

**Second Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 20-0279.01 Conrad Imel x2313

SENATE BILL 20-070

SENATE SPONSORSHIP

Coram and Lee,

HOUSE SPONSORSHIP

Catlin and Gray,

Senate Committees

Transportation & Energy
Finance

House Committees

A BILL FOR AN ACT

101 **CONCERNING PENALTIES FOR TRAFFIC OFFENSES, AND, IN CONNECTION**
102 **THEREWITH, DISTRIBUTING MONEY COLLECTED FROM A**
103 **TRAFFIC VIOLATION TO THE COUNTY IN WHICH THE VIOLATION**
104 **OCCURS.**

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>.)

Under existing law, there is a presumptive range of fines for traffic misdemeanors and traffic infractions (traffic offenses) and there are specified fines and surcharges for certain traffic offenses.

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

The bill increases the presumptive ranges of fines for traffic offenses and increases specified fines and surcharges for certain traffic offenses. The bill requires that 25% of the fine collected for a traffic misdemeanor and 50% of the fine collected for a traffic infraction be transmitted to the county in which the violation occurs. Counties are permitted to use the money for traffic safety improvements, traffic enforcement, prosecution of traffic violations, or any other use consistent with the state constitution.

Under existing law, driving without a valid driver's license or instruction permit or driving a vehicle for which a person has not been issued the correct type or class of license is a class 2 traffic misdemeanor. The bill reclassifies those offenses as class A traffic infractions.

Under existing law, operating or permitting the operation of a motor vehicle or low-power scooter without an insurance policy in effect or failing to present evidence of insurance following an accident or when asked to do so by a peace officer is a class 1 traffic misdemeanor. The bill reclassifies a first violation of each of those offenses as a class A traffic infraction punishable by a \$500 fine. A court must reduce the fine to \$250 upon a showing that the person has appropriate insurance. A second or subsequent violation within 5 years remains a class 1 traffic misdemeanor and is punishable by a \$1,000 fine that may not be reduced by the court.

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

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

4 (a) Counties maintain the facilities necessary to enforce traffic
5 laws;

6 (b) Traffic law enforcement activities lead to enforcement of other
7 laws, including prohibitions on drug possession, drug trafficking, and
8 human trafficking;

9 (c) Money collected as part of traffic law enforcement is used, in
10 part, to support crime victims and provide victim and witness assistance
11 services;

12 (d) Colorado's population growth has resulted in more people
13 traveling on Colorado roads, more traffic violations being committed by

1 drivers, and an increase in court resources needed to process traffic
2 violations and crimes; and

3 (e) Traffic fines and surcharges, and the disposition of those fines
4 and surcharges, are at levels that do not account for inflationary impacts
5 and do not allow counties to enforce traffic laws and provide services at
6 a level necessitated by the rise in population.

7 (2) Therefore, penalties for traffic offenses should be increased
8 and the money generated from the increased penalties should be directed
9 to the county in which the violation occurred and used to improve traffic
10 safety; ensure compliance with traffic regulations; and enforce, process,
11 and prosecute traffic offenses.

12 **SECTION 2.** In Colorado Revised Statutes, 42-1-217, **amend** (1)
13 **introductory portion, (2), and (4)(a); and add (1.5) and (5) as follows:**

14 **42-1-217. Disposition of fines and surcharges.** (1) All judges,
15 clerks of a court of record, or other officers imposing or receiving fines,
16 penalties, or forfeitures, ~~except those moneys~~ MONEY received pursuant
17 to sections 42-4-313 (3), 42-4-413, 42-4-1409, 42-4-1701 **(4)(a)(I),**
18 **(4)(a)(IV), (4)(a)(V), OR (5)(a), 42-8-105, and 42-8-106, collected**
19 **pursuant to or as a result of a conviction of any persons for a violation of**
20 **articles 1 to 4 (except part 3 of article 2) of this title TITLE 42, shall**
21 **transmit, within ten days after the date of receipt of any such fine, penalty,**
22 **or forfeiture, all such moneys MONEY so collected in the following**
23 **manner:**

24 **(1.5) WHEN MONEY IS COLLECTED PURSUANT TO SECTION**
25 **42-4-1701 (4)(a)(I), (4)(a)(IV), OR (4)(a)(V):**

26 **(a) A PERSON WHO COLLECTS THE FINE, PENALTY, OR FORFEITURE**
27 **THAT IS THIRTY DOLLARS OR LESS SHALL TRANSMIT FIFTY PERCENT OF THE**

1 MONEY COLLECTED TO THE CHIEF FINANCIAL OFFICER OF THE COUNTY IN
2 WHICH THE VIOLATION OCCURRED AND DISTRIBUTE THE REMAINDER
3 PURSUANT TO SUBSECTION (1) OF THIS SECTION;

4 (b) A PERSON WHO COLLECTS THE FINE, PENALTY, OR FORFEITURE
5 THAT IS MORE THAN THIRTY DOLLARS BUT LESS THAN ONE HUNDRED
6 DOLLARS SHALL TRANSMIT TWENTY PERCENT OF THE MONEY COLLECTED
7 TO THE CHIEF FINANCIAL OFFICER OF THE COUNTY IN WHICH THE
8 VIOLATION OCCURRED AND DISTRIBUTE THE REMAINDER PURSUANT TO
9 SUBSECTION (1) OF THIS SECTION; AND

10 (c) A PERSON WHO COLLECTS THE FINE, PENALTY, OR FORFEITURE
11 THAT IS OVER ONE HUNDRED DOLLARS SHALL DISTRIBUTE THE MONEY
12 PURSUANT TO SUBSECTION (1) OF THIS SECTION.

13 (2) (a) Except for the first fifty cents of any penalty for a traffic
14 infraction, which shall be retained by the department and used SHALL
15 RETAIN AND USE for administrative purposes, moneys THE DEPARTMENT
16 SHALL TRANSMIT THE MONEY collected by the department pursuant to
17 section 42-4-1701 (5)(a) shall be transmitted to the state treasurer, who
18 shall credit the same to the highway users tax fund for allocation and
19 expenditure as specified in section 43-4-205 (5.5)(a); C.R.S.; except that:

20 (I) moneys MONEY collected pursuant to section 42-4-1701 (5)(a)
21 for a violation of section 42-4-237 shall be allocated pursuant to
22 paragraph (c) of subsection (1) SUBSECTION (1)(e) of this section; AND

23 (II) IF THE PENALTY IS SPECIFIED IN SECTION 42-4-1701 (4)(a)(I),
24 (4)(a)(IV), OR (4)(a)(V) AND THE AMOUNT COLLECTED IS LESS THAN ONE
25 HUNDRED DOLLARS, THE DEPARTMENT SHALL TRANSMIT THE MONEY
26 COLLECTED PURSUANT TO SECTION 42-4-1701 (5)(a) AS FOLLOWS:

27 (A) FOR AN OFFENSE FOR WHICH THE PENALTY IS THIRTY DOLLARS

1 OR LESS, FIFTY PERCENT OF THE MONEY COLLECTED TO THE CHIEF
2 FINANCIAL OFFICER OF THE COUNTY IN WHICH THE VIOLATION OCCURRED
3 AND THE REMAINING FIFTY PERCENT OF THE MONEY TO THE STATE
4 TREASURER; AND

5 (B) FOR AN OFFENSE FOR WHICH THE PENALTY IS MORE THAN
6 THIRTY DOLLARS BUT LESS THAN ONE HUNDRED DOLLARS, TWENTY
7 PERCENT OF THE MONEY COLLECTED TO THE CHIEF FINANCIAL OFFICER OF
8 THE COUNTY IN WHICH THE VIOLATION OCCURRED AND THE REMAINING
9 EIGHTY PERCENT OF THE MONEY TO THE STATE TREASURER.

10 (b) THE STATE TREASURER SHALL CREDIT ANY MONEY
11 TRANSFERRED TO THE STATE TREASURER PURSUANT TO THIS SUBSECTION
12 (2) TO THE HIGHWAY USERS TAX FUND FOR ALLOCATION AND
13 EXPENDITURE AS SPECIFIED IN SECTION 43-4-205 (5.5)(a); EXCEPT THAT
14 MONEY COLLECTED PURSUANT TO SECTION 42-4-1701 (5)(a) FOR A
15 VIOLATION OF SECTION 42-4-237 SHALL BE ALLOCATED PURSUANT TO
16 SUBSECTION (1)(e) OF THIS SECTION.

17 (4) (a) All moneys MONEY collected by the department as
18 surcharges on penalty assessments issued for violations of a class A or a
19 class B traffic infraction or a class 1 or a class 2 misdemeanor traffic
20 offense, pursuant to section 42-4-1701, shall be transmitted to the court
21 administrator of the judicial district in which the offense or infraction was
22 committed and credited fifty percent to the victims and witnesses
23 assistance and law enforcement fund established in that judicial district
24 and fifty percent to the crime victim compensation fund established in
25 that judicial district. THE DEPARTMENT SHALL REPORT TO THE COURT
26 ADMINISTRATOR OF EACH JUDICIAL DISTRICT THE NUMBER OF OFFENSES
27 AND INFRACTIONS COMMITTED FOR WHICH A SURCHARGE WAS COLLECTED

1 AND CREDITED TO THE DISTRICT'S VICTIMS AND WITNESSES ASSISTANCE
2 AND LAW ENFORCEMENT FUND.

3 (5) A COUNTY THAT RECEIVES FUNDS PURSUANT TO THIS SECTION
4 SHALL USE THOSE FUNDS FOR TRAFFIC SAFETY IMPROVEMENTS, TRAFFIC
5 ENFORCEMENT, PROSECUTION OF TRAFFIC VIOLATIONS, OR ANY OTHER USE
6 CONSISTENT WITH SECTION 18 OF ARTICLE X OF THE STATE CONSTITUTION.

7 **SECTION 3.** In Colorado Revised Statutes, 42-2-101, **amend**
8 (10) as follows:

9 **42-2-101. Licenses for drivers required.** (10) Any person who
10 violates any provision of subsection (1) or (4) of this section is guilty of
11 a class 2 misdemeanor traffic offense CLASS A TRAFFIC INFRACTION. Any
12 person who violates any provision of subsection (2), (3), or (5) of this
13 section commits a class B traffic infraction.

14 **SECTION 4.** In Colorado Revised Statutes, 42-2-138, **amend**
15 (1)(a) and (3); **repeal** (1)(b); and **add** (1)(a.5) as follows:

16 **42-2-138. Driving under restraint - penalty.** (1) (a) Except as
17 provided in subsection (1.5) of this section, any person who drives a
18 motor vehicle or off-highway vehicle upon any highway of this state with
19 knowledge that the person's license or privilege to drive, either as a
20 resident or a nonresident, is under restraint for any reason other than
21 conviction of DUI, DUI per se, DWAI, or UDD is, EXCEPT AS PROVIDED
22 IN SUBSECTION (1)(a.5) OF THIS SECTION, guilty of a misdemeanor. A
23 court may sentence a person convicted of this misdemeanor to
24 imprisonment in the county jail for a period of not more than six months
25 and may impose a fine of not more than five hundred dollars CLASS A
26 TRAFFIC INFRACTION.

27 (a.5) A SECOND OR SUBSEQUENT CONVICTION FOR A VIOLATION OF

1 SUBSECTION (1)(a) OF THIS SECTION WITHIN FIVE YEARS OF A PRIOR
2 CONVICTION IS A CLASS 2 MISDEMEANOR TRAFFIC OFFENSE.

3 (b) Upon a second or subsequent conviction under paragraph (a)
4 of this subsection (1) within five years after the first conviction
5 thereunder, in addition to any penalty imposed pursuant to said paragraph
6 (a) of this subsection (1), except as may be permitted by section
7 42-2-132.5, the defendant shall not be eligible to be issued a driver's or
8 minor driver's license or extended any driving privilege in this state for
9 a period of three years after such second or subsequent conviction.

10 (3) The department, upon receiving a record of conviction or
11 accident report of any person for an offense committed while operating
12 a motor vehicle, shall immediately examine its files to determine if the
13 license or operating privilege of such person has been restrained. If it
14 appears that said offense was committed while the license or operating
15 privilege of such person was restrained for a reason other than an
16 outstanding judgment, except as permitted by section 42-2-132.5, the
17 department shall not issue a new license or grant any driving privileges
18 for an additional period of one year after the date such person would
19 otherwise have been entitled to apply for a new license or for
20 reinstatement of a suspended license and shall notify the district attorney
21 in the county where such violation occurred and request prosecution of
22 such person under subsection (1) of this section. IF IT APPEARS THAT SAID
23 OFFENSE WAS COMMITTED WHILE THE LICENSE OR OPERATING PRIVILEGE
24 OF SUCH PERSON WAS RESTRAINED SOLELY OR PARTIALLY BECAUSE OF A
25 CONVICTION OF DUI, DUI PER SE, DWAI, OR UDD, AS DESCRIBED IN
26 SUBSECTION (1)(d) OF THIS SECTION, OR IS RESTRAINED IN ANOTHER STATE
27 SOLELY OR PARTIALLY BECAUSE OF AN IMPAIRED DRIVING OFFENSE, THE

1 DEPARTMENT SHALL NOT ISSUE A NEW LICENSE OR GRANT ANY DRIVING
2 PRIVILEGES FOR AN ADDITIONAL PERIOD OF ONE YEAR AFTER THE DATE
3 SUCH PERSON WOULD OTHERWISE HAVE BEEN ENTITLED TO APPLY FOR A
4 NEW LICENSE OR FOR REINSTATEMENT OF A SUSPENDED LICENSE.

5 **SECTION 5.** In Colorado Revised Statutes, amend 42-2-203 as
6 follows:

7 **42-2-203. Authority to revoke license of habitual offender.**

8 (1) The department shall immediately revoke the license of any person
9 whose record brings such person within the definition of an habitual
10 offender in section 42-2-202. The procedure specified in section 42-2-125
11 (3) and (4) shall be employed for the revocation.

12 (2) SUBSECTION (1) OF THIS SECTION DOES NOT APPLY TO A
13 PERSON WHO IS AN HABITUAL OFFENDER SOLELY BECAUSE THE PERSON
14 HAS THREE OR MORE CONVICTIONS WITHIN A PERIOD OF SEVEN YEARS FOR
15 VIOLATING SECTION 42-2-138 (1)(a), DRIVING A MOTOR VEHICLE UPON A
16 HIGHWAY WHILE SUCH PERSON'S LICENSE OR PRIVILEGE TO DRIVE IS UNDER
17 RESTRAINT FOR ANY REASON OTHER THAN AN OUTSTANDING JUDGMENT
18 OR CONVICTION OF DUI, DUI PER SE, DWAI, OR UDD.

19 **SECTION 6.** In Colorado Revised Statutes, 42-2-205, add (2) as
20 follows:

21 **42-2-205. Prohibition.** (2) SUBSECTION (1) OF THIS SECTION DOES
22 NOT APPLY TO A PERSON WHO IS AN HABITUAL OFFENDER SOLELY BECAUSE
23 THE PERSON HAS THREE OR MORE CONVICTIONS WITHIN A PERIOD OF SEVEN
24 YEARS FOR VIOLATING SECTION 42-2-138 (1)(a), DRIVING A MOTOR
25 VEHICLE UPON A HIGHWAY WHILE SUCH PERSON'S LICENSE OR PRIVILEGE
26 TO DRIVE IS UNDER RESTRAINT FOR ANY REASON OTHER THAN AN
27 OUTSTANDING JUDGMENT OR CONVICTION OF DUI, DUI PER SE, DWAI, OR

1 UDD.

2 SECTION 7. In Colorado Revised Statutes, 42-4-1409, amend
3 (4)(a) and (4)(b) as follows:

4 42-4-1409. Compulsory insurance - penalty - legislative intent.

5 (4) (a) Any person who violates the provisions of subsection (1), (2), or
6 (3) of this section commits a CLASS A TRAFFIC INFRACTION; EXCEPT THAT
7 A SECOND OR SUBSEQUENT VIOLATION WITHIN A PERIOD OF FIVE YEARS
8 FOLLOWING A PRIOR CONVICTION PURSUANT TO THIS SECTION IS A class 1
9 misdemeanor traffic offense. The minimum fine imposed by section
10 42-4-1701 (3)(a)(II)(A) shall be mandatory, and the defendant shall be
11 punished by a minimum mandatory fine of not less than UPON A FIRST
12 CONVICTION PURSUANT TO THIS SECTION, THE COURT SHALL IMPOSE A FINE
13 OF five hundred dollars; EXCEPT THAT the court may suspend up to one
14 half of the fine upon a showing that appropriate insurance as required
15 pursuant to section 10-4-619 or 10-4-624 C.R.S., has been obtained.
16 Nothing in this paragraph (a) shall be construed to prevent the court from
17 imposing a fine greater than the minimum mandatory fine.
18 ADDITIONALLY, THE COURT MAY SUSPEND THE FINE, OR A PORTION OF THE
19 FINE, IF THE DEFENDANT IS INDIGENT AND THE COURT FINDS THAT THERE
20 IS NO REASONABLE LIKELIHOOD THAT THE DEFENDANT WILL BE ABLE TO
21 PAY THE FINE WITHIN ONE HUNDRED EIGHTY DAYS.

22 (b) Upon a second or subsequent conviction under PURSUANT TO
23 this section, within a period of five years following a prior conviction
24 under PURSUANT TO this section, in addition to any imprisonment imposed
25 pursuant to section 42-4-1701 (3)(a)(II)(A), the defendant shall be
26 punished by COURT SHALL IMPOSE a minimum mandatory fine of not less
27 than one thousand dollars. and the court shall not suspend such minimum

1 fine. The court or the court collections' investigator may establish a
 2 payment schedule for a person convicted of the provisions of subsection
 3 (1), (2), or (3) of this section, and the provisions of section 16-11-101.6
 4 C.R.S., shall apply. The court may suspend up to one half of the fine upon
 5 a showing that appropriate insurance as required pursuant to section
 6 10-4-619 or 10-4-624 C.R.S., has been obtained. ADDITIONALLY, THE
 7 COURT MAY SUSPEND THE FINE, OR A PORTION OF THE FINE, IF THE
 8 DEFENDANT IS INDIGENT AND THE COURT FINDS THAT THERE IS NO
 9 REASONABLE LIKELIHOOD THAT THE DEFENDANT WILL BE ABLE TO PAY
 10 THE FINE WITHIN ONE HUNDRED EIGHTY DAYS.

11 **SECTION 8.** In Colorado Revised Statutes, 42-4-1701, amend
 12 (3)(a)(I), (4)(a)(I), (4)(a)(IV)(A), and (4)(a)(V) as follows:

13 **42-4-1701. Traffic offenses and infractions classified -**
 14 **penalties - penalty and surcharge schedule - repeal.** (3) (a) (I) Except
 15 as provided in subsections (4) and (5) of this section or the section
 16 creating the infraction, traffic infractions are divided into two classes
 17 which shall be THAT ARE subject to the following penalties which THAT
 18 are authorized upon entry of judgment against the defendant:

<u>Class</u>	<u>Minimum</u>	<u>Maximum</u>
	<u>Penalty</u>	<u>Penalty</u>
<u>A</u>	<u>\$15 penalty</u>	<u>\$100 \$200 penalty</u>
<u>B</u>	<u>\$15 penalty</u>	<u>\$100 \$200 penalty</u>

23 (4) (a) (I) Except as provided in subsection (5)(c) of this section,
 24 every person who is convicted of, who admits liability for, or against
 25 whom a judgment is entered for a violation of this title 42 to which
 26 subsection (5)(a) or (5)(b) of this section applies shall be fined or
 27 penalized and have a surcharge levied in accordance with sections

1 24-4.1-119 (1)(f) and 24-4.2-104 (1)(b)(I), in accordance with the penalty
 2 and surcharge schedule set forth in subsections (4)(a)(I)(A) to (4)(a)(I)(P)
 3 of this section; or, if no penalty or surcharge is specified in the schedule,
 4 the penalty for class A and class B traffic infractions is ~~fifteen~~ THIRTY
 5 dollars, and the surcharge is ~~four~~ EIGHT dollars. These penalties and
 6 surcharges apply whether the defendant acknowledges the defendant's
 7 guilt or liability in accordance with the procedure set forth by subsection
 8 (5)(a) of this section, is found guilty by a court of competent jurisdiction,
 9 or has judgment entered against the defendant by a county court
 10 magistrate. Penalties and surcharges for violating specific sections are as
 11 follows:

<u>Section Violated</u>	<u>Penalty</u>	<u>Surcharge</u>
<u>(A) Drivers' license violations:</u>		
<u>42-2-101 (1) or (4)</u>	<u>\$ 35.00 45.50</u>	<u>\$ 10.00 14.00</u>
<u>42-2-101 (2), (3), or (5)</u> ==	<u>15.00 30.00</u>	<u>6.00 10.00</u>
<u>42-2-103</u> ==	<u>15.00 30.00</u>	<u>6.00 10.00</u>
<u>42-2-105</u> ==	<u>70.00 91.00</u>	<u>10.00 14.00</u>
<u>42-2-105.5 (4)</u>	<u>65.00 84.50</u>	<u>10.00 14.00</u>
<u>42-2-106</u> ==	<u>70.00 91.00</u>	<u>10.00 14.00</u>
<u>42-2-116 (6)(a)</u> ==	<u>30.00 39.00</u>	<u>6.00 10.00</u>
<u>42-2-119</u>	<u>15.00 30.00</u>	<u>6.00 10.00</u>
<u>42-2-134</u> ==	<u>35.00 45.50</u>	<u>10.00 14.00</u>
<u>42-2-136</u>	<u>35.00 45.50</u>	<u>10.00 14.00</u>
<u>42-2-139</u> ==	<u>35.00 45.50</u>	<u>10.00 14.00</u>
<u>42-2-140</u> ==	<u>35.00 45.50</u>	<u>10.00 14.00</u>
<u>42-2-141</u> ==	<u>35.00 45.50</u>	<u>10.00 14.00</u>

27 **(B) Registration and taxation violations:**

1	<u>42-3-103</u>		<u>\$ 50.00 65.00</u>	<u>\$ 16.00 20.00</u>
2	<u>42-3-113</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
3	<u>42-3-202</u>		<u>15.00 30.00</u>	<u>6.00 10.00</u>
4	<u>42-3-116</u>		<u>50.00 65.00</u>	<u>16.00 20.00</u>
5	<u>42-3-121 (1)(a)</u>		<u>75.00 97.50</u>	<u>24.00 30.00</u>
6	<u>42-3-121 (1)(c)</u>	=	<u>35.00 45.50</u>	<u>10.00 14.00</u>
7	<u>42-3-121 (1)(f), (1)(g),</u>			
8	<u>and (1)(h)</u>		<u>75.00 97.50</u>	<u>24.00 30.00</u>
9	<u>42-3-304 to 42-3-306</u>	=	<u>50.00 65.00</u>	<u>16.00 20.00</u>
10	<u>(C) Traffic regulation generally:</u>			
11	<u>42-4-1412</u>		<u>\$ 15.00 30.00</u>	<u>\$ 6.00 10.00</u>
12	<u>42-4-109 (13)(a)</u>		<u>15.00 30.00</u>	<u>6.00 10.00</u>
13	<u>42-4-109 (13)(b)</u>		<u>100.00</u>	<u>15.00 19.00</u>
14	<u>42-4-1211</u>	=	<u>30.00 39.00</u>	<u>6.00 10.00</u>
15	<u>42-4-1405</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
16	<u>(D) Equipment violations:</u>			
17	<u>42-4-201</u>		<u>\$ 35.00 45.50</u>	<u>\$ 10.00 14.00</u>
18	<u>42-4-202</u>	=	<u>35.00 45.50</u>	<u>10.00 14.00</u>
19	<u>42-4-204</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
20	<u>42-4-205</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
21	<u>42-4-206</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
22	<u>42-4-207</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
23	<u>42-4-208</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
24	<u>42-4-209</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
25	<u>42-4-210</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
26	<u>42-4-211</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
27	<u>42-4-212</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>

1	<u>42-4-213</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
2	<u>42-4-214</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
3	<u>42-4-215</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
4	<u>42-4-216</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
5	<u>42-4-217</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
6	<u>42-4-218</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
7	<u>42-4-219</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
8	<u>42-4-220</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
9	<u>42-4-221</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
10	<u>42-4-222 (1)</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
11	<u>42-4-223</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
12	<u>42-4-224</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
13	<u>42-4-225 (1)</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
14	<u>42-4-226</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
15	<u>42-4-227 (1)</u>	=	<u>50.00 65.00</u>	<u>16.00 20.00</u>
16	<u>42-4-227 (2)</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
17	<u>42-4-228 (1), (2), (3),</u>			
18	<u>(5), or (6)</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
19	<u>42-4-229</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
20	<u>42-4-230</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
21	<u>42-4-231</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
22	<u>42-4-232</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
23	<u>42-4-233</u>	=	<u>75.00 97.50</u>	<u>24.00 30.00</u>
24	<u>42-4-234</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
25	<u>42-4-235</u>	=	<u>50.00 65.00</u>	<u>16.00 20.00</u>
26	<u>42-4-236</u>	=	<u>65.00 84.50</u>	<u>16.00 20.00</u>
27	<u>42-4-237</u>	=	<u>65.00 84.50</u>	<u>6.00 10.00</u>

1	<u>42-4-1411</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
2	<u>42-4-1412</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
3	<u>42-4-1901</u>	=	<u>35.00 45.50</u>	<u>10.00 14.00</u>
4	<u>(E) Emissions inspections:</u>			
5	<u>42-4-313 (3)(c)</u>		<u>\$ 50.00 65.00</u>	<u>\$ 16.00 20.00</u>
6	<u>42-4-313 (3)(d)</u>		<u>15.00 30.00</u>	<u>6.00 10.00</u>
7	<u>(F) Size, weight, and load violations:</u>			
8	<u>42-4-502</u>		<u>\$ 75.00 97.50</u>	<u>\$ 24.00 30.00</u>
9	<u>42-4-503</u>		<u>15.00 30.00</u>	<u>6.00 10.00</u>
10	<u>42-4-504</u>		<u>75.00 97.50</u>	<u>24.00 30.00</u>
11	<u>42-4-505</u>		<u>75.00 97.50</u>	<u>24.00 30.00</u>
12	<u>42-4-506</u>		<u>15.00 30.00</u>	<u>6.00 10.00</u>
13	<u>42-4-509</u>		<u>50.00 65.00</u>	<u>16.00 20.00</u>
14	<u>42-4-510 (12)(a)</u>		<u>35.00 45.50</u>	<u>10.00 14.00</u>
15	<u>42-4-106 (1), (3), (4),</u>			
16	<u>(6), or (7)</u>		<u>35.00 45.50</u>	<u>10.00 14.00</u>
17	<u>42-4-106 (4.5)(b)(I)</u>		<u>1,000.00</u>	<u>156.00 162.00</u>
18	<u>42-4-106 (4.5)(b)(II)</u>		<u>1,500.00</u>	<u>156.00 162.00</u>
19	<u>42-4-106 (5)(a)(I)</u>		<u>100.00</u>	<u>32.00 38.00</u>
20	<u>42-4-106 (5)(a)(II)</u>		<u>500.00</u>	<u>156.00 162.00</u>
21	<u>42-4-106 (5)(a)(III)</u>		<u>500.00</u>	<u>78.00 84.00</u>
22	<u>42-4-106 (5)(a)(IV)</u>		<u>1,000.00</u>	<u>156.00 162.00</u>
23	<u>42-4-512</u>		<u>75.00 97.50</u>	<u>24.00 30.00</u>
24	<u>42-8-105 (1) to (5)</u>		<u>50.00 65.00</u>	<u>16.00 20.00</u>
25	<u>42-8-106</u>		<u>50.00 65.00</u>	<u>16.00 20.00</u>
26	<u>(G) Signals, signs, and markings violations:</u>			
27	<u>42-4-603</u>		<u>\$ 100.00</u>	<u>\$ 10.00 14.00</u>

1	<u>42-4-604</u>	=	<u>100.00</u>	<u>10.00 14.00</u>
2	<u>42-4-605</u>	=	<u>70.00 91.00</u>	<u>10.00 14.00</u>
3	<u>42-4-606</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
4	<u>42-4-607 (1)</u>	=	<u>50.00 65.00</u>	<u>16.00 20.00</u>
5	<u>42-4-607 (2)(a)</u>	=	<u>100.00</u>	<u>32.00 38.00</u>
6	<u>42-4-608 (1)</u>	=	<u>70.00 91.00</u>	<u>6.00 10.00</u>
7	<u>42-4-608 (2)</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
8	<u>42-4-609</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
9	<u>42-4-610</u>	=	<u>15.00 30.00</u>	<u>6.00 10.00</u>
10	<u>42-4-612</u>	=	<u>70.00 91.00</u>	<u>10.00 14.00</u>
11	<u>42-4-613</u>	=	<u>35.00 45.50</u>	<u>10.00 14.00</u>

12 **(H) Rights-of-way violations:**

13	<u>42-4-701</u>		<u>\$ 70.00 91.00</u>	<u>\$ 10.00 14.00</u>
14	<u>42-4-702</u>		<u>70.00 91.00</u>	<u>10.00 14.00</u>
15	<u>42-4-703</u>		<u>70.00 91.00</u>	<u>10.00 14.00</u>
16	<u>42-4-704</u>		<u>70.00 91.00</u>	<u>10.00 14.00</u>
17	<u>42-4-705</u>		<u>70.00 91.00</u>	<u>10.00 14.00</u>
18	<u>42-4-706</u>		<u>70.00 91.00</u>	<u>10.00 14.00</u>
19	<u>42-4-707</u>		<u>70.00 91.00</u>	<u>10.00 14.00</u>
20	<u>42-4-708</u>		<u>70.00 91.00</u>	<u>10.00 14.00</u>
21	<u>42-4-709</u>		<u>70.00 91.00</u>	<u>10.00 14.00</u>
22	<u>42-4-710</u>		<u>70.00 91.00</u>	<u>10.00 14.00</u>
23	<u>42-4-711</u>		<u>100.00</u>	<u>10.00 14.00</u>
24	<u>42-4-712</u>		<u>70.00 91.00</u>	<u>10.00 14.00</u>

25 **(I) Pedestrian violations:**

26	<u>42-4-801</u>		<u>\$ 15.00 30.00</u>	<u>\$ 6.00 10.00</u>
27	<u>42-4-802 (1)</u>		<u>30.00 39.00</u>	<u>6.00 10.00</u>

1	<u>42-4-802 (3)</u>	<u>15.00 30.00</u>	<u>6.00 10.00</u>
2	<u>42-4-802 (4)</u>	<u>30.00 39.00</u>	<u>6.00 10.00</u>
3	<u>42-4-802 (5)</u>	<u>30.00 39.00</u>	<u>6.00 10.00</u>
4	<u>42-4-803</u>	<u>15.00 30.00</u>	<u>6.00 10.00</u>
5	<u>42-4-805</u>	<u>15.00 30.00</u>	<u>6.00 10.00</u>
6	<u>42-4-806</u>	<u>70.00 91.00</u>	<u>10.00 14.00</u>
7	<u>42-4-807</u>	<u>70.00 91.00</u>	<u>10.00 14.00</u>
8	<u>42-4-808</u>	<u>70.00 91.00</u>	<u>10.00 14.00</u>
9	<u>(J) Turning and stopping violations:</u>		
10	<u>42-4-901</u>	<u>\$ 70.00 91.00</u>	<u>\$ 10.00 14.00</u>
11	<u>42-4-902</u>	<u>70.00 91.00</u>	<u>10.00 14.00</u>
12	<u>42-4-903</u>	<u>70.00 91.00</u>	<u>10.00 14.00</u>
13	<u>(K) Driving, overtaking, and passing violations:</u>		
14	<u>42-4-1001</u>	<u>\$ 70.00 91.00</u>	<u>\$ 10.00 14.00</u>
15	<u>42-4-1002</u>	<u>100.00</u>	<u>10.00 14.00</u>
16	<u>42-4-1003</u>	<u>100.00</u>	<u>10.00 14.00</u>
17	<u>42-4-1004</u>	<u>100.00</u>	<u>10.00 14.00</u>
18	<u>42-4-1005</u>	<u>100.00</u>	<u>10.00 14.00</u>
19	<u>42-4-1006</u>	<u>70.00 91.00</u>	<u>10.00 14.00</u>
20	<u>42-4-1007</u>	<u>100.00</u>	<u>10.00 14.00</u>
21	<u>42-4-1008</u>	<u>100.00</u>	<u>10.00 14.00</u>
22	<u>42-4-1009</u>	<u>70.00 91.00</u>	<u>10.00 14.00</u>
23	<u>42-4-1010</u>	<u>70.00 91.00</u>	<u>10.00 14.00</u>
24	<u>42-4-1011</u>	<u>200.00</u>	<u>32.00 38.00</u>
25	<u>42-4-1012 (3)(a)</u>	<u>65.00 84.50</u>	<u>(NONE)</u>
26	<u>42-4-1012 (3)(b)</u>	<u>125.00</u>	<u>(NONE)</u>
27	<u>42-4-1013</u>	<u>100.00</u>	<u>(NONE)</u>

1	<u>(L) Speeding violations:</u>		
2	<u>42-4-1101 (1) or (8)(b) (1 to 4 miles</u>		
3	<u>per hour over the reasonable and</u>		
4	<u>prudent speed or over the maximum</u>		
5	<u>lawful speed limit of 75 miles</u>		
6	<u>per hour)</u>	<u>\$ 30.00 39.00</u>	<u>\$ 6.00 10.00</u>
7	<u>42-4-1101 (1) or (8)(b) (5 to 9 miles</u>		
8	<u>per hour over the reasonable and</u>		
9	<u>prudent speed or over the maximum</u>		
10	<u>lawful speed limit of 75 miles</u>		
11	<u>per hour)</u>	<u>70.00 91.00</u>	<u>10.00 14.00</u>
12	<u>42-4-1101 (1) or (8)(b) (10 to 19 miles</u>		
13	<u>per hour over the reasonable and</u>		
14	<u>prudent speed or over the maximum</u>		
15	<u>lawful speed limit of 75 miles</u>		
16	<u>per hour)</u>	<u>135.00</u>	<u>16.00 20.00</u>
17	<u>42-4-1101 (1) or (8)(b) (20 to 24 miles</u>		
18	<u>per hour over the reasonable and</u>		
19	<u>prudent speed or over the maximum</u>		
20	<u>lawful speed limit of 75 miles</u>		
21	<u>per hour)</u>	<u>200.00</u>	<u>32.00 38.00</u>
22	<u>42-4-1101 (8)(g) (1 to 4 miles per</u>		
23	<u>hour over the maximum lawful</u>		
24	<u>speed limit of 40 miles per hour</u>		
25	<u>driving a low-power scooter)</u>	<u>50.00 65.00</u>	<u>6.00 10.00</u>
26	<u>42-4-1101 (8)(g) (5 to 9 miles per</u>		
27	<u>hour over the maximum lawful</u>		

1	<u>speed limit of 40 miles per hour</u>		
2	<u>driving a low-power scooter)</u>	<u>75.00 97.50</u>	<u>10.00 14.00</u>
3	<u>42-4-1101 (8)(g) (greater than 9</u>		
4	<u>miles per hour over the maximum</u>		
5	<u>lawful speed limit of 40 miles per</u>		
6	<u>hour driving a low-power scooter)</u>	<u>100.00</u>	<u>16.00 20.00</u>
7	<u>42-4-1101 (3)</u>	<u>100.00</u>	<u>10.00 14.00</u>
8	<u>42-4-1103</u>	<u>50.00 65.00</u>	<u>6.00 10.00</u>
9	<u>42-4-1104</u>	<u>30.00 39.00</u>	<u>6.00 10.00</u>
10	<u>(M) Parking violations:</u>		
11	<u>42-4-1201</u>	<u>\$ 30.00 39.00</u>	<u>\$ 6.00 10.00</u>
12	<u>42-4-1202</u>	<u>30.00 39.00</u>	<u>6.00 10.00</u>
13	<u>42-4-1204</u>	<u>15.00 30.00</u>	<u>6.00 10.00</u>
14	<u>42-4-1205</u>	<u>15.00 30.00</u>	<u>6.00 10.00</u>
15	<u>42-4-1206</u>	<u>15.00 30.00</u>	<u>6.00 10.00</u>
16	<u>42-4-1207</u>	<u>15.00 30.00</u>	<u>6.00 10.00</u>
17	<u>42-4-1208 (3)(b), (3)(c),</u>		
18	<u>and (3)(d)</u>	<u>150.00</u>	<u>32.00 38.00</u>
19	<u>42-4-1213</u>	<u>150.00</u>	<u>32.00 38.00</u>
20	<u>(N) Other offenses:</u>		
21	<u>42-4-1301 (2)(d)</u>	<u>\$ 100.00</u>	<u>\$ 16.00 20.00</u>
22	<u>42-4-1305</u>	<u>50.00 65.00</u>	<u>16.00 20.00</u>
23	<u>42-4-1305.5 (2)</u>	<u>50.00 65.00</u>	<u>7.80 11.80</u>
24	<u>42-4-1402</u>	<u>150.00</u>	<u>16.00 20.00</u>
25	<u>42-4-1403</u>	<u>30.00 39.00</u>	<u>6.00 10.00</u>
26	<u>42-4-1404</u>	<u>15.00 30.00</u>	<u>6.00 10.00</u>
27	<u>42-4-1406</u>	<u>35.00 45.50</u>	<u>10.00 14.00</u>

1	<u>42-4-1407 (3)(a)</u>	<u>35.00 45.50</u>	<u>10.00 14.00</u>
2	<u>42-4-1407 (3)(b)</u>	<u>100.00</u>	<u>30.00 36.00</u>
3	<u>42-4-1407 (3)(c)</u>	<u>500.00</u>	<u>200.00 206.00</u>
4	<u>42-4-314 (1) and (2)</u>	<u>35.00 45.50</u>	<u>10.00 14.00</u>
5	<u>42-4-314 (6)(a)</u>	<u>100.00</u>	<u>10.00 14.00</u>
6	<u>42-4-1408</u>	<u>15.00 30.00</u>	<u>6.00 10.00</u>
7	<u>42-4-1414 (2)(a)</u>	<u>500.00</u>	<u>156.00 162.00</u>
8	<u>42-4-1414 (2)(b)</u>	<u>1,000.00</u>	<u>312.00 318.00</u>
9	<u>42-4-1414 (2)(c)</u>	<u>5,000.00</u>	<u>1,560.00 1,566.00</u>
10	<u>42-4-1416 (3)</u>	<u>75.00 97.50</u>	<u>4.00 8.00</u>
11	<u>42-20-109 (2)</u>	<u>250.00</u>	<u>66.00 72.00</u>

12 **(O) Motorcycle violations:**

13	<u>42-4-1502 (1), (2), (3),</u>		
14	<u>or (4)</u>	<u>\$ 30.00 39.00</u>	<u>\$ 6.00 10.00</u>
15	<u>42-4-1502 (4.5)</u>	<u>100.00</u>	<u>15.00 19.00</u>
16	<u>42-4-1503</u>	<u>30.00 39.00</u>	<u>6.00 10.00</u>
17	<u>42-4-1504</u>	<u>30.00 39.00</u>	<u>6.00 10.00</u>

18 **(P) Offenses by persons controlling vehicles:**

19	<u>42-4-239 (5)(a)</u>	<u>\$ 50.00 65.00</u>	<u>\$ 6.00 10.00</u>
20	<u>42-4-239 (5)(b)</u>	<u>100.00</u>	<u>6.00 10.00</u>
21	<u>42-4-239 (5.5)</u>	<u>300.00</u>	<u>6.00 10.00</u>
22	<u>42-4-1704</u>	<u>15.00 30.00</u>	<u>6.00 10.00</u>

23 (IV) (A) Any person convicted of violating section 42-3-114 who
24 has not been convicted of a violation of section 42-3-114 in the twelve
25 months preceding such conviction shall be fined as follows, whether the
26 defendant acknowledges the defendant's guilt pursuant to the procedure
27 set forth in paragraph (a) of subsection (5) SUBSECTION (5)(a) of this

1 section or is found guilty by a court of competent jurisdiction:

2 **Number of days beyond renewal**

3 **period that registration has**

4 **been expired**

Penalty

Surcharge

5 1 - 29

~~\$ 35.00~~ **45.50**

~~\$ 8.00~~ **12.00**

6 30 - 59

~~50.00~~ **65.00**

~~12.00~~ **16.00**

7 60 and over

~~75.00~~ **97.50**

~~18.00~~ **22.00**

8 (V) Any person convicted of violating section 42-20-204 (2) shall
9 be fined ~~twenty-five dollars~~ THIRTY-TWO DOLLARS AND FIFTY CENTS,
10 whether the violator acknowledges guilt pursuant to the procedure set
11 forth in ~~paragraph (a) of subsection (5)~~ SUBSECTION (5)(a) of this section
12 or is found guilty by a court of competent jurisdiction.

13 **SECTION 9.** In Colorado Revised Statutes, 42-4-239, **amend** (5)
14 and (5.5)(a) as follows:

15 **42-4-239. Misuse of a wireless telephone - definitions - penalty**
16 **-preemption.** (5) (a) A person who operates a motor vehicle in violation
17 of subsection (2) of this section commits a class A traffic infraction as
18 defined in section 42-4-1701 (3), and the court or the department of
19 revenue shall assess a fine ~~of fifty dollars~~ IN THE AMOUNT SET FORTH IN
20 SECTION 42-4-1701 (4)(a)(I)(P).

21 (b) A second or subsequent violation of subsection (2) of this
22 section is a class A traffic infraction as defined in section 42-4-1701 (3),
23 and the court or the department of revenue shall assess a fine ~~of one~~
24 ~~hundred dollars~~ IN THE AMOUNT SET FORTH IN SECTION 42-4-1701
25 (4)(a)(I)(P).

26 (5.5) (a) Except as provided in subsections (5.5)(b) and (5.5)(c)
27 of this section, a person who operates a motor vehicle in violation of

1 subsection (3) of this section commits a class 2 misdemeanor traffic
2 offense, and the court or the department shall assess a fine of three
3 hundred dollars IN THE AMOUNT SET FORTH IN SECTION 42-4-1701
4 (4)(a)(I)(P).

5 **SECTION 10.** In Colorado Revised Statutes, 42-4-313, amend
6 (3)(c) and (3)(d) as follows:

7 **42-4-313. Penalties.** (3) (c) Any vehicle owner who violates any
8 provision of this section is guilty of a misdemeanor traffic offense and,
9 upon conviction thereof, shall be punished by a fine of fifty dollars AS SET
10 FORTH IN SECTION 42-4-1701 (4)(a)(I)(E), payable within thirty days after
11 conviction.

12 (d) Any nonowner driver who violates any provision of this
13 section is guilty of a misdemeanor traffic offense and, upon conviction
14 thereof, shall be punished by a fine of fifteen dollars AS SET FORTH IN
15 SECTION 42-4-1701 (4)(a)(I)(E), payable within thirty days after
16 conviction.

17 **SECTION 11.** In Colorado Revised Statutes, 42-4-314, amend
18 (3) as follows:

19 **42-4-314. Automobile emissions control systems - tampering**
20 **- operation of vehicle.** (3) (a) A person who violates subsection (1) or
21 (2) of this section commits a class A traffic infraction and shall be fined
22 thirty-five dollars pursuant to section 42-4-1701 (4)(a)(I)(N). The
23 department shall not assess any points under section 42-2-127 for a
24 conviction pursuant to subsection (1) or (2) of this section.

25 (b) A person who violates subsection (6) of this section commits
26 a class A traffic infraction and shall be fined one hundred dollars pursuant
27 to section 42-4-1701 (4)(a)(I)(N). The department shall not assess any

1 points under section 42-2-127 for a conviction pursuant to subsection (6)
2 of this section.

3 **SECTION 12.** In Colorado Revised Statutes, 42-4-1305, **amend**
4 **(2)(c)** as follows:

5 **42-4-1305. Open alcoholic beverage container - motor vehicle**
6 **- prohibited.** (2) (c) A person who violates the provisions of this
7 subsection (2) commits a class A traffic infraction and shall be punished
8 by a fine of fifty dollars and a surcharge of sixteen dollars as provided AS
9 SET FORTH in section 42-4-1701 (4)(a)(I)(N).

10 **SECTION 13.** In Colorado Revised Statutes, 42-4-1305.5,
11 **amend (2)(c)** as follows:

12 **42-4-1305.5. Open marijuana container - motor vehicle -**
13 **prohibited.** (2) (c) A person who violates the provisions of this
14 subsection (2) commits a class A traffic infraction and shall be punished
15 by a fine of fifty dollars and a surcharge of seven dollars and eighty cents
16 as provided in this section and AS SET FORTH IN section 42-4-1701
17 (4)(a)(I)(N).

18 **SECTION 14.** In Colorado Revised Statutes, 42-4-1416, **amend**
19 **(3)** as follows:

20 **42-4-1416. Failure to present a valid transit pass or coupon -**
21 **fare inspector authorization - definitions.** (3) A violation of this
22 section is a class B traffic infraction and is punishable by a fine of
23 seventy-five dollars AS SET FORTH IN SECTION 42-4-1701 (4)(a)(I)(N).
24 Notwithstanding any other provision of law, fines for a violation of
25 subsection (1) of this section shall be retained by the clerk of the court in
26 the city and county of Denver upon receipt by the clerk for a violation
27 occurring within that jurisdiction, or transmitted to the state judicial

1 department if the fine is received by the clerk of the court of any other
2 county.

3 **SECTION 15. In Colorado Revised Statutes, 42-20-204, amend**
4 **(2) as follows:**

5 **42-20-204. Permit violations - penalties. (2) Any person who**
6 **has obtained an annual or a single trip hazardous materials transportation**
7 **permit but fails to have a copy of said permit in the cab of the motor**
8 **vehicle while transporting hazardous materials in, to, from, or through**
9 **this state commits a class B traffic infraction and shall be assessed a**
10 **penalty of twenty-five dollars IN THE AMOUNT SET FORTH IN, AND in**
11 **accordance with the procedure set forth in, section 42-4-1701 (4)(a)(V);**
12 **except that, if a peace officer, as described in section 16-2.5-101, C.R.S.,**
13 **or any other enforcement official may determine that the permit can be**
14 **electronically verified at the time of contact, a copy of the permit need not**
15 **be in the cab of the motor vehicle.**

16 **SECTION 16. In Colorado Revised Statutes, 24-4.2-105, amend**
17 **(1) as follows:**

18 **24-4.2-105. Allocation of money from fund - application for**
19 **grants - disbursements. (1) (a) Thirteen percent of the aggregate**
20 **amount of the moneys MONEY in the fund, after payment of the expenses**
21 **specified in section 24-4.2-103 (4), shall be deposited with the state**
22 **treasurer to the credit of the fund created pursuant to section 24-33.5-506.**

23 **(b) THE COURT ADMINISTRATOR OF THE JUDICIAL DISTRICT SHALL**
24 **DISTRIBUTE TWO DOLLARS OF EACH SURCHARGE DEPOSITED INTO THE**
25 **FUND TO ORGANIZATIONS DESCRIBED IN SECTION 13-90-107 (1)(k)(II)**
26 **THAT PROVIDE VICTIM'S ADVOCATE SERVICES WITHIN THE JUDICIAL**
27 **DISTRICT. THE BOARD SHALL IDENTIFY ORGANIZATIONS ELIGIBLE TO**

1 RECEIVE MONEY PURSUANT TO THIS SUBSECTION (1)(b). IF THE BOARD
2 IDENTIFIES MORE THAN ONE ELIGIBLE ORGANIZATION, THE COURT
3 ADMINISTRATOR SHALL DISTRIBUTE THE MONEY IN AN EQUAL AMOUNT TO
4 EACH ELIGIBLE ORGANIZATION. _____

5 **SECTION 17. Act subject to petition - effective date -**
6 **applicability.** (1) This act takes effect September 1, 2020; except that,
7 if a referendum petition is filed pursuant to section 1 (3) of article V of
8 the state constitution against this act or an item, section, or part of this act
9 within the ninety-day period after final adjournment of the general
10 assembly, then the act, item, section, or part will not take effect unless
11 approved by the people at the general election to be held in November
12 2020 and, in such case, will take effect on the date of the official
13 declaration of the vote thereon by the governor.

14 (2) This act applies to offenses on or after the applicable effective
15 date of this act.