

CHAPTER 89

MOTOR VEHICLES AND TRAFFIC REGULATION

HOUSE BILL 02-1011

BY REPRESENTATIVE(S) Sinclair, Borodkin, Garcia, Scott, and Webster;
also SENATOR(S) Nichol, May, and Teck.

AN ACT**CONCERNING THE REDUCTION OF THE NUMBER OF AVAILABLE TYPES OF SPECIAL LICENSE PLATES.**

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

SECTION 1. 42-3-115, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

42-3-115. Issuance of optional plates authorized - repeal. (7) EFFECTIVE JULY 1, 2007, THE SPECIAL LICENSE PLATE AUTHORIZED BY THIS SECTION SHALL BE RETIRED, UNLESS SUCH PLATE IS ISSUED FOR AT LEAST THREE THOUSAND VEHICLES.

SECTION 2. 42-3-115.5 (8), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

42-3-115.5. Special plates - military veterans - rules. (8) **Honorably discharged, retired veteran, or active member of the U.S. Marine Corps.** (c) EFFECTIVE JULY 1, 2007, THE SPECIAL LICENSE PLATE AUTHORIZED BY THIS SUBSECTION (8) SHALL BE RETIRED, UNLESS SUCH PLATE IS ISSUED FOR AT LEAST THREE THOUSAND VEHICLES.

SECTION 3. 42-3-115.7, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

42-3-115.7. Special plates - alumni associations - repeal. (7) EFFECTIVE JULY 1, 2007, THE SPECIAL LICENSE PLATE AUTHORIZED BY THIS SECTION SHALL BE RETIRED, UNLESS SUCH PLATE IS ISSUED FOR AT LEAST THREE THOUSAND VEHICLES.

SECTION 4. 42-3-115.8, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

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

42-3-115.8. Special plates - United States olympic committee - repeal.

(8) EFFECTIVE JULY 1, 2007, THE SPECIAL LICENSE PLATE AUTHORIZED BY THIS SECTION SHALL BE RETIRED, UNLESS SUCH PLATE IS ISSUED FOR AT LEAST THREE THOUSAND VEHICLES.

SECTION 5. 42-3-116.5, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

42-3-116.5. Special plates - Colorado foundation for agriculture - definitions

- repeal. (8) EFFECTIVE JULY 1, 2007, THE SPECIAL LICENSE PLATE AUTHORIZED BY THIS SECTION SHALL BE RETIRED, UNLESS SUCH PLATE IS ISSUED FOR AT LEAST THREE THOUSAND VEHICLES.

SECTION 6. 42-3-117, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

42-3-117. Special plates - active and retired members of the Colorado National Guard - repeal.

(8) EFFECTIVE JULY 1, 2007, THE SPECIAL LICENSE PLATE AUTHORIZED BY THIS SECTION SHALL BE RETIRED, UNLESS SUCH PLATE IS ISSUED FOR AT LEAST THREE THOUSAND VEHICLES.

SECTION 7. 42-3-122 (1) (a), (1) (b) (II), and (2), Colorado Revised Statutes, are amended, and the said section 42-3-122 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

42-3-122. Special plates - rules - new plates. (1) (a) ~~The executive director of the department may promulgate rules to issue special license plates. The amount of the taxes and fees for such special plates shall be determined by the executive director pursuant to said rules, and such taxes and fees shall be in an amount to offset the costs of the department for issuing the special plates. Neither the department nor an authorized agent of the department shall collect any fee for the privilege of using a special plate unless such fee is expressly authorized by statute. The department or an authorized agent of the department shall not transfer money collected for the privilege of using a special plate unless such transfer is expressly authorized by statute.~~

(b) (II) ~~Special license plates that have been approved before January 1, 2001, shall continue to be issued and renewed pursuant to existing agreements, but shall be retired if such plates are not issued for at least two hundred fifty vehicles pursuant to rules promulgated by the executive director of the department PURSUANT TO THIS SECTION SHALL BE RETIRED, EFFECTIVE JULY 1, 2007, UNLESS SUCH PLATES ARE ISSUED FOR AT LEAST THREE THOUSAND VEHICLES. Unless such plates were approved before January 1, 2001, The executive director of the department shall promulgate rules to provide standards for the retirement of special license plates not issued for at least two THREE thousand vehicles.~~

(2) Before a bill is introduced in the general assembly that contains, or any bill is amended to contain, a provision that establishes a new category or type of group special license plate the person, group, or association proposing such special license plate shall submit to the department a proposal for a group special license plate and

certify by March 1 of each year that at least ~~two~~ THREE thousand of such special plates are to be issued within one year after the authorization of such plates. The department shall verify that any proposed group special license plates meet the ~~two-thousand-plate~~ THREE-THOUSAND-PLATE requirement and shall submit a consolidated proposal containing all proposed group special license plates that meet such plate requirement.

(4) THE AMOUNT OF TAXES AND FEES FOR SPECIAL LICENSE PLATES ISSUED PURSUANT TO THIS SECTION SHALL BE THE SAME AS THE AMOUNT OF TAXES AND FEES SPECIFIED FOR REGULAR MOTOR VEHICLE REGISTRATION PLUS AN ADDITIONAL ONE-TIME FEE OF TWENTY-FIVE DOLLARS. SUCH ADDITIONAL FEE SHALL BE TRANSMITTED TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE HIGHWAY USERS TAX FUND.

SECTION 8. Repeal. 42-3-123 (1) (b), Colorado Revised Statutes, is repealed as follows:

42-3-123. Number plates to be attached. (1) (b) ~~For the purposes of this subsection (1), "street rod vehicle" has the same meaning as provided in section 42-3-114(3)(b).~~

SECTION 9. 42-3-124 (1), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

42-3-124. Expiration - temporary, new, and old plates - reflectorized plates. (1) (c) UNLESS OTHERWISE AUTHORIZED BY STATUTE, ALL CLASS C VEHICLES SHALL BE ISSUED A SINGLE TYPE OF STANDARDIZED LICENSE PLATE. UNLESS OTHERWISE AUTHORIZED BY STATUTE, ALL CLASS B VEHICLES, EXCEPT RECREATIONAL TRUCKS, THAT WEIGH LESS THAN SIXTEEN THOUSAND POUNDS EMPTY WEIGHT SHALL BE ISSUED A SINGLE TYPE OF STANDARDIZED LICENSE PLATE.

SECTION 10. 42-3-115.5 (1) (c) (I), Colorado Revised Statutes, is amended to read:

42-3-115.5. Special plates - military veterans - rules. (1) (c) (I) The amount of taxes and fees for special license plates issued pursuant to this section shall be the same as that specified for regular motor vehicle registration; except that an additional one-time issuance or replacement fee for each motor vehicle shall apply. Such additional one-time fee shall be in the amount of ~~ten~~ TWENTY-FIVE dollars and shall be transmitted to the state treasurer, who shall credit the same to the highway users tax fund.

SECTION 11. 42-3-115.7 (5) (a), Colorado Revised Statutes, is amended to read:

42-3-115.7. Special plates - alumni associations. (5) (a) The amount of the taxes and fees for special alumni license plates under this section is the same as the amount of the taxes and fees specified for regular motor vehicle license plates; except that the department shall collect a one-time fee of ~~ten~~ TWENTY-FIVE dollars for each motor vehicle for issuance or replacement of such license plates. The department shall transmit the additional one-time fee to the state treasurer, who shall credit the same to the highway users tax fund.

SECTION 12. 42-3-115.8 (5) (a), Colorado Revised Statutes, is amended to read:

42-3-115.8. Special plates - United States olympic committee. (5) (a) The amount of the taxes and fees for olympic committee special license plates under this section is the same as the amount of the taxes and fees specified for regular motor vehicle license plates; except that the department shall collect a one-time fee of ~~ten~~ TWENTY-FIVE dollars for each motor vehicle for issuance or replacement of such license plates. The department shall transmit the additional one-time fee to the state treasurer who shall credit the same to the highway users tax fund.

SECTION 13. 42-3-116.5 (6) (a), Colorado Revised Statutes, is amended to read:

42-3-116.5. Special plates - Colorado foundation for agriculture - definitions. (6) (a) The amount of the taxes and fees for special license plates under this section is the same as the amount of the taxes and fees specified for regular motor vehicle license plates; except that the department shall collect a one-time fee of ~~ten~~ TWENTY-FIVE dollars for each motor vehicle for issuance or replacement of such license plates. The department shall transmit the additional one-time fee to the state treasurer, who shall credit the same to the highway users tax fund.

SECTION 14. 42-3-117 (5) (a), Colorado Revised Statutes, is amended to read:

42-3-117. Special plates - active and retired members of the Colorado national guard. (5) (a) The amount of taxes and fees for such special license plates shall be the same as the amount of taxes and fees specified for regular motor vehicle registration plus an additional one-time fee of ~~ten~~ TWENTY-FIVE dollars. Such additional fee shall be transmitted to the state treasurer, who shall credit the same to the highway users tax fund.

SECTION 15. Effective date. 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.

Approved: April 12, 2002