

CHAPTER 209

MOTOR VEHICLES AND TRAFFIC REGULATION

HOUSE BILL 05-1247

BY REPRESENTATIVE(S) Borodkin, Larson, McFadyen, Merrifield, Pommer, Stafford, Benefield, Berens, Buescher, Carroll T., Cloer, Coleman, Gallegos, Harvey, Hefley, Knoedler, Lindstrom, Madden, McGihon, Solano, Todd, Frangas, and Vigil;
also SENATOR(S) Gordon, Isgar, Williams, Bacon, Entz, Evans, Groff, Hanna, Sandoval, Shaffer, Tupa, Veiga, and Windels.

AN ACT

CONCERNING THE CREATION OF A COLORADO BREAST CANCER AWARENESS SPECIAL LICENSE PLATE.

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:

42-3-116.8. Special plates - breast cancer awareness. (1) THERE IS HEREBY ESTABLISHED THE BREAST CANCER AWARENESS SPECIAL LICENSE PLATE. THE DEPARTMENT SHALL ISSUE BREAST CANCER SPECIAL LICENSE PLATES TO APPLICANTS FOR PASSENGER CARS, TRUCKS, OR MOTORCYCLES THAT DO NOT EXCEED SIXTEEN THOUSAND POUNDS EMPTY WEIGHT.

(2) THE DEPARTMENT SHALL WORK WITH INTERESTED PARTIES TO DESIGN THE BREAST CANCER AWARENESS SPECIAL LICENSE PLATE. THE DESIGN FOR THE SPECIAL LICENSE PLATE SHALL CONFORM WITH STANDARDS ESTABLISHED BY THE DEPARTMENT.

(3) (a) A PERSON MAY APPLY FOR A BREAST CANCER AWARENESS SPECIAL LICENSE PLATE IF THE PERSON PAYS THE TAXES AND FEES REQUIRED UNDER THIS SECTION.

(b) THE AMOUNT OF THE TAXES AND FEES FOR SPECIAL LICENSE PLATES ISSUED 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 TWENTY-FIVE DOLLARS FOR ISSUING OR REPLACING EACH SUCH SPECIAL LICENSE PLATE. THE DEPARTMENT SHALL TRANSMIT THE ADDITIONAL ONE-TIME FEE TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE HIGHWAY USERS TAX FUND, CREATED IN SECTION 43-4-201, C.R.S.

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

(4) 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.

(5) AN APPLICANT MAY APPLY FOR PERSONALIZED BREAST CANCER AWARENESS SPECIAL PLATES. IF THE APPLICANT COMPLIES WITH THE REQUIREMENTS OF SECTION 42-3-114, THE DEPARTMENT MAY ISSUE SUCH PLATES UPON PAYMENT OF THE ADDITIONAL FEE REQUIRED BY SECTION 42-3-114 (7) FOR PERSONALIZED LICENSE PLATES. IF THE 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 BREAST CANCER AWARENESS SPECIAL LICENSE PLATES FOR THE VEHICLE UPON PAYING THE FEE IMPOSED BY SECTION 42-3-114 (7) AND UPON TURNING IN SUCH EXISTING PLATES TO THE DEPARTMENT. A PERSON WHO HAS OBTAINED PERSONALIZED LICENSE PLATES UNDER THIS SUBSECTION (5) SHALL PAY THE ANNUAL FEE IMPOSED BY SECTION 42-3-114 (7) TO RENEW SUCH PLATES. THE FEES IMPOSED BY THIS SUBSECTION (5) SHALL BE IN ADDITION TO ALL OTHER TAXES AND FEES IMPOSED FOR BREAST CANCER AWARENESS SPECIAL LICENSE PLATES.

(6) THIS SECTION SHALL TAKE EFFECT JULY 1, 2006.

SECTION 2. Effective date. This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution (August 10, 2005, if adjournment sine die is on May 11, 2005); except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: June 1, 2005