

CHAPTER 63

MOTOR VEHICLES AND TRAFFIC REGULATION

SENATE BILL 22-108

BY SENATOR(S) Liston, Gardner, Hisey, Kirkmeyer, Priola, Simpson, Woodward;
also REPRESENTATIVE(S) Valdez D., Cutter, Exum, Gray, Hooton, Jodeh, Lindsay.

AN ACT

CONCERNING DOCUMENTATION REQUIREMENTS TO DEMONSTRATE THE WEIGHT OF CERTAIN TRUCKS THAT ARE MORE THAN FOUR THOUSAND FIVE HUNDRED POUNDS BUT NOT MORE THAN TEN THOUSAND POUNDS.

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

SECTION 1. In Colorado Revised Statutes, 42-3-304, **amend** (17)(a) as follows:

42-3-304. Registration fees - passenger-mile taxes - clean screen fund - pilot program - report - rules - definitions. (17) (a) (I) ~~At the time of registration of such vehicle, the owner of a truck subject to registration under section 42-3-306 (5) having a weight in excess of four thousand five hundred pounds, but not in excess of ten thousand pounds, including mounted equipment other than that of a recreational type, shall present to the authorized agent a copy of the manufacturer's statement or certificate of origin that specifies the shipping weight of such vehicle, or if such documentation is not available, a certified scale ticket showing the weight of such vehicle.~~ THE OWNER SHALL PRESENT TO THE AUTHORIZED AGENT A CERTIFIED SCALE TICKET SHOWING THE WEIGHT OF A TRUCK IF THE TRUCK:

(A) IS SUBJECT TO THE REGISTRATION FEE IMPOSED IN SECTION 42-3-306 (5);

(B) WEIGHS MORE THAN FOUR THOUSAND FIVE HUNDRED POUNDS BUT NOT MORE THAN TEN THOUSAND POUNDS; AND

(C) HAS BEEN MODIFIED, INCLUDING MOUNTING EQUIPMENT OTHER THAN RECREATIONALEQUIPMENT, AND THE MODIFICATIONS CHANGE THE TRUCK'S WEIGHT BY THREE HUNDRED POUNDS OR MORE.

(II) THE OWNER SHALL PRESENT TO THE AUTHORIZED AGENT A MANUFACTURER'S

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

CERTIFICATE OF ORIGIN IF A TRUCK:

(A) IS SUBJECT TO THE REGISTRATION FEE IMPOSED IN SECTION 42-3-306 (5);

(B) WEIGHS MORE THAN FOUR THOUSAND FIVE HUNDRED POUNDS BUT NOT MORE THAN TEN THOUSAND POUNDS; AND

(C) HAS NOT BEEN MODIFIED TO CHANGE THE TRUCK'S WEIGHT BY THREE HUNDRED POUNDS OR MORE.

SECTION 2. In Colorado Revised Statutes, 35-14-122, **amend** (2)(a) as follows:

35-14-122. Public scales - requirements - weight certificates - procedures - records. (2) (a) (I) It ~~shall be~~ is the duty of each certified weigher to weigh upon the certified scales any load delivered at the scales for weighing when engaged to do so by any person and to issue a certificate of correct weight.

(II) The certificate of correct weight ~~shall~~ MUST state the gross weight of the load, the tare weight, the net weight of the load, and the date of weighing. In addition, the weight certificate ~~shall~~ MUST indicate:

(A) The state license number of the vehicle or other positive identification:

(B) A serial number;

(C) The name of the shipper or the owner of the load;

(D) The nature of the load;

(E) The name of the receiver of the load;

(F) Whether the driver is off or on the scale;

(G) The name of the certified weigher; ~~and~~

(H) The location of the certified scale; AND

(I) IF THE VEHICLE IS BEING WEIGHED IN ORDER TO BE REGISTERED IN ACCORDANCE WITH ARTICLE 3 OF TITLE 42, THE VEHICLE IDENTIFICATION NUMBER, YEAR OF MANUFACTURE, AND MAKE.

(III) For issuing a certificate, the certified weigher may charge a reasonable fee; except that no charge may be made for weighing done or for certificates issued upon the demand of the commissioner or any employee acting in an official capacity under ~~the provisions of this article~~ THIS ARTICLE 14.

SECTION 3. Act subject to petition - effective date - applicability. (1) This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item,

section, or part will not take effect unless approved by the people at the general election to be held in November 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act applies to vehicles registered as a result of a change in ownership that occurs on or after the applicable effective date of this act.

Approved: April 4, 2022