

CHAPTER 97

MOTOR VEHICLES AND TRAFFIC REGULATION

HOUSE BILL 98-1081

BY REPRESENTATIVE Bacon;
also SENATORS Reeves and Hopper.

AN ACT

CONCERNING REPORTING BY MOTOR VEHICLE OWNERS IN CONJUNCTION WITH THE REGISTRATION OF SUCH VEHICLES IN THE AIR PROGRAM AREA.

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

SECTION 1. 42-3-112, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

42-3-112. Records of application and registration. (12) (a) AS USED IN THIS SUBSECTION (12):

(I) "ELIGIBLE VEHICLE" MEANS A MOTOR VEHICLE, THAT HAS A VALID CERTIFICATE OF REGISTRATION ISSUED BY THE DEPARTMENT OF REVENUE TO A PERSON WHOSE ADDRESS OF RECORD ON SUCH CERTIFICATE IS WITHIN THE BOUNDARIES OF THE PROGRAM AREA, AS DEFINED IN SECTION 42-4-304 (20). THE TERM "ELIGIBLE VEHICLE" SHALL NOT INCLUDE MOTOR VEHICLES HELD FOR LEASE OR RENTAL TO THE GENERAL PUBLIC, MOTOR VEHICLES HELD FOR SALE BY MOTOR VEHICLE DEALERS, INCLUDING DEMONSTRATION VEHICLES, MOTOR VEHICLES USED FOR MOTOR VEHICLE MANUFACTURER PRODUCT EVALUATIONS OR TESTS, LAW ENFORCEMENT AND OTHER EMERGENCY VEHICLES, OR NONROAD VEHICLES, INCLUDING FARM AND CONSTRUCTION VEHICLES.

(II) "PROGRAM AREA FLEET" MEANS A PERSON WHO OWNS TEN OR MORE ELIGIBLE VEHICLES. IN DETERMINING THE NUMBER OF VEHICLES OWNED OR OPERATED BY A PERSON FOR PURPOSES OF THIS SUBSECTION (12), ALL MOTOR VEHICLES OWNED, OPERATED, LEASED, OR OTHERWISE CONTROLLED BY SUCH PERSON SHALL BE TREATED AS OWNED BY SUCH PERSON.

(b) (I) UPON THE REGISTRATION OF A ELIGIBLE VEHICLE, THE OWNER SHALL

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

REPORT ON FORMS PROVIDED BY THE DEPARTMENT:

(A) THE TYPES OF FUEL USED BY SUCH VEHICLE; AND

(B) WHETHER SUCH VEHICLE IS DUAL-FUELED OR DEDICATED TO ONE FUEL.

(II) THE FORMS PROVIDED BY THE DEPARTMENT SHALL INCLUDE SPACES FOR THE FOLLOWING FUELS: GASOLINE, DIESEL, PROPANE, ELECTRICITY, NATURAL GAS, METHANOL OR M85, ETHANOL OR E85, BIODIESEL, AND OTHER.

(c) UPON REGISTRATION OF A VEHICLE THAT IS A PART OF A PROGRAM AREA FLEET, THE OWNER SHALL REPORT ON FORMS PROVIDED BY THE DEPARTMENT THAT SUCH VEHICLE IS OWNED BY A PROGRAM AREA FLEET AND SHALL LIST THE OWNER'S TAX IDENTIFICATION NUMBER.

(d) WITHIN A REASONABLE PERIOD OF TIME AND UPON THE REQUEST OF A POLITICAL SUBDIVISION OR THE STATE OF COLORADO OR ANY INSTITUTION OF THE STATE OR THE STATE'S POLITICAL SUBDIVISIONS, THE DEPARTMENT SHALL PROVIDE A REPORT LISTING THE OWNERS OF ELIGIBLE VEHICLES THAT USE FUELS OTHER THAN GASOLINE OR DIESEL, LISTING THE FUEL TYPE OF EACH SUCH ELIGIBLE VEHICLE AND IDENTIFYING WHETHER OR NOT SUCH ELIGIBLE VEHICLES ARE PART OF A PROGRAM AREA FLEET.

SECTION 2. Effective date - applicability. This act shall take effect July 1, 1998, and shall apply to registrations on or after said date.

SECTION 3. 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: April 13, 1998