

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

INTRODUCED

LLS NO. 17-0994.01 Jery Payne x2157

HOUSE BILL 17-1212

HOUSE SPONSORSHIP

Rosenthal and Sias,

SENATE SPONSORSHIP

(None),

House Committees
Transportation & Energy

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE CREATION OF AN AVIATION SPECIAL LICENSE PLATE.**

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 the aviation special license plate. In addition to the standard motor vehicle fees, the plate requires 2 one-time fees of \$25. One of the fees is credited to the highway users tax fund and the other to the licensing services cash fund.

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

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

1 **SECTION 1.** In Colorado Revised Statutes, **add** 42-3-250 as
2 follows:

3 **42-3-250. Special plates - aviation license plate.** (1) BEGINNING
4 ON THE EARLIER OF JANUARY 1, 2018, OR WHEN THE DEPARTMENT IS ABLE
5 TO ISSUE THE PLATES, THE DEPARTMENT SHALL ISSUE SPECIAL LICENSE
6 PLATES TO QUALIFIED APPLICANTS IN ACCORDANCE WITH THIS SECTION
7 FOR MOTORCYCLES, PASSENGER CARS, TRUCKS, OR NONCOMMERCIAL OR
8 RECREATIONAL MOTOR VEHICLES THAT DO NOT EXCEED SIXTEEN
9 THOUSAND POUNDS EMPTY WEIGHT.

10 (2) (a) THERE IS HEREBY ESTABLISHED THE AVIATION LICENSE
11 PLATE. THE DEPARTMENT MAY STOP ISSUING THE AVIATION LICENSE PLATE
12 IF FEWER THAN THREE THOUSAND LICENSE PLATES ARE ISSUED BY JULY 1,
13 2022. A PERSON WHO WAS ISSUED AN AVIATION LICENSE PLATE ON OR
14 BEFORE JULY 1, 2022, MAY CONTINUE TO USE THE LICENSE PLATE AFTER
15 JULY 1, 2022, REGARDLESS OF WHETHER THE DEPARTMENT STOPS ISSUING
16 THE SPECIAL LICENSE PLATE.

17 (b) THE DEPARTMENT SHALL USE A DESIGN OF THE COLORADO
18 AVIATION BUSINESS ASSOCIATION, BUT THE DESIGN MUST CONFORM TO
19 DEPARTMENT STANDARDS AND BE APPROVED BY THE DEPARTMENT.

20 (3) 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 (4) AN APPLICANT MAY APPLY FOR PERSONALIZED AVIATION
2 LICENSE PLATES. UPON PAYMENT OF THE ADDITIONAL FEE REQUIRED BY
3 SECTION 42-3-211 (6)(a) FOR PERSONALIZED LICENSE PLATES, THE
4 DEPARTMENT MAY ISSUE THE PLATES IF THE APPLICANT COMPLIES WITH
5 SECTION 42-3-211. IF AN APPLICANT HAS EXISTING PERSONALIZED LICENSE
6 PLATES FOR A MOTOR VEHICLE, THE APPLICANT MAY TRANSFER THE
7 COMBINATION OF LETTERS OR NUMBERS TO A NEW SET OF AVIATION
8 LICENSE PLATES FOR THE VEHICLE UPON PAYING THE FEE REQUIRED BY
9 SECTION 42-3-211 (6)(a) AND UPON TURNING IN THE EXISTING PLATES TO
10 THE DEPARTMENT. A PERSON WHO HAS OBTAINED PERSONALIZED LICENSE
11 PLATES UNDER THIS SUBSECTION (4) SHALL PAY THE ANNUAL FEE IMPOSED
12 BY SECTION 42-3-211 (6)(b) FOR RENEWAL OF THE PERSONALIZED PLATES.
13 THE FEES UNDER THIS SUBSECTION (4) ARE IN ADDITION TO ALL OTHER
14 APPLICABLE TAXES AND FEES.

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

17 **42-3-312. Special license plate surcharge.** In addition to any
18 other fee imposed by this ~~article~~ ARTICLE 3, an applicant for a special
19 license plate created by rule in accordance with section 42-3-207, as the
20 section existed when the plate was created, or license plates issued
21 pursuant to sections 42-3-211 to 42-3-218, sections 42-3-221 to 42-3-234,
22 and sections 42-3-237 to ~~42-3-249~~ 42-3-250 shall pay an issuance fee of
23 twenty-five dollars; except that the fee is not imposed on special license
24 plates exempted from additional fees for the issuance of a military special
25 license plate by section 42-3-213 (1)(b)(II). The department shall transfer
26 the fee to the state treasurer, who shall credit it to the licensing services
27 cash fund created in section 42-2-114.5.

1 **SECTION 3. Act subject to petition - effective date.** This act
2 takes effect at 12:01 a.m. on the day following the expiration of the
3 ninety-day period after final adjournment of the general assembly (August
4 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
5 referendum petition is filed pursuant to section 1 (3) of article V of the
6 state constitution against this act or an item, section, or part of this act
7 within such period, then the act, item, section, or part will not take effect
8 unless approved by the people at the general election to be held in
9 November 2018 and, in such case, will take effect on the date of the
10 official declaration of the vote thereon by the governor.