

CHAPTER 256

MOTOR VEHICLES AND TRAFFIC REGULATION

HOUSE BILL 00-1323

BY REPRESENTATIVES Hoppe, Alexander, Gagliardi, Gotlieb, Hefley, Mace, Miller, Spradley, and Webster;
also SENATORS Wattenberg, Chlouber, Evans, Feeley, Hernandez, Phillips, and Weddig.

AN ACT

CONCERNING AUTHORIZATION OF A SPECIAL LICENSE PLATE FOR AGRICULTURE AND NATURAL RESOURCES, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH.

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

SECTION 1. Article 3 of title 42, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

42-3-116.5. Special plates - Colorado foundation for agriculture. (1) FOR THE PURPOSES OF THIS SECTION:

(a) "FOUNDATION" MEANS THE COLORADO FOUNDATION FOR AGRICULTURE.

(b) "SPECIAL LICENSE PLATE" MEANS THE SPECIAL AGRICULTURE AND NATURAL RESOURCES LICENSE PLATE.

(2) THE DEPARTMENT SHALL ISSUE ONE OR MORE SETS OF SPECIAL LICENSE PLATES TO APPLICANTS UNDER THE REQUIREMENTS OF THIS SECTION FOR PASSENGER CARS OR TRUCKS THAT DO NOT EXCEED SIXTEEN THOUSAND POUNDS EMPTY WEIGHT.

(3) (a) THERE IS HEREBY ESTABLISHED THE SPECIAL AGRICULTURE AND NATURAL RESOURCES LICENSE PLATE. THE DEPARTMENT IS AUTHORIZED TO BEGIN ISSUANCE OF SUCH SPECIAL LICENSE PLATE WHEN THE FOUNDATION HAS COMMITMENTS FOR SPECIAL LICENSE PLATE PURCHASES FOR AT LEAST TWO HUNDRED FIFTY SPECIAL LICENSE PLATES AND PROVIDES A LIST OF THE NAMES AND ADDRESSES OF PERSONS PURCHASING SUCH PLATES TO THE DEPARTMENT.

(b) THE FOUNDATION IS RESPONSIBLE FOR THE COSTS OF DESIGNING THE SPECIAL LICENSE PLATE AND SHALL PAY SUCH COSTS BEFORE THE LICENSE PLATE IS PRODUCED.

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

THE DESIGN FOR THE SPECIAL LICENSE PLATE SHALL CONFORM WITH STANDARDS ESTABLISHED BY THE DEPARTMENT AND SHALL BE APPROVED BY THE DEPARTMENT.

(4) (a) A PERSON MAY APPLY FOR A SPECIAL LICENSE PLATE FOR A MOTOR VEHICLE IF THE PERSON PAYS THE TAXES AND FEES REQUIRED UNDER THE PROVISIONS OF THIS SECTION AND PROVIDES THE DEPARTMENT OR AUTHORIZED AGENT A CERTIFICATE ISSUED BY THE FOUNDATION CONFIRMING THAT SUCH PERSON MEETS THE QUALIFICATIONS FOR THE LICENSE PLATE ESTABLISHED BY THE FOUNDATION PURSUANT TO PARAGRAPH (b) OF THIS SUBSECTION (4). THE DEPARTMENT SHALL PREPARE A CERTIFICATE FORM TO BE USED BY THE FOUNDATION WHEN CONFIRMING THAT A PERSON IS ELIGIBLE TO OBTAIN A SPECIAL LICENSE PLATE.

(b) THE FOUNDATION MAY ESTABLISH THE FOLLOWING QUALIFICATIONS FOR PERSONS SEEKING TO OBTAIN SPECIAL LICENSE PLATES UNDER THE PROVISIONS OF THIS SECTION:

(I) SPECIFIED LEVELS OF CONTRIBUTIONS TO THE FOUNDATION; OR

(II) PAYMENT OF SPECIFIED SPECIAL DUES ESTABLISHED FOR THE SPECIAL LICENSE PLATES. IF THE FOUNDATION COLLECTS SPECIAL DUES FOR SPECIAL LICENSE PLATES, THE MONEYS SHALL BE EXPENDED ONLY FOR SUPPORT OF THE FOUNDATION'S PROGRAMS.

(5) VEHICLES REGISTERED UNDER THIS SECTION SHALL BE SUBJECT TO ALL OTHER PROVISIONS OF THIS ARTICLE EXCEPT THOSE RELATING TO THE TYPE OF NUMBER LICENSE PLATES UNDER SECTION 42-3-113.

(6) (a) 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 SPECIFIED FOR REGULAR MOTOR VEHICLE LICENSE PLATES; EXCEPT THAT THE DEPARTMENT SHALL COLLECT A ONE-TIME FEE OF TEN DOLLARS FOR EACH MOTOR VEHICLE FOR ISSUANCE OR REPLACEMENT OF SUCH LICENSE PLATES. THE DEPARTMENT SHALL TRANSMIT THE ADDITIONAL ONE-TIME FEE TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE HIGHWAY USERS TAX FUND.

(b) AN APPLICANT MAY APPLY FOR SPECIAL LICENSE PLATES THAT ARE PERSONALIZED UPON PAYMENT OF THE ADDITIONAL FEE REQUIRED BY SECTION 42-3-114 (7) (a) FOR PERSONALIZED LICENSE PLATES AND CONFORMANCE WITH ALL OTHER REQUIREMENTS OF SECTION 42-3-114. IF ANY 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 SPECIAL LICENSE PLATES FOR THE VEHICLE UPON PAYING THE FEE IMPOSED BY SECTION 42-3-114 (7) (a) AND UPON TURNING SUCH EXISTING PLATES IN TO THE DEPARTMENT AS REQUIRED BY THE DEPARTMENT. ANY PERSON WHO HAS OBTAINED PERSONALIZED SPECIAL LICENSE PLATES UNDER THIS PARAGRAPH (b) IS REQUIRED TO PAY THE ANNUAL FEE IMPOSED BY SECTION 42-3-114 (7) (b) FOR RENEWAL OF SUCH PERSONALIZED PLATES. THE FEES UNDER THIS PARAGRAPH (b) ARE IN ADDITION TO ALL OTHER TAXES AND FEES IMPOSED FOR THE SPECIAL LICENSE PLATES.

(7) ANY RENEWAL OF A SPECIAL LICENSE PLATE ISSUED UNDER THIS SECTION SHALL BE HANDLED IN THE SAME MANNER AS OTHER LICENSE PLATES UNDER THE PROVISIONS

OF SECTION 42-3-112 OR, FOR PERSONALIZED PLATES, UNDER THE PROVISIONS OF SECTION 42-3-114.

SECTION 2. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the distributive data processing fund not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2000, the sum of twenty-three thousand one hundred dollars (\$23,100), or so much thereof as may be necessary, for the implementation of this act.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 26, 2000