

## CHAPTER 98

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**MOTOR VEHICLES AND TRAFFIC REGULATION**


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**HOUSE BILL 11-1236**

BY REPRESENTATIVE(S) Todd, Court, Fields, McCann, McKinley, Miklosi, Hamner, Labuda, Looper, Ryden, Schafer S.;  
also SENATOR(S) Williams S.

**AN ACT**

**CONCERNING A REPEAL OF THE REQUIREMENT THAT A CERTAIN NUMBER OF GROUP SPECIAL LICENSE PLATES BE ISSUED.**

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

**SECTION 1.** 42-3-207 (2), Colorado Revised Statutes, is amended to read:

**42-3-207. Special plates - rules - new plates - retirement.** (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~~ THE 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 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 three-thousand-plate requirement. ~~and shall submit a consolidated proposal, containing all proposed group special license plates that meet such plate requirement.~~

**SECTION 2.** 42-3-214 (7), Colorado Revised Statutes, is amended to read:

**42-3-214. Special plates - alumni associations - retirement.** (7) The DEPARTMENT SHALL RETIRE THE special ALUMNI license plates authorized by this section ~~shall be retired unless such~~ THE plates have been issued for at least five hundred vehicles by ~~March 1, 2011~~ JULY 1, 2016. A PERSON WHO WAS ISSUED A SPECIAL ALUMNI LICENSE PLATE ON OR BEFORE JULY 1, 2016, MAY CONTINUE TO USE THE PLATE AFTER JULY 1, 2016.

**SECTION 3.** 42-3-222 (3) and (6), Colorado Revised Statutes, are amended to read:

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

**42-3-222. Special plates - support public education.** (3) (a) A person may apply for a support public education special license plate if the person pays the taxes and fees required under this section and provides to the department or an authorized agent a certificate, issued by impact on education, inc., COLORADO LEGACY FOUNDATION, or ~~its EITHER ENTITY'S successor, confirming that such~~ THE person has donated twenty dollars to ~~impact on education, inc., EITHER ORGANIZATION or its EITHER ENTITY'S successor.~~ When receiving ~~such~~ THE donation, impact on education, inc., COLORADO LEGACY FOUNDATION, OR EITHER ENTITY'S SUCCESSOR shall ask the donor to specify in writing which nonprofit education organization qualified under paragraph (c) of this subsection (3) should receive the moneys. Impact on education, inc., COLORADO LEGACY FOUNDATION, or ~~its EITHER ENTITY'S successor~~ shall compile and provide to the donor and the department a list of organizations that the entity has verified qualify for donations under paragraph (c) of this subsection (3).

(b) ~~All the moneys collected by Impact on education, inc., COLORADO LEGACY FOUNDATION, or its EITHER ENTITY'S successor pursuant to this subsection (3) shall be used~~ USE THE MONEYS COLLECTED UNDER THIS SUBSECTION (3) to support programs that focus on student learning in public schools located in Colorado.

(c) Impact on education, inc., COLORADO LEGACY FOUNDATION, OR EITHER ENTITY'S SUCCESSOR shall transmit the entire donation to the nonprofit education organization pursuant to paragraph (a) of this subsection (3) if the organization:

(I) Exists;

(II) Is affiliated with a school district or the state charter institute;

(III) Is a nonprofit entity exempt from federal income taxes pursuant to section 501 (c) (3) of the federal "Internal Revenue Code of 1986", as amended; and

(IV) Agrees to spend all of the donation on programs that focus on student learning in Colorado.

(d) ~~Moneys collected by Impact on education, inc., COLORADO LEGACY FOUNDATION, or its EITHER ENTITY'S successor pursuant to this subsection (3) shall not be used~~ USE THE MONEYS COLLECTED UNDER THIS SUBSECTION (3) to support political parties, candidates for public office, ballot initiatives, referenda, or any other political activities.

(6) The department may stop issuing the support public education special license plate if three thousand license plates are not issued by July 1, ~~2011~~ 2016. A person WHO WAS ISSUED A SUPPORT PUBLIC EDUCATION SPECIAL LICENSE PLATE ON OR BEFORE JULY 1, 2016, may continue to use the ~~support public education special license~~ plate after July 1, ~~2011~~ 2016.

**SECTION 4.** 42-3-224 (2) (a), Colorado Revised Statutes, is amended to read:

**42-3-224. Special plates - Colorado "Kids First".** (2) (a) There is hereby established the Colorado "Kids First" special license plate. The department may

stop issuing the Colorado "Kids First" special license plate if three thousand license plates are not issued by July 1, ~~2011~~ 2016. A person WHO WAS ISSUED A COLORADO "KIDS FIRST" SPECIAL LICENSE PLATE ON OR BEFORE JULY 1, 2016, may continue to use the ~~Colorado "Kids First" special license~~ plate after July 1, ~~2011~~ 2016.

**SECTION 5.** 42-3-225 (2) (b), Colorado Revised Statutes, is amended to read:

**42-3-225. Special plates - Italian-American heritage.** (2) (b) The department may stop issuing the Italian-American heritage special license plate if at least three thousand plates are not issued by July 1, ~~2011~~ 2016. A person WHO WAS ISSUED AN ITALIAN-AMERICAN HERITAGE SPECIAL LICENSE PLATE ON OR BEFORE JULY 1, 2016, may continue to use the ~~Italian-American heritage special license~~ plate after July 1, ~~2011~~ 2016.

**SECTION 6.** 42-3-227 (6), Colorado Revised Statutes, is amended to read:

**42-3-227. Special plates - Colorado horse development authority.** (6) The department may stop issuing the Colorado horse development authority special license plate if three thousand license plates are not issued by July 1, ~~2011~~ 2016. A person WHO WAS ISSUED A COLORADO HORSE DEVELOPMENT AUTHORITY SPECIAL LICENSE PLATE ON OR BEFORE JULY 1, 2016, may continue to use the ~~Colorado horse development authority special license~~ plate after July 1, ~~2011~~ 2016.

**SECTION 7.** 42-3-228 (6), Colorado Revised Statutes, is amended to read:

**42-3-228. Special plates - Colorado carbon fund.** (6) The department may stop issuing the Colorado carbon fund special license plate if three thousand license plates are not issued by July 1, ~~2011~~ 2016. A person WHO WAS ISSUED A COLORADO CARBON FUND SPECIAL LICENSE PLATE ON OR BEFORE JULY 1, 2016, may continue to use the ~~Colorado carbon fund special license~~ plate after July 1, ~~2011~~ 2016.

**SECTION 8.** 42-3-229 (2) (a), Colorado Revised Statutes, is amended to read:

**42-3-229. Special plates - boy scouts - repeal.** (2) (a) There is hereby established the boy scouts centennial special license plate, which shall be issued from July 15, 2009, to June 30, ~~2011~~ 2016, or so long as the department has the special license plates in stock, whichever occurs later.

**SECTION 9.** 42-3-230 (6), Colorado Revised Statutes, is amended to read:

**42-3-230. Special plates - "Alive at Twenty-five".** (6) The DEPARTMENT SHALL RETIRE THE "Alive at Twenty-five" license plate ~~shall be retired~~ if three thousand plates are not issued by July 1, ~~2013~~ 2016. A PERSON WHO WAS ISSUED AN "ALIVE AT TWENTY-FIVE" LICENSE PLATE ON OR BEFORE JULY 1, 2016, MAY CONTINUE TO USE THE PLATE AFTER JULY 1, 2016.

**SECTION 10.** 42-3-231 (6), Colorado Revised Statutes, is amended to read:

**42-3-231. Special plates - Colorado ski country - repeal.** (6) (a) The

DEPARTMENT SHALL RETIRE THE Colorado ski country special license ~~plates shall be retired~~ PLATE if three thousand license plates are not issued by July 1, ~~2011~~ 2016. A PERSON WHO WAS ISSUED A COLORADO SKI COUNTRY SPECIAL LICENSE PLATE ON OR BEFORE JULY 1, 2016, MAY CONTINUE TO USE THE PLATE AFTER JULY 1, 2016.

~~(b) This section is repealed, effective July 1, 2012, unless the department notifies the revisor of statutes prior to July 1, 2012, in writing, that three thousand license plates were issued by July 1, 2011.~~

**SECTION 11.** 42-3-232 (6), Colorado Revised Statutes, is amended to read:

**42-3-232. Special plates - donate life - repeal.** (6) (a) The DEPARTMENT SHALL RETIRE THE donate life special license ~~plates shall be retired~~ PLATE if three thousand license plates are not issued by July 1, ~~2013~~ 2016. A PERSON WHO WAS ISSUED A DONATE LIFE SPECIAL LICENSE PLATE ON OR BEFORE JULY 1, 2016, MAY CONTINUE TO USE THE PLATE AFTER JULY 1, 2016.

~~(b) This section is repealed, effective July 1, 2014, unless the department notifies the revisor of statutes prior to July 1, 2014, in writing, that three thousand license plates were issued by July 1, 2013.~~

**SECTION 12.** 42-3-233 (6), Colorado Revised Statutes, is amended to read:

**42-3-233. Special plates - Colorado state parks.** (6) The department may stop issuing the Colorado state parks special license plate if three thousand license plates are not issued by July 1, ~~2014~~ 2016. A person WHO WAS ISSUED A COLORADO STATE PARKS SPECIAL LICENSE PLATE ON OR BEFORE JULY 1, 2016, may continue to use the ~~Colorado state parks special license~~ plate after July 1, ~~2014~~ 2016.

**SECTION 13.** 42-3-234 (6), Colorado Revised Statutes, is amended to read:

**42-3-234. Special plates - adopt a shelter pet - repeal.** (6) (a) The DEPARTMENT SHALL RETIRE THE adopt a shelter pet license plate ~~shall be retired~~ if three thousand plates are not issued by July 1, ~~2014~~ 2016. A PERSON WHO WAS ISSUED AN ADOPT A SHELTER PET LICENSE PLATE ON OR BEFORE JULY 1, 2016, MAY CONTINUE TO USE THE PLATE AFTER JULY 1, 2016.

~~(b) Effective July 1, 2014, this section is repealed if the department notifies the revisor of statutes in writing that three thousand plates were not issued by July 1, 2014.~~

**SECTION 14. 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 8, 2011