

CHAPTER 269

MOTOR VEHICLES AND TRAFFIC REGULATION

HOUSE BILL 22-1103

BY REPRESENTATIVE(S) Exum and Ricks, Bird, Herod, Hooton, Lindsay, Titone, Weissman;
also SENATOR(S) Coram and Fields, Buckner, Coleman, Gonzales, Story, Zenzinger, Fenberg.

AN ACT

**CONCERNING THE CREATION OF A DELTA SIGMA THETA SORORITY SPECIAL LICENSE PLATE, AND,
IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

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

SECTION 1. Legislative declaration. (1) The general assembly finds and declares that:

(a) Delta Sigma Theta Sorority has a long history in Colorado of philanthropy and community;

(b) The Denver Alumnae Chapter of the sorority was chartered in 1939 and has launched collaborative public service programs and projects serving the greater Denver metropolitan area for over eighty years;

(c) The Colorado Springs Alumnae Chapter of the sorority was chartered in 1969 and has conducted various public service projects to enhance the quality of life in southern Colorado metropolitan communities for over fifty years; and

(d) The statewide chapters of the sorority, which includes the Denver Alumnae Chapter, the Colorado Springs Alumnae Chapter, the Zeta Pi Collegiate Chapter, and the Tau Lambda Collegiate Chapter, are committed to continuing the organization's tradition of conducting public service projects throughout the state.

(2) The general assembly therefore declares that creating a license plate for the Colorado members of the Delta Sigma Theta Sorority will recognize the organization's history of giving back to the state and foster the organization's strong ties to the community.

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

SECTION 2. In Colorado Revised Statutes, **add** 42-3-261 as follows:

42-3-261. Special plates - Delta Sigma Theta Sorority - short title. (1) THE SHORT TITLE OF THIS SECTION IS THE "DELTA SIGMA THETA SORORITY LICENSE PLATE ACT".

(2) BEGINNING THE EARLIER OF JANUARY 1, 2023, OR WHEN THE DEPARTMENT IS ABLE TO ISSUE THE PLATES, THE DEPARTMENT SHALL ISSUE SPECIAL LICENSE PLATES TO QUALIFIED APPLICANTS IN ACCORDANCE WITH THIS SECTION FOR MOTORCYCLES, PASSENGER CARS, TRUCKS, OR NONCOMMERCIAL OR RECREATIONAL MOTOR VEHICLES THAT DO NOT EXCEED SIXTEEN THOUSAND POUNDS EMPTY WEIGHT.

(3) (a) THERE IS HEREBY ESTABLISHED THE DELTA SIGMA THETA SORORITY LICENSE PLATE.

(b) THE DEPARTMENT SHALL USE A DESIGN THAT CONFORMS TO DEPARTMENT STANDARDS.

(4) A PERSON MAY APPLY FOR THE DELTA SIGMA THETA SORORITY LICENSE PLATE IF THE PERSON PAYS THE TAXES AND FEES REQUIRED UNDER THIS SECTION AND PROVIDES TO THE DEPARTMENT OR AN AUTHORIZED AGENT EVIDENCE SUFFICIENT TO DEMONSTRATE THAT THE APPLICANT IS A MEMBER OF THE DELTA SIGMA THETA SORORITY.

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

(6) AN APPLICANT MAY APPLY FOR PERSONALIZED DELTA SIGMA THETA SORORITY LICENSE PLATES. UPON PAYMENT OF THE ADDITIONAL FEE REQUIRED BY SECTION 42-3-211 (6)(a) FOR PERSONALIZED LICENSE PLATES, THE DEPARTMENT MAY ISSUE THE PLATES IF THE APPLICANT COMPLIES WITH SECTION 42-3-211. IF AN APPLICANT HAS EXISTING PERSONALIZED LICENSE PLATES FOR A MOTOR VEHICLE, THE APPLICANT MAY TRANSFER THE COMBINATION OF LETTERS OR NUMBERS TO A NEW SET OF DELTA SIGMA THETA SORORITY LICENSE PLATES FOR THE VEHICLE UPON PAYING THE FEE REQUIRED BY SECTION 42-3-211 (6)(a) AND UPON TURNING IN THE EXISTING PLATES TO THE DEPARTMENT. A PERSON WHO HAS OBTAINED PERSONALIZED LICENSE PLATES UNDER THIS SUBSECTION (6) MUST PAY THE ANNUAL FEE IMPOSED BY SECTION 42-3-211 (6)(b) TO RENEW THE PERSONALIZED PLATES. THE FEES UNDER THIS SUBSECTION (6) ARE IN ADDITION TO ALL OTHER APPLICABLE TAXES AND FEES.

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

42-3-312. Special license plate surcharge. In addition to any other fee imposed by this article 3, an applicant for a special license plate created by rule in accordance with section 42-3-207, as the section existed when the plate was created, or special

license plates issued pursuant to sections 42-3-211 to 42-3-214, sections 42-3-217 to 42-3-218, sections 42-3-221 to 42-3-234, sections 42-3-237 to 42-3-258, and ~~section 42-3-260~~ SECTIONS 42-3-260 AND 42-3-261 shall pay an issuance fee of twenty-five dollars; except that the fee is not imposed on special license plates exempted from additional fees for the issuance of a military special license plate by section 42-3-213 (1)(b)(II). The department shall transfer the fee to the state treasurer, who shall credit it to the licensing services cash fund created in section 42-2-114.5.

SECTION 4. Appropriation. (1) For the 2022-23 state fiscal year, \$27,437 is appropriated to the department of revenue for use by the division of motor vehicles. This appropriation consists of \$15,976 from the general fund and \$11,461 from the license plate cash fund created in section 42-3-301 (1)(b), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) \$13,847 from general fund for DRIVES maintenance and support;

(b) \$2,129 from the general fund for the purchase of information technology services; and

(c) \$11,461 from the license plate cash fund for use by vehicle services for license plate ordering.

(2) For the 2022-23 state fiscal year, \$2,129 is appropriated to the office of the governor for use by the office of information technology. This appropriation is from reappropriated funds received from the department of revenue under subsection (1)(b) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of revenue.

SECTION 5. Act subject to petition - effective date. 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; 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 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: May 27, 2022