

CHAPTER 210

MOTOR VEHICLES AND TRAFFIC REGULATION

SENATE BILL 09-274

BY SENATOR(S) Keller, Tapia, White, Williams;
also REPRESENTATIVE(S) Pommer, Ferrandino, Marostica.**AN ACT**

CONCERNING THE FINANCING OF THE DIVISION OF MOTOR VEHICLES IN THE DEPARTMENT OF REVENUE, AND, IN CONNECTION THEREWITH, AUTHORIZING APPROPRIATIONS FROM THE HIGHWAY USERS TAX FUND TO THE DIVISION OF MOTOR VEHICLES IN THE FISCAL YEARS **2008-09** AND **2009-10**, CREDITING DURING FISCAL YEAR **2009-10** THE FEES RELATING TO DRIVER'S LICENSES AND IDENTIFICATION CARDS THAT WOULD OTHERWISE BE ALLOCATED TO THE HIGHWAY USERS TAX FUND TO THE LICENSING SERVICES CASH FUND, MODIFYING APPROPRIATIONS MADE TO THE DIVISION OF MOTOR VEHICLES IN THE FISCAL YEAR **2008-09** LONG APPROPRIATIONS BILL, AND MAKING AN APPROPRIATION.

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

SECTION 1. 42-2-107 (1) (a) (I), Colorado Revised Statutes, is amended to read:

42-2-107. Application for license or instruction permit - anatomical gifts - donations to Emily Maureen Ellen Keyes organ and tissue donation awareness fund - legislative declaration - repeal. (1) (a) (I) Every application for an instruction permit or for a driver's or minor driver's license shall be made upon forms furnished by the department. Every application shall be accompanied by the required fee. The fee for an application for any instruction permit shall be thirteen dollars and forty cents, which shall be transferred to the state treasurer, who shall credit ten dollars to the highway users tax fund and three dollars and forty cents to the licensing services cash fund created in section 42-2-114.5; EXCEPT THAT, FOR THE FISCAL YEAR 2009-10, THE STATE TREASURER SHALL CREDIT ALL OF SUCH FEES TO THE LICENSING SERVICES CASH FUND. Every applicant shall submit, with the application, proof of age or proof of identity, or both, as the department may require.

SECTION 2. 42-2-113, Colorado Revised Statutes, is amended to read:

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

42-2-113. License examiners appointed. The department may appoint license examiners for any county in this state to conduct local examinations for all types of drivers' licenses. Such officers of the department shall conduct the examination as prescribed by law for all drivers in said county and collect the fees as provided in section 42-2-114 and remit the same to the department, which shall deposit the same in the state treasury to the credit of the highway users tax fund; EXCEPT THAT, FOR THE FISCAL YEAR 2009-10, THE STATE TREASURER SHALL CREDIT ALL OF SUCH FEES TO THE LICENSING SERVICES CASH FUND.

SECTION 3. 42-2-114 (2) (a) (I) (A), (2) (a) (I) (D), and (4) (a), Colorado Revised Statutes, are amended to read:

42-2-114. License issued - fees - repeal. (2) (a) (I) Except as provided in subsection (3) of this section:

(A) The fee for the issuance of a driver's license to a person twenty-one years of age or older and sixty years of age or younger shall be twenty dollars and forty cents, which license shall expire on the birthday of the applicant in the fifth year after the issuance thereof. The fee shall be transferred to the state treasurer, who shall credit fifteen dollars to the highway users tax fund and five dollars and forty cents to the licensing services cash fund created in section 42-2-114.5; EXCEPT THAT, FOR THE FISCAL YEAR 2009-10, THE STATE TREASURER SHALL CREDIT ALL OF SUCH FEES TO THE LICENSING SERVICES CASH FUND. In the case of such a driver's license issued by the office of the county clerk and recorder in each county, the office of the county clerk and recorder shall retain the sum of eight dollars, and twelve dollars and forty cents shall be forwarded to the department for transmission to the state treasurer, who shall credit three dollars and forty cents to the licensing services cash fund and nine dollars to the highway users tax fund; ~~and~~ EXCEPT THAT, FOR THE FISCAL YEAR 2009-10, THE STATE TREASURER SHALL CREDIT ALL OF SUCH FEES TO THE LICENSING SERVICES CASH FUND. The general assembly shall make appropriations therefrom for the expenses of the administration of this part 1 and part 2 of this article; except that eight dollars and fifty cents of each fee shall be allocated pursuant to section 43-4-205 (6) (b), C.R.S., OTHER THAN DURING FISCAL YEAR 2009-10.

(D) The fee for the issuance of a driver's license to a person sixty-one years of age or older shall be twenty dollars and forty cents, which license shall expire on the birthday of the applicant in the fifth year after the issuance thereof. The fee shall be transferred to the state treasurer, who shall credit fifteen dollars to the highway users tax fund and five dollars and forty cents to the licensing services cash fund created in section 42-2-114.5; EXCEPT THAT, FOR THE FISCAL YEAR 2009-10, THE STATE TREASURER SHALL CREDIT ALL OF SUCH FEES TO THE LICENSING SERVICES CASH FUND. In the case of such a driver's license issued by the office of the county clerk and recorder in each county, the office of the county clerk and recorder shall retain the sum of eight dollars, and twelve dollars and forty cents shall be forwarded to the department for transmission to the state treasurer, who shall credit three dollars and forty cents to the ~~license plate~~ LICENSING services cash fund and nine dollars to the highway users tax fund; ~~and~~ EXCEPT THAT, FOR THE FISCAL YEAR 2009-10, THE STATE TREASURER SHALL CREDIT ALL OF SUCH FEES TO THE LICENSING SERVICES CASH FUND. The general assembly shall make appropriations therefrom for the expenses of the administration of this part 1 and part 2 of this article; except

that eight dollars and fifty cents of each fee shall be allocated pursuant to section 43-4-205 (6) (b), C.R.S., OTHER THAN DURING FISCAL YEAR 2009-10.

(4) (a) The fee for the issuance of a minor driver's license shall be twenty dollars and forty cents, which license shall expire twenty days after the twenty-first birthday of the licensee. The fee shall be transferred to the state treasurer, who shall credit fifteen dollars to the highway users tax fund and five dollars and forty cents to the licensing services cash fund created in section 42-2-114.5; EXCEPT THAT, FOR THE FISCAL YEAR 2009-10, THE STATE TREASURER SHALL CREDIT ALL OF SUCH FEES TO THE LICENSING SERVICES CASH FUND. In the case of the issuance of any minor driver's license by the office of the county clerk and recorder, the fee therefor shall be apportioned in the same manner as for the issuance of a driver's license pursuant to paragraph (a) of subsection (2) of this section.

SECTION 4. 42-2-117 (1), Colorado Revised Statutes, is amended to read:

42-2-117. Duplicate permits and minor licenses - replacement licenses. (1) If an instruction permit or a minor driver's license issued under this article is lost, stolen, or destroyed, the person to whom the same was issued, upon request and the payment of a fee of six dollars and ninety cents for the first duplicate and thirteen dollars and forty cents for any subsequent duplicate to the department, may obtain a duplicate or substitute therefor upon furnishing satisfactory proof to the department that such permit or minor license had been lost, stolen, or destroyed and that the applicant is qualified to have such a permit or license. The fee for the first duplicate license shall be transferred to the state treasurer, who shall credit five dollars to the highway users tax fund and one dollar and ninety cents to the licensing services cash fund created in section 42-2-114.5; EXCEPT THAT, FOR THE FISCAL YEAR 2009-10, THE STATE TREASURER SHALL CREDIT ALL OF SUCH FEES TO THE LICENSING SERVICES CASH FUND. The fee for a subsequent duplicate license shall be transferred to the state treasurer, who shall credit ten dollars to the highway users tax fund and three dollars and forty cents to the licensing services cash fund; EXCEPT THAT, FOR THE FISCAL YEAR 2009-10, THE STATE TREASURER SHALL CREDIT ALL OF SUCH FEES TO THE LICENSING SERVICES CASH FUND.

SECTION 5. 42-2-118 (1.5) (b), Colorado Revised Statutes, is amended to read:

42-2-118. Renewal of license in person or by mail - donations to Emily Maureen Ellen Keyes organ and tissue donation awareness fund - repeal. (1.5) (b) Pursuant to sections 24-19.5-103 (3) and 29-11.5-103 (3), C.R.S., the department shall not allow any third-party charges that may be assessed to complete the electronic transaction to reduce the amount of revenue that would otherwise be required to be distributed to the highway users tax fund OR THE LICENSING SERVICES CASH FUND.

SECTION 6. 42-2-306 (2), Colorado Revised Statutes, is amended to read:

42-2-306. Fees - disposition - repeal. (2) Fees collected under this section shall be remitted monthly to the state treasurer, who shall deposit the fee in ~~the state general fund pursuant to article 36 of title 24, C.R.S., except that two dollars and ninety cents of the fee collected pursuant to subparagraph (H) of paragraph (a) of subsection (1) of this section shall be credited to the licensing services cash fund~~

created in section 42-2-114.5.

SECTION 7. 42-2-406 (1), (2), (3) (d), and (6), Colorado Revised Statutes, are amended to read:

42-2-406. Fees. (1) The fee for the issuance of a commercial driver's license shall be thirty-four dollars and forty cents, which shall be transferred to the state treasurer, who shall credit twenty-five dollars to the highway users tax fund and nine dollars and forty cents to the licensing services cash fund created in section 42-2-114.5; EXCEPT THAT, FOR THE FISCAL YEAR 2009-10, THE STATE TREASURER SHALL CREDIT ALL OF SUCH FEES TO THE LICENSING SERVICES CASH FUND. Such license shall expire on the birthday of the applicant in the fourth year after the issuance thereof. When issuing a commercial driver's license, the office of the county clerk and recorder shall retain eight dollars, and twenty-six dollars and forty cents shall be forwarded to the department for transmission to the state treasurer, who shall credit nineteen dollars to the highway users tax fund and seven dollars and forty cents to the licensing services cash fund; EXCEPT THAT, FOR THE FISCAL YEAR 2009-10, THE STATE TREASURER SHALL CREDIT ALL OF SUCH FEES TO THE LICENSING SERVICES CASH FUND. The general assembly shall make annual appropriations therefrom for the expenses of the administration of parts 1 and 2 of this article and this part 4; except that eight dollars and fifty cents of each commercial driver's license fee shall be allocated pursuant to section 43-4-205 (6) (b), C.R.S., OTHER THAN DURING FISCAL YEAR 2009-10.

(2) Notwithstanding any other provision of law, the fee for a person eighteen years of age or older for issuance of a minor driver's license that authorizes operation of a commercial motor vehicle upon the highways of this state shall be thirty-four dollars and forty cents, which shall be transferred to the state treasurer, who shall credit twenty-five dollars to the highway users tax fund and nine dollars and forty cents to the licensing services cash fund created in section 42-2-114.5; EXCEPT THAT, FOR THE FISCAL YEAR 2009-10, THE STATE TREASURER SHALL CREDIT ALL OF SUCH FEES TO THE LICENSING SERVICES CASH FUND. When issuing such a minor driver's license, the office of the county clerk and recorder shall retain eight dollars, and twenty-six dollars and forty cents shall be forwarded to the department for transmission to the state treasurer, who shall credit nineteen dollars to the highway users tax fund and seven dollars and forty cents to the licensing services cash fund; EXCEPT THAT, FOR THE FISCAL YEAR 2009-10, THE STATE TREASURER SHALL CREDIT ALL OF SUCH FEES TO THE LICENSING SERVICES CASH FUND. The general assembly shall make annual appropriations therefrom for the expenses of the administration of parts 1 and 2 of this article and this part 4; except that eight dollars and fifty cents of each such minor driver's license fee shall be allocated pursuant to section 43-4-205 (6) (b), C.R.S., OTHER THAN DURING FISCAL YEAR 2009-10.

(3) (d) All fees collected by the department for the administration of driving tests shall be forwarded to the state treasurer, who shall credit the same to the ~~highway users tax~~ LICENSING SERVICES CASH fund. The general assembly shall make annual appropriations therefrom for the expenses of the administration of parts 1 and 2 of this article and this part 4, and any fees credited to the fund pursuant to this subsection (3) in excess of the amount of the appropriations shall be allocated and expended as specified in section 43-4-205 (5.5) (f), C.R.S., OTHER THAN DURING

FISCAL YEAR 2009-10.

(6) All fees collected by the department for the issuance of testing unit licenses and driving test licenses pursuant to the provisions of subsections (4) and (5) of this section shall be forwarded to the state treasurer, who shall credit the same to the highway users tax fund; EXCEPT THAT, FOR THE FISCAL YEAR 2009-10, THE STATE TREASURER SHALL CREDIT ALL OF SUCH FEES TO THE LICENSING SERVICES CASH FUND. The general assembly shall make annual appropriations therefrom for the expenses of the administration of parts 1 and 2 of this article and this part 4, and any fees credited to the fund pursuant to this subsection (6) in excess of the amount of the appropriations shall be allocated and expended as specified in section 43-4-205 (5.5) (f), C.R.S., OTHER THAN DURING FISCAL YEAR 2009-10.

SECTION 8. 42-3-304 (1) (c) and (18) (d), Colorado Revised Statutes, are amended to read:

42-3-304. Registration fees - passenger and passenger-mile taxes - clean screen fund. (1) (c) ~~This subsection (1) is repealed, effective July 1, 2007, unless the motorist insurance identification database program created in section 42-7-604 is extended by the general assembly beyond such date.~~

(18) (d) (I) In addition to any other fee imposed by this section, the owner shall pay, at the time of registration of any motor vehicle in the state, a motorist insurance identification fee. The fee shall be adjusted annually by the department, based upon moneys appropriated by the general assembly for the operation of the motorist insurance identification database program. In no event shall the fee exceed fifty cents. The fee shall be transmitted to the state treasurer, who shall credit it to a special account within the highway users tax fund, to be known as the motorist insurance identification account, which is hereby created. Moneys in the motorist insurance identification account shall be used, subject to appropriation by the general assembly, to cover the costs of administration and enforcement of the motorist insurance identification database program, created in section 42-7-604 AND, FOR STATE FISCAL YEAR 2008-09, FOR EXPENSES INCURRED IN CONNECTION WITH THE ADMINISTRATION OF ARTICLE 2 OF THIS TITLE BY THE DIVISION OF MOTOR VEHICLES WITHIN THE DEPARTMENT; except that the state treasurer shall transfer moneys in the account in excess of the amount of moneys appropriated from the account to the highway users tax fund for allocation and expenditure as specified in section 43-4-205 (5.5) (c), C.R.S.

(II) ~~This paragraph (d) is repealed, effective July 1, 2006, unless the motorist insurance identification database program created in section 42-7-604 is extended by the general assembly beyond such date.~~

SECTION 9. The introductory portion to 43-4-201 (3) (a) (I) and 43-4-201 (3) (a) (I) (B), (3) (a) (III) (A), (3) (a) (III) (B), (3) (a) (III) (C), and (3) (a) (IV), Colorado Revised Statutes, are amended to read:

43-4-201. Funds created. (3) (a) (I) The general assembly shall not make any annual appropriation (whether by regular, special, or supplementary appropriation) or any statutory distribution from the highway users tax fund for any purpose or purposes in a total amount ~~which~~ THAT is:

(B) ~~Commencing in the fiscal year 1981-82 through the fiscal year 1994-95, more than a seven percent increase over such appropriation for the prior fiscal year and Commencing in the fiscal year 1995-96, more than a six percent increase over such appropriation to the department of public safety for the Colorado state patrol and to the department of revenue for the ports of entry division for the prior fiscal year; except in fiscal years 2002-03 to 2005-06, more than a six percent increase over such appropriation to the department of public safety for the Colorado state patrol; to the department of revenue for the ports of entry division, to the department of revenue for license plate funding pursuant to sub-subparagraph (L) of subparagraph (H) of this paragraph (a), and to the department of revenue for administration and expenses of the division of motor vehicles pursuant to sub-subparagraph (M) of subparagraph (H) of this paragraph (a) for the prior fiscal year. Commencing in the fiscal year 2006-07, the general assembly shall not make any annual appropriation (whether by regular, special, or supplementary appropriation) or any statutory distribution from the highway users tax fund for any purpose or purposes in a total amount that is more than a six percent increase over such appropriation to the department of public safety for the Colorado state patrol and to the department of revenue for the ports of entry division. For fiscal years 2002-03 to 2005-06, any annual appropriation or statutory distribution from the highway users tax fund to the department of revenue for license plate funding unrelated to license plate replacement pursuant to sub-subparagraph (L) of subparagraph (H) of this paragraph (a) and to the department of revenue for administration and expenses of the division of motor vehicles pursuant to sub-subparagraph (M) of subparagraph (H) of this paragraph (a) within the six percent overall limit on state appropriations pursuant to section 24-75-201.1 (1) (a) (H), C.R.S., shall not be based on a level of appropriation that expands the six percent overall limit EXCEPT IN FISCAL YEARS 2009-10 AND 2010-11, MORE THAN A SIX PERCENT INCREASE OVER SUCH APPROPRIATION TO THE DEPARTMENT OF PUBLIC SAFETY FOR THE COLORADO STATE PATROL, TO THE DEPARTMENT OF REVENUE FOR THE PORTS OF ENTRY DIVISION, AND TO THE DEPARTMENT OF REVENUE FOR THE DIVISION OF MOTOR VEHICLES PURSUANT TO SUB-SUBPARAGRAPH (C) OF SUBPARAGRAPH (III) OF THIS PARAGRAPH (a) FOR THE PRIOR FISCAL YEAR.~~

(III) (A) ~~The general assembly shall not make any annual appropriation or statutory distribution from the highway users tax fund for the fiscal year 1995-96 authorized by subparagraph (H) of this paragraph (a), excluding the annual appropriation or statutory distribution to the Colorado state patrol and the ports of entry division, that exceeds sixty-six and two-thirds percent of the fiscal year 1994-95 annual appropriation or statutory distribution.~~

(B) ~~The general assembly shall not make any annual appropriation or statutory distribution from the highway users tax fund for the fiscal year 1996-97 authorized by subparagraph (H) of this paragraph (a), excluding the annual appropriation or statutory distribution to the Colorado state patrol and the ports of entry section, that exceeds thirty-three and one-third percent of the fiscal year 1994-95 annual appropriation or statutory distribution.~~

(C) ~~The general assembly shall not make any annual appropriation or statutory distribution from the highway users tax fund for the fiscal year 1997-98 or for any succeeding fiscal year authorized by subparagraph (II) of this paragraph (a), excluding the annual appropriation or statutory distribution to the Colorado state~~

patrol and the ports of entry section and excluding any appropriation to the department of revenue ~~for replacement of license plates as authorized by sub-subparagraph (K) of subparagraph (H) of this paragraph (a) or, for the fiscal years 2003-04 to 2005-06, to the department of revenue 2008-09 AND 2009-10 for expenses incurred in connection with the administration of ARTICLE 2 OF TITLE 42, C.R.S., BY the division of motor vehicles within the department. with the exception of expenses incurred by the division in connection with license plate ordering as authorized by sub-subparagraph (M) of subparagraph (H) of this paragraph (a).~~

(IV) In addition to any other allocations required by this article, there shall be allocated from the highway users tax fund on or after July 31 for fiscal year 1995-96 and each succeeding fiscal year an amount equal to that not annually appropriated or statutorily distributed pursuant to ~~sub-subparagraphs (A) to SUB-SUBPARAGRAPH (C) of subparagraph (III) of this paragraph (a).~~ The moneys shall be allocated in accordance with the provisions of section 43-4-205 (6) (b).

SECTION 10. 43-4-205 (5.5) (f), Colorado Revised Statutes, is amended to read:

43-4-205. Allocation of fund. (5.5) The following highway users tax fund revenues shall be allocated and expended in accordance with the formula specified in subsection (5) of this section:

(f) Revenues from fees that are credited to the fund pursuant to ~~sections 42-2-406 (3) and (6) and~~ SECTION 42-3-311 (1), C.R.S., and that exceed the amount of appropriations made from the fund pursuant to those sections for the purpose of defraying specified administrative expenses;

SECTION 11. Part XIX (5) (B), (6), and the affected totals of section 2 of chapter 474, Session Laws of Colorado 2008, as amended by section 1 of Senate Bill 09-200, are amended to read:

Section 2. **Appropriation.**

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART XIX
DEPARTMENT OF REVENUE**

(5) DIVISION OF MOTOR VEHICLES

(B) Driver and Vehicle Services

Personal Services	15,962,016 (377.8 FTE)	9,270,814		6,691,202 ^a	
Operating Expenses	1,492,122	1,214,937		277,185 ^a	
Drivers License Documents	2,560,075	1,913,728		646,347 ^b	
License Plate Ordering	<u>5,934,196</u>			5,934,196 ^c	
	25,948,409				

^a These amounts reflect direct program costs from the following sources: ~~\$4,905,600~~ \$3,491,219 shall be from the Licensing Services Cash Fund, pursuant to Section 42-2-114.5, C.R.S., \$339,424 shall be from the Colorado State Titling and Registration Account pursuant to Section 42-1-211 (2), C.R.S., \$1,429,699 shall be from the Driver's License Administrative Revocation Account pursuant to Section 42-2-132 (4) (b), C.R.S., \$765,000 SHALL BE FROM THE MOTORIST INSURANCE IDENTIFICATION ACCOUNT PURSUANT TO SECTION 42-3-304 (18) (d) (I), C.R.S., \$649,381 SHALL BE FROM THE HIGHWAY USERS TAX FUND PURSUANT TO SECTION 43-4-201 (3) (a) (III) (C), C.R.S., \$210,933 shall be from the Outstanding Judgments and Warrants Account as administered under Section 42-2-118 (3) (c), C.R.S., \$73,650 shall be from the Penalty Assessment Account as administered under the provisions of Section 42-1-217 (2), C.R.S., \$3,842 shall be from the Auto Dealers License Fund pursuant to Section 12-6-123 (1), C.R.S., \$3,239 shall be from the Identification Security Fund pursuant to Section 42-1-220 (1), C.R.S., and \$2,000 shall be from the Persistent Drunk Driver Cash Fund pursuant to Section 42-3-303 (1), C.R.S.

^b This amount shall be from the Identification Security Fund pursuant to Section 42-1-220 (1), C.R.S.

^c This amount shall be from the License Plate Cash Fund pursuant to Section 42-3-301 (1) (b), C.R.S.

(6) MOTOR CARRIER SERVICES DIVISION

Personal Services	6,916,812 6,786,812 (131.2 FTE)	623,589	6,218,977* 6,088,977*	74,246 ^b
Operating Expenses	433,811	38,045	395,766 ^c	
Fixed and Mobile Port Maintenance	221,545		221,545 ^a	
Motor Carrier Safety Assistance Program	745,770			745,770 ^c (9.0 FTE)
Hazardous Materials Permitting Program	202,363		202,363 ^d (4.0 FTE)	
	<hr/>	8,520,301 ⁺		
		8,390,301		

^a Of these amounts, ~~\$6,802,221~~ \$6,672,221 shall be from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., and \$34,067 shall be from the Nuclear Materials Transportation Fund created in Section 42-20-511, C.R.S.

^b This amount shall be from the Motor Carrier Safety Assistance Program for the purposes of indirect cost recoveries.

^c This amount includes \$74,246 for indirect cost recoveries.

^d This amount shall be from the Hazardous Materials Safety Fund created in Section 42-20-107 (1), C.R.S.

**TOTALS PART XIX
(REVENUE)**

\$685,834,193	\$100,053,836 ^a	\$582,916,311*	\$1,392,448	\$1,471,598
<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
\$685,704,193		\$582,786,311 ^b		

^a Of this amount, \$30,600,000 is included as information for the purpose of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. These amounts are continuously appropriated by a permanent statute or constitutional provision, and shall not be deemed to be an appropriation subject to the limitations of Section 24-75-201.1, C.R.S.

^b Of this amount, ~~\$9,744,130~~ \$10,263,511 is from the Highway Users Tax Fund pursuant to Section 43-4-201 (3) (a) (III) (C), C.R.S., and \$529,398 is from the Highway Users Tax Fund exempt from the statutory limit under Section 43-4-201 (3) (a) (V), C.R.S.

SECTION 12. Appropriation - adjustments in the 2009 long bill. For the implementation of this act, appropriations made in the annual general appropriation act to the department of revenue for the fiscal year beginning July 1, 2009, shall be adjusted as follows:

(1) The general fund appropriation to the executive director's office, for centrally appropriated line items, is decreased by three million nine hundred eighty thousand eight hundred fifty-one dollars (\$3,980,851).

(2) The cash funds appropriation to the executive director's office, for centrally appropriated line items, is increased by three million nine hundred eighty thousand eight hundred fifty-one dollars (\$3,980,851). Said sum shall be from the licensing services cash fund created in section 42-2-114.5, Colorado Revised Statutes.

(3) The general fund appropriation to the division of motor vehicles, driver and vehicle services, for personal services, is decreased by eight million eight hundred ninety-five thousand eight hundred ninety-three dollars (\$8,895,893).

(4) The cash funds appropriation to the division of motor vehicles, driver and vehicle services, for personal services, is increased by nine million seven hundred four thousand six hundred twelve dollars (\$9,704,612). Of said sum, four million sixty-four thousand eight hundred thirty-nine dollars (\$4,064,839) shall be from the highway users tax fund pursuant to section 43-4-201 (3) (a) (III) (C), Colorado Revised Statutes, and five million six hundred thirty-nine thousand seven hundred seventy-three dollars (\$5,639,773) shall be from the licensing services cash fund created in section 42-2-114.5, Colorado Revised Statutes.

(5) The general fund appropriation to the division of motor vehicles, driver and vehicle services, for operating expenses, is decreased by one million two hundred fourteen thousand nine hundred thirty-seven dollars (\$1,214,937).

(6) The cash funds appropriation to the division of motor vehicles, driver and vehicle services for operating expenses, is increased by one million two hundred fourteen thousand nine hundred thirty-seven dollars (\$1,214,937). Said sum shall be from the licensing services cash fund created in section 42-2-114.5, Colorado Revised Statutes.

(7) The general fund appropriation to the division of motor vehicles, driver and vehicle services, for driver's license documents, is decreased by two million eighty-five thousand five hundred seventy-seven dollars (\$2,085,577).

(8) The cash funds appropriation to the division of motor vehicles, driver and vehicle services for driver's license documents, is increased by two million eighty-five thousand five hundred seventy-seven dollars (\$2,085,577). Said sum shall be from the licensing services cash fund created in section 42-2-114.5, Colorado Revised Statutes.

SECTION 13. 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 1, 2009