

CHAPTER 136

MOTOR VEHICLES AND TRAFFIC REGULATION

HOUSE BILL 98-1036

BY REPRESENTATIVES S. Johnson, G. Berry, Gotlieb, and McElhany;
also SENATOR Hopper.

AN ACT

CONCERNING EXEMPTING THE PERMANENTLY DISABLED FROM HAVING TO PROVIDE PROOF OF
DISABILITY TO RENEW THEIR SPECIAL LICENSE PLATES, AND, IN CONNECTION THEREWITH,
EXTENDING SUCH EXEMPTION TO THE RENEWAL OF IDENTIFYING PLACARDS.

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

SECTION 1. 42-3-121 (2), Colorado Revised Statutes, is amended BY THE
ADDITION OF A NEW PARAGRAPH to read:

42-3-121. Parking privileges for persons with disabilities.

(2) (a.5) NOTWITHSTANDING THE VERIFICATION REQUIREMENTS OF SUBPARAGRAPHS
(I) AND (II) OF PARAGRAPH (a) OF THIS SUBSECTION (2), IF A RENEWAL APPLICANT HAS
A PERMANENT DISABILITY THAT WAS VERIFIED IN WRITING BY A PHYSICIAN LICENSED
TO PRACTICE MEDICINE IN THIS STATE AND PROVIDED TO THE DIVISION WITH THE
ORIGINAL APPLICATION FOR SPECIAL LICENSE PLATES OR AN IDENTIFYING PLACARD
UNDER THIS SECTION, SUCH APPLICANT SHALL NOT BE REQUIRED TO MEET SUCH
VERIFICATION REQUIREMENT TO RENEW SUCH LICENSE PLATE OR PLACARD. IF A
PERSON RENEWS THE LICENSE PLATES OR IDENTIFYING PLACARD OF AND ON BEHALF
OF A PERSON WITH A PERMANENT DISABILITY, THE PERSON RENEWING SUCH LICENSE
PLATES OR PLACARD SHALL SIGN AN AFFIDAVIT, UNDER THE PENALTY OF PERJURY,
ATTESTING TO THE FACT THAT THE PERSON WITH A PERMANENT DISABILITY IS STILL
IN NEED OF THE HANDICAPPED PARKING PLATE OR PLACARD AND STATING THAT SUCH
LICENSE PLATES AND PLACARD SHALL BE SURRENDERED TO THE MOTOR VEHICLE
DIVISION UPON THE DEATH OF THE PERSON WITH A PERMANENT DISABILITY.

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

SECTION 2. Effective date - applicability. This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution; except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

(2) The provisions of this act shall apply to renewal applications filed on or after February 1, 1999.

Approved: April 21, 1998