

CHAPTER 246

MOTOR VEHICLES AND TRAFFIC REGULATION

HOUSE BILL 98-1173

BY REPRESENTATIVES Tool and June;
also SENATOR Rizzuto.

AN ACT

CONCERNING AN INCREASE IN THE FEES IMPOSED FOR MOTOR VEHICLE TITLES, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH.

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

SECTION 1. 42-6-137 (1), (2), and (5), Colorado Revised Statutes, are amended, and the said 42-6-137 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

42-6-137. Fees. (1) Upon filing with the authorized agent any application for a certificate of title, the applicant shall pay to the agent a fee of ~~five~~ SIX dollars and fifty cents, which charge shall be in addition to the fees provided by law for the registration of such motor vehicle.

(2) Upon the receipt by the authorized agent of any mortgage for filing under the provisions of section 42-6-121, the agent shall be paid such fees as are prescribed by law for the filing of like instruments in the office of the county clerk and recorder in the county or city and county wherein such mortgage is filed and shall receive, in addition thereto, a fee of ~~five~~ SIX dollars and fifty cents for the issuance of the certificate of title and the notation thereon of the existence of said mortgage.

(5) For the issuance of any duplicate certificate of title, except as may be otherwise provided in this part 1, the agent shall be paid a fee of ~~six~~ SEVEN dollars and fifty cents, and, in all cases wherein the department assigns a new identifying number to any motor vehicle, the fee charged for such assignment shall be three dollars and fifty cents.

(7) USING THE INCREASES IN TITLE ISSUANCE FEES THAT BECAME EFFECTIVE ON JULY 1, 1998, AN AUTHORIZED AGENT SHALL, IF POSSIBLE, PROVIDE THE FOLLOWING

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

TITLES ON THE SAME DAY AS THE DATE OF REQUEST BY AN APPLICANT:

(a) ON AND AFTER JULY 1, 1998, ANY TITLE ISSUED PURSUANT TO A TRANSFER OF A MOTOR VEHICLE CURRENTLY TITLED IN COLORADO;

(b) ON AND AFTER JANUARY 1, 1999, ANY TITLE ISSUED FOR A NEW MOTOR VEHICLE UPON FILING OF A MANUFACTURER'S STATEMENT OF ORIGIN WITHOUT ANY LIENS; AND

(c) AFTER THE DEPARTMENT OF REVENUE AND THE COUNTY CLERKS HAVE REVIEWED AND AGREED UPON A PLAN FOR THE ISSUANCE OF OTHER TITLES, BUT NO LATER THAN JULY 1, 2001, ANY OTHER TITLE ISSUED BY THE AUTHORIZED AGENT. THE PLAN SHALL TAKE INTO ACCOUNT THE PROVISION OF THE BEST SERVICE FOR CITIZENS IN THE MOST COST-EFFECTIVE MANNER, THE USE OF ELECTRONIC ISSUANCE OF TITLES, AND CONSIDERATION OF THE BUSINESS PLAN FOR ISSUING TITLES AT COUNTY OFFICES.

SECTION 2. 42-6-138 (1) and (2), Colorado Revised Statutes, are amended to read:

42-6-138. Disposition of fees. (1) All fees received by the authorized agent under the provisions of section 42-6-137 (1) or (2), upon application being made for a certificate of title, shall be disposed of as follows: ~~Three~~ FOUR dollars thereof shall be retained by the authorized agent and disposition thereof made as provided by law; two dollars and fifty cents shall be credited to the special purpose account established by section 42-1-211.

(2) All fees collected by the authorized agent under the provisions of section 42-6-137 (5) shall be disposed of as follows: For a duplicate certificate of title, ~~five~~ SIX dollars and fifty cents shall be retained by the authorized agent and disposition made as provided by law; and one dollar shall be credited to the special purpose account established by section 42-1-211; and, for assignment of a new identifying number to a motor vehicle, two dollars and fifty cents shall be retained by the authorized agent and disposition made as provided by law; and one dollar shall be credited to the special purpose account established by section 42-1-211. All fees collected by the department under the provisions of section 42-6-137 (5) shall be credited to such special purpose account.

SECTION 3. Appropriation in the 1998 long bill to be adjusted. (1) For the implementation of this act, appropriations made in the annual general appropriation act to the department of revenue, special purpose, data processing services, titles, for the fiscal year beginning July 1, 1998, shall be adjusted as follows:

(a) The cash fund exempt appropriation for special purpose, data processing services, titles, is decreased by one hundred thirty thousand eight hundred seventy dollars (\$130,870).

(b) The number of FTE for special purpose, data processing services, titles, is reduced by 0.6 FTE.

SECTION 4. Effective date - applicability. This act shall take effect July 1,

1998, and shall apply to title applications made on or after said date.

SECTION 5. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 27, 1998