

CHAPTER 235

GOVERNMENT - STATE

SENATE BILL 06-015

BY SENATOR(S) Taylor, Hanna, Takis, Entz, Kester, and Spence;
also REPRESENTATIVE(S) Coleman, Schultheis, Vigil, White, Frangas, and McFadyen.

AN ACT

CONCERNING A CLARIFICATION OF THE TYPES OF MOTOR VEHICLES INCLUDED IN THE CENTRALIZED FLEET OF STATE VEHICLES, AND MAKING AN APPROPRIATION THEREFOR.

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

SECTION 1. 24-30-1102 (6), Colorado Revised Statutes, is amended to read:

24-30-1102. Definitions. As used in this part 11, unless the context otherwise requires:

(6) "State-owned motor vehicle" means all motor vehicles owned by the state or any agency of the state ~~which~~ THAT shall include all two- and four-wheel drive trucks, ~~three-quarter ton and smaller~~, all passenger vehicles including cars, vans, station wagons and other similar passenger vehicles, and any other vehicle not described herein ~~which~~ THAT may be designated as a state-owned motor vehicle if a state agency requests such designation; EXCEPT THAT "STATE-OWNED MOTOR VEHICLE" SHALL NOT INCLUDE ANY VEHICLE RATED AT ONE TON OR MORE, THAT IS A SPECIALIZED VEHICLE USED FOR THE PURPOSES OF CONSTRUCTION OR MAINTENANCE, AND THAT IS OWNED, OPERATED, OR CONTROLLED BY THE DEPARTMENT OF TRANSPORTATION. "State-owned motor vehicle" shall not include any vehicle donated to a specific state agency.

SECTION 2. 24-30-1104 (2) (d), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBPARAGRAPH to read:

24-30-1104. Central services functions of the department. (2) In addition to the county-specific functions set forth in subsection (1) of this section, the department of personnel shall take such steps as are necessary to fully implement a central state motor vehicle fleet system by January 1, 1993. The provisions of the

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

motor vehicle fleet system created pursuant to this subsection (2) shall apply to the executive branch of the state of Colorado, its departments, institutions, and agencies; except that the governing board of each institution of higher education, by formal action of the board, and the Colorado commission on higher education, by formal action of the commission, may elect to be exempt from the provisions of this subsection (2) and may obtain a motor vehicle fleet system independent of the state motor vehicle fleet system. Under the direction of the executive director, the department of personnel shall perform the following functions pertaining to the motor vehicle fleet system throughout the state:

(d) (IV) REQUIRE THAT ANY DEPARTMENT, INSTITUTION, OR AGENCY OF THE EXECUTIVE BRANCH OF THE STATE THAT OWNS, OPERATES, OR CONTROLS VEHICLES THAT ARE NOT PART OF THE CENTRAL STATE MOTOR VEHICLE FLEET SYSTEM PROVIDE THE DEPARTMENT OF PERSONNEL WITH INFORMATION REQUESTED BY THE DEPARTMENT FOR THE PURPOSE OF COMPILING COMPLETE DATA ON ALL MOTOR VEHICLES OWNED BY THE STATE.

SECTION 3. 24-30-1104 (2), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

24-30-1104. Central services functions of the department. (2) In addition to the county-specific functions set forth in subsection (1) of this section, the department of personnel shall take such steps as are necessary to fully implement a central state motor vehicle fleet system by January 1, 1993. The provisions of the motor vehicle fleet system created pursuant to this subsection (2) shall apply to the executive branch of the state of Colorado, its departments, institutions, and agencies; except that the governing board of each institution of higher education, by formal action of the board, and the Colorado commission on higher education, by formal action of the commission, may elect to be exempt from the provisions of this subsection (2) and may obtain a motor vehicle fleet system independent of the state motor vehicle fleet system. Under the direction of the executive director, the department of personnel shall perform the following functions pertaining to the motor vehicle fleet system throughout the state:

(t) REQUIRE THAT THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY MILE-PER-GALLON RATING FOR ALL MOTOR VEHICLES PURCHASED FOR THE STATE-OWNED MOTOR VEHICLE FLEET ON OR AFTER JANUARY 1, 2007, MEET OR EXCEED THE AVERAGE FUEL EFFICIENCY STANDARDS AS ESTABLISHED PURSUANT TO THE FEDERAL "ENERGY POLICY CONSERVATION ACT", 15 U.S.C. SEC. 2001, ET SEQ.

SECTION 4. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the motor fleet management fund created in section 24-30-1115, Colorado Revised Statutes, not otherwise appropriated, to the department of personnel, for central services, fleet management program and motor pool services, for operating expenses, for the fiscal year beginning July 1, 2006, the sum of one million eight hundred thousand dollars (\$1,800,000), or so much thereof as may be necessary, for the implementation of this act.

SECTION 5. Effective date - applicability. (1) 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 (August 9, 2006, if adjournment sine die is on May 10, 2006); 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 all motor vehicles owned by the executive branch of the state, including its departments, institutions, and agencies before the effective date of this act and to all motor vehicles purchased by the state, including its departments, institutions, and agencies on or after the effective date of this act.

Approved: May 25, 2006