

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

**INTRODUCED**

LLS NO. 21-1021.01 Jery Payne x2157

**HOUSE BILL 21-1323**

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**HOUSE SPONSORSHIP**

**Cutter and Amabile,**

**SENATE SPONSORSHIP**

**Fenberg and Rankin,**

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**House Committees**  
Finance

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING THE CREATION OF A SPECIAL OLYMPICS LICENSE PLATE**  
102 **FOR MOTOR VEHICLES.**

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**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 Special Olympics license plate for motor vehicles. A person qualifies for issuance of the plate if the person makes a donation to a designated nonprofit organization. The designated nonprofit organization must:

- Be headquartered in Colorado;
- Have existed for at least 40 years;

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.

- Provide year-round sports training and athletic competitions for children and adults with intellectual disabilities;
- Collaborate with schools throughout Colorado to bring students together through shared activities that include sports, leadership opportunities, and health education and fitness; and
- Ensure that the donation is spent in Colorado to support athletes with intellectual disabilities.

In addition to the normal fees for a license plate, a person must pay 2 additional one-time fees for the issuance of the plate. One of these fees is credited to the highway users tax fund and the other fee is credited to the licensing services cash fund.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 42-3-255 as  
 3 follows:

4 **42-3-255. Special plates - Special Olympics Colorado -**  
 5 **definition.** (1) BEGINNING ON OR BEFORE JANUARY 1, 2022, THE  
 6 DEPARTMENT SHALL ISSUE SPECIAL LICENSE PLATES TO QUALIFIED  
 7 APPLICANTS IN ACCORDANCE WITH THIS SECTION FOR MOTORCYCLES,  
 8 PASSENGER CARS, TRUCKS, OR NONCOMMERCIAL OR RECREATIONAL  
 9 MOTOR VEHICLES THAT DO NOT EXCEED SIXTEEN THOUSAND POUNDS  
 10 EMPTY WEIGHT.

11 (2) (a) THERE IS HEREBY ESTABLISHED THE SPECIAL OLYMPICS  
 12 COLORADO LICENSE PLATE.

13 (b) THE DEPARTMENT SHALL SELECT A DESIGN FOR THE SPECIAL  
 14 OLYMPICS COLORADO LICENSE PLATE FROM A DESIGNATED  
 15 ORGANIZATION THAT MEETS THE STANDARDS IN SUBSECTION (3)(a) OF  
 16 THIS SECTION, BUT THE DESIGN MUST CONFORM TO DEPARTMENT  
 17 STANDARDS AND BE APPROVED BY THE DEPARTMENT.

18 (3) (a) AT LEAST ONCE EVERY FIVE YEARS, THE DEPARTMENT

1 SHALL DESIGNATE AN ORGANIZATION THAT MAY QUALIFY APPLICANTS TO  
2 BE ISSUED THE SPECIAL OLYMPICS COLORADO LICENSE PLATE. THE  
3 ORGANIZATION MUST:

4 (I) BE HEADQUARTERED IN COLORADO;

5 (II) HAVE BEEN IN EXISTENCE FOR AT LEAST FORTY YEARS;

6 (III) PROVIDE YEAR-ROUND SPORTS TRAINING AND ATHLETIC  
7 COMPETITIONS FOR CHILDREN AND ADULTS WITH INTELLECTUAL  
8 DISABILITIES;

9 (IV) COLLABORATE WITH SCHOOLS THROUGHOUT COLORADO TO  
10 BRING STUDENTS TOGETHER, WITH AND WITHOUT DISABILITIES, THROUGH  
11 SHARED ACTIVITIES THAT INCLUDE SPORTS, LEADERSHIP OPPORTUNITIES,  
12 AND HEALTH EDUCATION AND FITNESS; AND

13 (V) FILE WITH THE DEPARTMENT AN ANNUAL STATEMENT  
14 VERIFYING THAT IT IS A NONPROFIT ORGANIZATION.

15 (b) A PERSON MAY APPLY FOR A SPECIAL OLYMPICS COLORADO  
16 LICENSE PLATE IF THE PERSON PAYS THE TAXES AND FEES REQUIRED  
17 UNDER THIS SECTION AND PROVIDES TO THE DEPARTMENT A CERTIFICATE  
18 ISSUED BY A DESIGNATED ORGANIZATION CONFIRMING THAT THE PERSON  
19 HAS MADE A DONATION TO THE ORGANIZATION. THE DESIGNATED  
20 ORGANIZATION MAY ESTABLISH A MINIMUM DONATION AMOUNT OF NO  
21 LESS THAN SIXTY DOLLARS AND NO MORE THAN ONE HUNDRED DOLLARS  
22 TO QUALIFY FOR THE SPECIAL LICENSE PLATE. A DESIGNATED  
23 ORGANIZATION SHALL ONLY SPEND THE DONATIONS IN COLORADO TO  
24 SUPPORT ATHLETES WITH INTELLECTUAL DISABILITIES.

25 (4) THE AMOUNT OF THE TAXES AND FEES FOR SPECIAL LICENSE  
26 PLATES UNDER THIS SECTION IS THE SAME AS THE AMOUNT OF THE TAXES  
27 AND FEES FOR REGULAR MOTOR VEHICLE LICENSE PLATES; EXCEPT THAT

1 THE DEPARTMENT SHALL COLLECT AN ADDITIONAL ONE-TIME FEE OF  
2 TWENTY-FIVE DOLLARS FOR ISSUANCE OR REPLACEMENT OF THE SPECIAL  
3 LICENSE PLATE. THE DEPARTMENT SHALL TRANSMIT THE ADDITIONAL  
4 ONE-TIME FEE TO THE STATE TREASURER, WHO SHALL CREDIT THE FEE TO  
5 THE HIGHWAY USERS TAX FUND CREATED IN SECTION 43-4-201.

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

21 (6) AS USED IN THIS SECTION, "DESIGNATED ORGANIZATION"  
22 MEANS AN ORGANIZATION DESIGNATED BY THE DEPARTMENT THAT MEETS  
23 THE CRITERIA SET FORTH IN SUBSECTION (3)(a) OF THIS SECTION.

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

26 **42-3-312. Special license plate surcharge.** In addition to any  
27 other fee imposed by this article 3, an applicant for a special license plate

1 created by rule in accordance with section 42-3-207, as the section existed  
2 when the plate was created, or SPECIAL license plates issued pursuant to  
3 sections 42-3-211 to 42-3-214, sections 42-3-217 to 42-3-218, sections  
4 42-3-221 to 42-3-234, and sections 42-3-237 to ~~42-3-254~~ TO 42-3-255  
5 shall pay an issuance fee of twenty-five dollars; except that the fee is not  
6 imposed on special license plates exempted from additional fees for the  
7 issuance of a military special license plate by section 42-3-213 (1)(b)(II).  
8 The department shall transfer the fee to the state treasurer, who shall  
9 credit it to the licensing services cash fund created in section 42-2-114.5.

10 **SECTION 3. Act subject to petition - effective date.** This act  
11 takes effect at 12:01 a.m. on the day following the expiration of the  
12 ninety-day period after final adjournment of the general assembly; except  
13 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
14 of the state constitution against this act or an item, section, or part of this  
15 act within such period, then the act, item, section, or part will not take  
16 effect unless approved by the people at the general election to be held in  
17 November 2022 and, in such case, will take effect on the date of the  
18 official declaration of the vote thereon by the governor.