effect on the date of the
22 official declaration of the vote thereon by the governor.