

CHAPTER 131

GOVERNMENT - STATE

HOUSE BILL 11-1216

BY REPRESENTATIVE(S) Riesberg and Gerou, Baumgardner, Court, Ferrandino, Kefalas, Looper, Miklosi, Pabon, Soper, McCann, Barker, Conti, Duran, Fischer, Hamner, Hullinghorst, Jones, Kerr J., Labuda, Murray, Nikkel, Ramirez, Scott, Summers, Todd, Vaad, Wilson, Fields, Lee, Massey, Pace, Schafer S., Solano, Vigil, Williams A.;
also SENATOR(S) Aguilar, Bacon, King S., Newell, Tochtrop, Williams S., Boyd, Giron, Guzman, Hudak, Morse, Nicholson, Spence, Steadman.

AN ACT

CONCERNING THE FUNDING OF PROGRAMS THAT HELP PERSONS WITH DISABILITIES OBTAIN BENEFITS BY THE SALE OF UNIQUELY VALUABLE REGISTRATION NUMBERS FOR VEHICLES, AND MAKING AN APPROPRIATION THEREFOR.

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

SECTION 1. Article 30 of title 24, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PART to read:

**PART 22
DISABILITY ASSISTANCE ACT**

24-30-2201. Short title. THIS PART 22 SHALL BE KNOWN AND MAY BE CITED AS THE "LAURA HERSHEY DISABILITY-BENEFIT SUPPORT ACT".

24-30-2202. Definitions. AS USED IN THIS PART 22, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "COMMITTEE" MEANS THE DISABLED-BENEFIT SUPPORT CONTRACT COMMITTEE CREATED IN SECTION 24-30-2203.

(2) "DISABILITY BENEFITS" MEANS CASH PAYMENTS FROM SOCIAL SECURITY DISABILITY INSURANCE UNDER TITLE II OF THE FEDERAL "SOCIAL SECURITY ACT", 42 U.S.C. SEC. 401 ET SEQ., AS AMENDED, CASH PAYMENTS MADE BY THE FEDERAL GOVERNMENT TO PERSONS WHO ARE AGED, BLIND, OR DISABLED UNDER TITLE XVI OF THE FEDERAL "SOCIAL SECURITY ACT", 42 U.S.C. SEC. 401 ET SEQ., AS AMENDED,

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

AND LONG-TERM CARE UNDER THE "COLORADO MEDICAL ASSISTANCE ACT", ARTICLES 4 TO 6 OF TITLE 25.5, C.R.S.

(3) "NONPROFIT ENTITY" MEANS AN ENTITY INCORPORATED UNDER THE "COLORADO REVISED NONPROFIT CORPORATION ACT", ARTICLES 121 TO 137 OF TITLE 7, C.R.S., OR A TAX-EXEMPT ENTITY UNDER 26 U.S.C. SEC. 501 (c) (3) OF THE FEDERAL "INTERNAL REVENUE CODE OF 1986".

(4) "RECIPIENT" MEANS A PERSON WHO RECEIVES DISABILITY BENEFITS OR LONG-TERM CARE SERVICES.

24-30-2203. Disabled-benefit support contract committee. (1) THE DISABLED-BENEFIT SUPPORT CONTRACT COMMITTEE IS HEREBY CREATED WITHIN THE DEPARTMENT OF PERSONNEL. THE COMMITTEE CONSISTS OF NINE MEMBERS APPOINTED BY THE GOVERNOR AS FOLLOWS:

(a) THREE MEMBERS WHO ARE DISABLED AND CURRENTLY RECEIVING DISABILITY BENEFITS OR HAVE RECEIVED APPLICATION ASSISTANCE;

(b) ONE MEMBER OF A STATEWIDE, CROSS-DISABILITY ORGANIZATION REPRESENTING PERSONS WITH DISABILITIES;

(c) ONE MEMBER WHO IS TRAINED TO INCREASE ACCESS TO DISABILITY BENEFITS FOR PERSONS WITH DISABILITIES BY AN ORGANIZATION SUPPORTED BY THE UNITED STATES SOCIAL SECURITY ADMINISTRATION;

(d) ONE MEMBER WHO IS A MEDICAL DOCTOR;

(e) ONE MEMBER WHO IS A MENTAL HEALTH PROFESSIONAL;

(f) ONE MEMBER WHO IS AN EXPERT IN NONPROFIT MANAGEMENT; AND

(g) ONE MEMBER APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PERSONNEL.

(2) MEMBERS OF THE COMMITTEE SERVE THREE-YEAR TERMS; EXCEPT THAT MEMBERS APPOINTED UNDER PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION SERVE AN INITIAL TERM OF ONE YEAR, AND MEMBERS APPOINTED UNDER PARAGRAPHS (b), (c), AND (d) OF SUBSECTION (1) OF THIS SECTION SERVE AN INITIAL TERM OF TWO YEARS.

(3) AN ACT OF THE COMMITTEE IS VOID UNLESS A MAJORITY OF THE MEMBERS HAS VOTED IN FAVOR OF THE ACT.

(4) THE COMMITTEE SHALL IMPLEMENT SECTION 24-30-2204 USING THE DISABILITY-BENEFIT SUPPORT FUND CREATED IN SECTION 24-30-2205.

(5) THE COMMITTEE IS AUTHORIZED TO SEEK AND ACCEPT GRANTS OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS PART 22; EXCEPT THAT THE COMMITTEE SHALL NOT ACCEPT A GIFT, GRANT, OR DONATION THAT IS SUBJECT TO CONDITIONS THAT ARE INCONSISTENT WITH THIS PART 22 OR PART 13 OF

ARTICLE 75 OF THIS TITLE REGARDING THE STATUS OF GRANTS AND DONATIONS MADE TO STATE AGENCIES. THE COMMITTEE SHALL TRANSMIT THE MONEYS TO THE DISABILITY-BENEFIT SUPPORT FUND.

(6) THE COMMITTEE HAS THE FOLLOWING DUTIES AND POWERS:

(a) TO SUE AND BE SUED AND OTHERWISE ASSERT OR DEFEND THE COMMITTEE'S LEGAL INTERESTS;

(b) TO PREPARE AND SIGN CONTRACTS;

(c) TO HAVE AND EXERCISE ALL RIGHTS AND POWERS NECESSARY OR INCIDENTAL TO, OR IMPLIED FROM, THE SPECIFIC POWERS GRANTED IN THIS PART 22; AND

(d) TO FIX THE TIME AND PLACE AT WHICH MEETINGS MAY BE HELD.

(7) THE COMMITTEE MAY HIRE EMPLOYEES OR OBTAIN THE SERVICES OF PROFESSIONAL ADVISORS.

(8) THE ATTORNEY GENERAL IS THE LEGAL COUNSEL FOR THE COMMITTEE.

24-30-2204. Program to assist persons to obtain disability benefits - repeal.

(1) WITHIN SIX MONTHS AFTER THE FIRST TRANSFER TO THE DISABILITY-BENEFIT SUPPORT FUND FROM THE REGISTRATION NUMBER FUND CREATED IN SECTION 42-1-407, C.R.S., THE COMMITTEE SHALL INVITE NONPROFIT ENTITIES TO SUBMIT A PROPOSAL FOR A PROGRAM TO AID PERSONS WITH DISABILITIES IN ACCESSING DISABILITY BENEFITS. TO QUALIFY, THE NONPROFIT ORGANIZATION MUST BE BASED IN COLORADO AND GOVERNED BY A BOARD THAT:

(a) IS COMPOSED OF PERSONS WITH A DEMONSTRATED COMMITMENT TO IMPROVING THE LIVES OF RECIPIENTS WITH DISABILITIES;

(b) CONTAINS MEMBERS WHO UNDERSTAND A RANGE OF SIGNIFICANT DISABILITIES, INCLUDING PHYSICAL AND MENTAL; AND

(c) CONTAINS A MAJORITY OF EITHER:

(I) RECIPIENTS WITH DISABILITIES; OR

(II) FAMILY MEMBERS OF RECIPIENTS WITH DISABILITIES WHO HAVE EXPERIENCE IN REPRESENTING THE INTERESTS OF A PERSON WITH A DISABILITY.

(2)(a)(I) THE COMMITTEE SHALL REVIEW THE PROPOSED PROGRAMS AND SHALL AWARD A CONTRACT TO THE NONPROFIT ENTITY THAT BEST MEETS THE REQUIREMENTS OF THIS SECTION IN ACCORDANCE WITH THE "PROCUREMENT CODE", ARTICLES 101 TO 112 OF THIS TITLE.

(II) THE TERM OF THE CONTRACT IS ONE YEAR. BEFORE THE CONTRACT EXPIRES, THE COMMITTEE SHALL EVALUATE WHETHER THE NONPROFIT ENTITY AND THE CONTRACT ARE REASONABLY MEETING THE REQUIREMENTS OF THIS SECTION, INCLUDING OBJECTIVE AND QUANTITATIVE EVALUATIONS, WHENEVER POSSIBLE, OF

THE SATISFACTION OF PROGRAM PARTICIPANTS, THE PROGRAM'S SUCCESS IN OBTAINING DISABILITY BENEFITS FOR PROGRAM PARTICIPANTS, THE PROGRAM'S EFFECTIVENESS AT HELPING PROGRAM PARTICIPANTS OBTAIN JOBS, AND IMPROVEMENTS IN THE QUALITY OF LIFE OF PROGRAM PARTICIPANTS. THE COMMITTEE SHALL INCLUDE THE EVALUATION CRITERIA IN THE CONTRACT.

(III) THE COMMITTEE MAY RENEW THE CONTRACT ANNUALLY FOR UP TO FIVE YEARS. AFTER FIVE YEARS, THE COMMITTEE SHALL REOPEN THE CONTRACT TO A COMPETITIVE BID PROCESS.

(b) THE COMMITTEE SHALL NOT AWARD THE CONTRACT UNLESS THE PROPOSAL INCLUDES:

(I) A SYSTEM FOR EVALUATING WHETHER A PERSON WITH A DISABILITY IS REASONABLY ABLE TO NAVIGATE THE APPLICATION PROCESS TO OBTAIN DISABILITY BENEFITS, HEALTH CARE, AND EMPLOYMENT;

(II) A SYSTEM FOR PRIORITIZING THE NEED OF APPLICANTS BASED UPON THE EVALUATIONS;

(III) A PLAN FOR ASSISTING PERSONS WITH DISABILITIES IN NAVIGATING THE PROCESSES OF OBTAINING AND RETAINING DISABILITY BENEFITS, HEALTH CARE, AND EMPLOYMENT;

(IV) A PLAN FOR ESTABLISHMENT OF WORKING RELATIONSHIPS WITH STATE AGENCIES, COUNTY DEPARTMENTS OF HUMAN SERVICES, HEALTH CARE PROVIDERS, THE UNITED STATES SOCIAL SECURITY ADMINISTRATION, AND THE BUSINESS COMMUNITY;

(V) A POLICY OF PREFERENTIAL HIRING OF PERSONS WITH DISABILITIES;

(VI) REASONABLE STANDARDS FOR ACCOUNTING CONTROL OF EXPENDITURES;

(VII) METRICS TO EVALUATE THE PROGRAM'S QUALITY AND COST-EFFECTIVENESS;

(VIII) EFFECTIVE JULY 1, 2016, THE ABILITY TO SERVE PERSONS WITH DISABILITIES STATEWIDE; AND

(IX) A PLAN FOR SERVING PERSONS WITH DISABILITIES STATEWIDE WITHIN FIVE YEARS. THIS SUBPARAGRAPH (IX) IS REPEALED, EFFECTIVE JULY 1, 2016.

(c) THE COMMITTEE SHALL NOT DISCRIMINATE AGAINST A CONTRACTING ENTITY FOR ADVOCACY CONCERNING PERSONS WITH DISABILITIES.

(3) THE ENTITY AWARDED A CONTRACT UNDER THIS SECTION SHALL MAKE QUARTERLY REPORTS OF EXPENDITURES TO THE DEPARTMENT OF PERSONNEL, WHICH SHALL MAKE THE REPORTS AVAILABLE TO THE COMMITTEE. THE COMMITTEE SHALL INCLUDE IN THE CONTRACT A METHOD AND FORMAT FOR MAKING THE REPORTS.

24-30-2205. Disability-benefit support fund. THE DISABILITY-BENEFIT

SUPPORT FUND IS HEREBY CREATED IN THE STATE TREASURY. THE MONEYS IN THE FUND CONSIST OF AMOUNTS TRANSFERRED TO THE FUND UNDER SECTION 42-1-407, C.R.S., OR TRANSFERRED TO THE FUND UNDER SECTION 24-30-2203 (5). THE COMMITTEE SHALL USE THE MONEYS IN THE FUND TO IMPLEMENT THIS PART 22; EXCEPT THAT THE COMMITTEE MAY DIRECT THE STATE TREASURER TO TRANSFER MONEYS IN THE FUND TO THE REGISTRATION NUMBER FUND CREATED IN SECTION 42-1-407, C.R.S., TO FUND THE IMPLEMENTATION OF PART 4 OF ARTICLE 1 OF TITLE 42, C.R.S. THE COMMITTEE SHALL NOT USE MORE THAN FIVE PERCENT OF THE MONEY IN THE FUND TO ADMINISTER THIS PART 22. THE STATE TREASURER SHALL CREDIT ALL INTEREST EARNED ON THE INVESTMENT OF MONEYS IN THE FUND TO THE FUND. AT THE END OF EACH FISCAL YEAR, THE MONEYS IN THE FUND, INCLUDING INCOME EARNED FROM INVESTMENT, REMAIN IN THE FUND. THE GENERAL ASSEMBLY SHALL APPROPRIATE THE MONEYS IN THE FUND TO THE DEPARTMENT OF PERSONNEL OR GOVERNOR'S OFFICE TO IMPLEMENT THIS PART 22.

24-30-2206. Implementation. THE GENERAL ASSEMBLY DOES NOT INTEND TO REQUIRE THE DEPARTMENT OF PERSONNEL TO EXPEND MONEYS TO IMPLEMENT THIS PART 22. NOTWITHSTANDING ANY OTHER SECTION OF THIS PART 22, THE DEPARTMENT OF PERSONNEL AND THE COMMITTEE NEED NOT IMPLEMENT THIS PART 22 UNTIL THE DISABILITY-BENEFIT SUPPORT FUND CONTAINS ENOUGH MONEY TO IMPLEMENT THIS PART 22.

24-30-2207. Sunset - repeal. (1) THIS PART 22 IS REPEALED, EFFECTIVE SEPTEMBER 1, 2021.

(2) PRIOR TO SUCH REPEAL, THE DEPARTMENT OF REGULATORY AGENCIES SHALL REVIEW THE ASSISTANCE PROGRAM FOR DISABILITY BENEFITS AS PROVIDED FOR IN SECTION 24-34-104.

SECTION 2. 24-34-104, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment. (52.5) THE FOLLOWING AGENCIES, FUNCTIONS, OR BOTH, SHALL TERMINATE ON SEPTEMBER 1, 2021:

(a) THE ASSISTANCE PROGRAM FOR DISABILITY BENEFITS UNDER PART 22 OF ARTICLE 30 OF THIS TITLE.

SECTION 3. Article 1 of title 42, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PART to read:

PART 4
LICENSE PLATE AUCTIONS

42-1-401. Definitions. AS USED IN THIS PART 4, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "GROUP" MEANS THE LICENSE PLATE AUCTION GROUP CREATED IN SECTION 42-1-403.

(2) "REGISTRATION NUMBER" MEANS THE UNIQUE COMBINATION OF LETTERS AND NUMBERS ASSIGNED TO A VEHICLE BY THE DEPARTMENT UNDER SECTION 42-3-201 AND REQUIRED TO BE DISPLAYED ON THE LICENSE PLATE BY SECTION 42-3-202.

(3) "VEHICLE" MEANS A VEHICLE REQUIRED TO BE REGISTERED PURSUANT TO PART 1 OF ARTICLE 3 OF THIS TITLE.

42-1-402. License to buy and sell selected registration numbers for license plates. (1) THE STATE OR A PERSON MAY SELL, AND THE STATE OR A PERSON MAY PURCHASE, THE EXCLUSIVE RIGHT TO USE A REGISTRATION NUMBER SELECTED BY THE GROUP UNDER SECTION 42-1-404 FOR THE PURPOSE OF REGISTERING A VEHICLE UNDER ARTICLE 3 OF THIS TITLE.

(2) THE RIGHT TO USE A REGISTRATION NUMBER IS A PERPETUAL LICENSE, THE USE OF WHICH IS SUBJECT TO COMPLIANCE WITH THIS PART 4.

42-1-403. License plate auction group. (1) THE LICENSE PLATE AUCTION GROUP IS HEREBY CREATED WITHIN THE OFFICE OF THE GOVERNOR.

(2) THE GROUP CONSISTS OF SEVEN MEMBERS, APPOINTED AS FOLLOWS:

(a) ONE MEMBER WHO IS APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE AND WHO IS NOT A MEMBER OF THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES CREATED IN SECTION 24-45.5-103, C.R.S.;

(b) ONE MEMBER WHO IS APPOINTED BY THE GOVERNOR TO REPRESENT PERSONS WITH DISABILITIES AND WHO IS NOT A MEMBER OF THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES;

(c) ONE MEMBER APPOINTED BY THE PRESIDENT OF THE SENATE TO REPRESENT PERSONS WITH DISABILITIES;

(d) ONE MEMBER APPOINTED BY THE COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES;

(e) ONE MEMBER APPOINTED BY THE DIRECTOR OF THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT;

(f) ONE MEMBER APPOINTED BY THE CHIEF OF THE COLORADO STATE PATROL;
AND

(g) ONE MEMBER APPOINTED BY THE CHIEF INFORMATION OFFICER APPOINTED UNDER SECTION 24-37.5-103, C.R.S.

(3) AN ACT OF THE GROUP IS VOID UNLESS A MAJORITY OF THE GOVERNING BODY VOTES FOR THE ACT.

(4) THE MEMBERS OF THE GROUP SERVE AT THE PLEASURE OF THE APPOINTING ENTITY.

(5) THE GROUP HAS THE FOLLOWING DUTIES AND POWERS:

(a) TO ADOPT AND USE A SEAL AND TO ALTER THE SAME AT ITS PLEASURE;

(b) TO SUE AND BE SUED AND OTHERWISE ASSERT OR DEFEND THE GROUP'S LEGAL INTERESTS;

(c) TO ACQUIRE OFFICE SPACE, EQUIPMENT, SERVICES, SUPPLIES, AND INSURANCE NECESSARY TO CARRY OUT THE PURPOSES OF THIS PART 4;

(d) TO ACCEPT ANY GIFTS, GRANTS, AND LOANS OF MONEY, PROPERTY, OR OTHER AID FROM THE FEDERAL GOVERNMENT, THE STATE, ANY STATE AGENCY, OR ANY OTHER SOURCE IF THE GROUP COMPLIES WITH THIS PART 4 AND PART 13 OF ARTICLE 75 OF THIS TITLE;

(e) TO HAVE AND EXERCISE ALL RIGHTS AND POWERS NECESSARY OR INCIDENTAL TO, OR IMPLIED FROM, THE SPECIFIC POWERS GRANTED IN THIS PART 4;

(f) TO FIX THE TIME AND PLACE AT WHICH MEETINGS MAY BE HELD;

(g) TO ELECT A MEMBER AS EXECUTIVE DIRECTOR OF THE GROUP AND OTHER OFFICERS; AND

(h) TO HIRE EMPLOYEES AND PROFESSIONAL ADVISERS AS NEEDED.

(6) THE ATTORNEY GENERAL IS THE LEGAL COUNSEL FOR THE GROUP.

42-1-404. Sale of registration numbers by group. (1) THE GROUP SHALL RAISE MONEY BY AUCTIONING TO A BUYER THE RIGHT TO USE VALUABLE LETTER AND NUMBER COMBINATIONS FOR A REGISTRATION NUMBER.

(2) (a) THE GROUP SHALL STUDY THE MARKET AND DETERMINE WHICH REGISTRATION NUMBERS ARE THE MOST VALUABLE, INCLUDING BOTH THE TYPES OF PLATES CURRENTLY ISSUED AND ANY TYPE OF PLATE THAT HAS BEEN HISTORICALLY ISSUED. BASED ON THE STUDY, THE GROUP SHALL SELECT THE MOST VALUABLE REGISTRATION NUMBERS AND REQUEST THE DEPARTMENT TO VERIFY WHETHER PLATES WITH THE REGISTRATION NUMBERS ARE CURRENTLY ISSUED. THE GROUP SHALL NOT SEND THE REQUEST TO THE DEPARTMENT MORE THAN ONCE EVERY SIX MONTHS.

(b) UPON RECEIVING THE GROUP'S REQUEST, THE DEPARTMENT SHALL VERIFY WHETHER THE PLATES ARE CURRENTLY ISSUED. IF THE PLATE IS NOT CURRENTLY ISSUED, THE DEPARTMENT SHALL RESERVE THE REGISTRATION NUMBER UNTIL THE GROUP NOTIFIES THE DEPARTMENT TO RELEASE THE REGISTRATION NUMBER.

(c) IF A REGISTRATION NUMBER IS NOT CURRENTLY ISSUED, THE GROUP MAY AUCTION THE RIGHT TO USE THE REGISTRATION NUMBER IN A MANNER CALCULATED TO BRING THE HIGHEST PRICE; EXCEPT THAT THE DEPARTMENT MAY DENY THE SALE OR USE OF A REGISTRATION NUMBER THAT IS OFFENSIVE OR INAPPROPRIATE.

42-1-405. Creation of a private market for registration numbers - fee.

(1) THE GROUP SHALL RAISE MONEY BY CREATING A MARKET, WHICH MAY INCLUDE AN ON-LINE AUCTION SITE, FOR REGISTRATION NUMBERS USING METHODS THAT ARE COMMERCIALY REASONABLE, ACCOUNT FOR EXPENDITURES, AND ENSURE THE COLLECTION OF THE STATE'S APPROVAL AND TRANSFER ROYALTY.

(2) THE ROYALTY FOR THE STATE'S APPROVAL AND TRANSFER OF THE RIGHT TO USE A REGISTRATION NUMBER IS TWENTY-FIVE PERCENT OF THE SALE PRICE OF THE TRANSFER. AT THE TIME OF SALE, THE PURCHASER SHALL PAY THE ROYALTY TO THE GROUP. THIS PAYMENT IS NOT IN LIEU OF THE NORMAL REGISTRATION FEES OR SPECIFIC OWNERSHIP TAX.

(3) A PERSON SHALL NOT SELL A REGISTRATION NUMBER AND THE DEPARTMENT SHALL NOT ASSIGN A REGISTRATION NUMBER AS A RESULT OF THE RIGHT TO USE THE NUMBER BEING SOLD TO A VEHICLE UNLESS THE REGISTRATION NUMBER WAS SOLD USING THE MARKET CREATED BY THE GROUP.

42-1-406. Administration. (1) THE GROUP SHALL NOTIFY THE DEPARTMENT WHEN THE RIGHT TO USE A REGISTRATION NUMBER HAS BEEN SOLD AND THE GROUP HAS COLLECTED THE STATE'S SALE PROCEEDS OR APPROVAL AND TRANSFER ROYALTY. UPON RECEIVING THE NOTICE, THE DEPARTMENT SHALL CREATE A RECORD IN THE COLORADO STATE TITLING AND REGISTRATION SYSTEM, CREATED IN SECTION 42-1-211, CONTAINING THE NAME OF THE BUYER, THE VEHICLE IDENTIFICATION NUMBER, IF APPLICABLE, AND THE CORRESPONDING REGISTRATION NUMBER.

(2) IF THE REGISTRATION NUMBER CONSISTS OF A COMBINATION OF LETTERS AND NUMBERS THAT IS NOT WITHIN THE NORMAL FORMAT OF LICENSE PLATE CURRENTLY PRODUCED FOR THE DEPARTMENT, THE DEPARTMENT SHALL ISSUE THE PLATES AS PERSONALIZED PLATES UNDER SECTION 42-3-211.

(3) THE GROUP SHALL TRANSFER THE MONEYS COLLECTED UNDER THIS PART 4 TO THE STATE TREASURER, WHO SHALL CREDIT THEM TO THE REGISTRATION NUMBER FUND CREATED IN SECTION 42-1-407.

(4) THE GROUP MAY CONTRACT WITH ONE OR MORE PUBLIC OR PRIVATE ENTITIES TO IMPLEMENT THIS PART 4.

(5) ANY MONEYS RECEIVED BY THE GROUP SHALL BE DEPOSITED IN THE REGISTRATION NUMBER FUND.

42-1-407. Registration number fund. (1) THE REGISTRATION NUMBER FUND IS HEREBY CREATED IN THE STATE TREASURY. THE MONEYS IN THE FUND CONSIST OF THE PROCEEDS FROM THE SALE OF REGISTRATION NUMBERS UNDER SECTION 42-1-404 AND THE ROYALTY FROM PRIVATE SALES OF REGISTRATION NUMBERS UNDER SECTION 42-1-405.

(2) THE GENERAL ASSEMBLY SHALL APPROPRIATE THE AMOUNTS NECESSARY, NOT TO EXCEED FIVE PERCENT OF THE FUND, TO IMPLEMENT THIS PART 4 FROM THE REGISTRATION NUMBER FUND TO THE DEPARTMENT, THE GOVERNOR'S OFFICE, AND THE GROUP.

(3) (a) (I) EXCEPT AS SPECIFIED IN PARAGRAPH (b) OF THIS SUBSECTION (3), AT THE END OF EACH FISCAL YEAR, THE STATE TREASURER SHALL TRANSFER ONE MILLION FIVE HUNDRED THOUSAND DOLLARS, OR THE BALANCE OF THE REGISTRATION NUMBER FUND IF THE BALANCE IS A LESSER AMOUNT, FROM THE REGISTRATION NUMBER FUND TO THE DISABILITY-BENEFIT SUPPORT FUND CREATED IN SECTION 24-30-2205, C.R.S.

(II) IF ANY MONEYS REMAIN IN THE REGISTRATION NUMBER FUND AFTER THE TRANSFER REQUIRED BY SUBPARAGRAPH (I) OF THIS PARAGRAPH (a), THE STATE TREASURER SHALL TRANSFER TWO MILLION FIVE HUNDRED THOUSAND DOLLARS, OR THE BALANCE OF THE FUND IF THE BALANCE IS A LESSER AMOUNT, FROM THE REGISTRATION NUMBER FUND TO THE GENERAL FUND.

(III) IF ANY MONEYS REMAIN IN THE REGISTRATION NUMBER FUND AFTER THE TRANSFERS REQUIRED BY SUBPARAGRAPHS (I) AND (II) OF THIS PARAGRAPH (a), THE STATE TREASURER SHALL TRANSFER THE BALANCE FROM THE REGISTRATION NUMBER FUND TO THE DISABILITY-BENEFIT SUPPORT FUND CREATED BY SECTION 24-30-2205, C.R.S.

(b) THE TREASURER SHALL ADJUST THE TRANSFERS REQUIRED BY PARAGRAPH (a) OF THIS SUBSECTION (3) ON JULY 1 OF EACH YEAR IN PROPORTION TO THE AGGREGATE CHANGE IN THE UNITED STATES DEPARTMENT OF LABOR BUREAU OF LABOR STATISTICS CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS FOR THE DENVER-BOULDER-GREELEY CONSOLIDATED METROPOLITAN STATISTICAL AREA. THE TREASURER MAY ROUND THE DOLLAR AMOUNT OF THE ADJUSTMENT TO THE NEAREST TEN DOLLARS.

SECTION 4. Appropriation. (1) 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, 2011, the sum of two thousand nine hundred sixty dollars (\$2,960) cash funds, 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, 2011, the sum of two thousand nine hundred sixty dollars (\$2,960), or so much thereof as may be necessary, for the 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.

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: April 26, 2011