

CHAPTER 124

TRANSPORTATION

HOUSE BILL 11-1182

BY REPRESENTATIVE(S) Ferrandino, Becker, Gerou;
also SENATOR(S) Hodge, Steadman, Lambert.

AN ACT

**CONCERNING THE ADJUSTMENT OF SPECIFIED VEHICLE FEES CREDITED TO SPECIAL PURPOSE
ACCOUNTS WITHIN THE HIGHWAY USERS TAX FUND, AND MAKING AN APPROPRIATION THEREFOR.**

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

SECTION 1. The introductory portion to 42-3-304 (18) (d) (I), Colorado Revised Statutes, is amended to read:

42-3-304. Registration fees - passenger and passenger-mile taxes - clean screen fund - repeal. (18) (d) (I) In addition to any other fee imposed by this section, the owner shall pay, at the time of registration of a motor vehicle or low-power scooter, a motorist insurance identification fee. The fee shall be adjusted annually by the department, based upon moneys appropriated by the general assembly for the operation of the motorist insurance identification database program. ~~PRIOR TO JULY 1, 2011, in no event shall the fee exceed fifty cents. ON AND AFTER JULY 1, 2011, IN NO EVENT SHALL THE FEE EXCEED TEN CENTS.~~ The fee shall be transmitted to the state treasurer, who shall credit it to a special account within the highway users tax fund, to be known as the motorist insurance identification account, which is hereby created. Moneys in the motorist insurance identification account shall be used, subject to appropriation by the general assembly, to cover the costs of administration and enforcement of the motorist insurance identification database program, created in section 42-7-604 and, for state fiscal years 2010-11 and 2011-12, for expenses incurred in connection with the administration of article 2 of this title by the division of motor vehicles within the department; except that:

SECTION 2. 42-3-306, 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.

42-3-306. Registration fees - passenger and passenger-mile taxes - fee schedule. (14) (a) IN ADDITION TO ANY OTHER FEE REQUIRED BY THIS SECTION, ON AND AFTER JULY 1, 2011, EACH AUTHORIZED AGENT SHALL COLLECT A FEE OF:

(I) FIFTY CENTS PER PAID REGISTRATION OF ANY MOTOR VEHICLE THAT IS NOT EXEMPT FROM THE MOTOR INSURANCE IDENTIFICATION FEE PURSUANT TO SECTION 42-3-304 (1) (b); OR

(II) TEN CENTS PER PAID REGISTRATION OF ANY MOTOR VEHICLE THAT IS EXEMPT FROM THE MOTOR INSURANCE IDENTIFICATION FEE PURSUANT TO SECTION 42-3-304 (1) (b).

(b) THE FEE REQUIRED BY PARAGRAPH (a) OF THIS SUBSECTION (14) SHALL APPLY TO EVERY REGISTRATION OF A MOTOR VEHICLE THAT IS DESIGNED PRIMARILY TO BE OPERATED OR DRAWN ON ANY HIGHWAY IN THE STATE AND SHALL BE IN ADDITION TO THE ANNUAL REGISTRATION FEE FOR THE VEHICLE; EXCEPT THAT THE FEE SHALL NOT APPLY TO A VEHICLE THAT IS EXEMPT FROM PAYMENT OF THE REGISTRATION FEES IMPOSED BY THIS ARTICLE. THE FEE SHALL BE CREDITED TO THE COLORADO STATE TITLING AND REGISTRATION ACCOUNT IN THE HIGHWAY USERS TAX FUND CREATED IN SECTION 42-1-211 (2).

SECTION 3. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of revenue, for allocation to the information technology division, for the fiscal year beginning July 1, 2010, the sum of five thousand four hundred eighty dollars (\$5,480), or so much thereof as may be necessary, for the implementation of this act.

(2) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for allocation to the office of information technology, for the fiscal year beginning July 1, 2010, the sum of one thousand four hundred eighty dollars (\$1,480), or so much thereof as may be necessary, for programming services to be provided to the department of revenue related to the implementation of this act. Said sum shall be from reappropriated funds received from the department of revenue out of the appropriation made in subsection (1) of this section.

(3) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the Colorado state titling and registration account of the highway users tax fund created in Section 42-1-211 (2), Colorado Revised Statutes, not otherwise appropriated, to the department of revenue, for allocation to the information technology division, for the fiscal year beginning July 1, 2010, the sum of one thousand seven hundred seventy-six dollars (\$1,776) cash funds, or so much thereof as may be necessary, for the implementation of this act.

(4) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for allocation to the office of information technology, for the fiscal year beginning July 1, 2010, the sum of one thousand seven hundred seventy-six dollars (\$1,776), or so much thereof as may be necessary, for programming services to be provided to the department of revenue related to the implementation of this act. Said sum shall be from

reappropriated funds received from the department of revenue out of the appropriation made in subsection (3) of this section.

SECTION 4. 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 22, 2011