

CHAPTER 303

MOTOR VEHICLES AND TRAFFIC REGULATION

HOUSE BILL 14-1367

BY REPRESENTATIVE(S) Tyler, Fischer, Ginal, Hullinghorst, Lee, Schafer;
also SENATOR(S) Brophy, Tochtrop.**AN ACT**

CONCERNING THE EXEMPTION OF AUTOCYCLES FROM REGULATION AS MOTORCYCLES, AND, IN CONNECTION THEREWITH, DEFINING AUTOCYCLE, EXEMPTING AUTOCYCLES FROM MOTORCYCLE STATUTES, REQUIRING AUTOCYCLES BE ISSUED LICENSE PLATES SIMILAR TO MOTORCYCLE LICENSE PLATES, AND MAKING AN APPROPRIATION.

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

SECTION 1. In Colorado Revised Statutes, 42-1-102, **amend** (55); and **add** (7.5) as follows:

42-1-102. Definitions. As used in articles 1 to 4 of this title, unless the context otherwise requires:

(7.5) "AUTOCYCLE" MEANS A THREE-WHEELED MOTOR VEHICLE IN WHICH THE DRIVER AND EACH PASSENGER RIDES IN AN ENCLOSED SEATING AREA THAT IS EQUIPPED WITH:

(a) SAFETY BELTS FOR ALL OCCUPANTS THAT COMPLY WITH SECTION 42-4-237;

(b) AIRBAG PROTECTION; AND

(c) A HARDTOP ENCLOSURE THAT PROTECTS OCCUPANTS FROM THE ELEMENTS AND THAT SUPPORTS THE VEHICLE'S WEIGHT WITHOUT HARMING THE OCCUPANTS WHEN THE VEHICLE IS RESTING ON THE ENCLOSURE.

(55) "Motorcycle" means a motor vehicle that uses handlebars or any other device connected to the front wheel to steer and that is designed to travel on not more than three wheels in contact with the ground; except that the term does not include a farm tractor, AUTOCYCLE, low-speed electric vehicle, or low-power scooter.

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

SECTION 2. In Colorado Revised Statutes, 42-3-201, **amend** (1) (a) (I) (D) and (1) (a) (I) (E); and **add** (1) (a) (I) (F) as follows:

42-3-201. Number plates furnished - style - periodic reissuance - tabs - rules.

(1) (a) (I) The department shall issue to every owner whose vehicle is registered two number plates; except that the department shall issue one number plate for the following:

- (D) A vehicle drawn by a motor vehicle; ~~or~~
- (E) An item of special mobile machinery; OR
- (F) AN AUTOCYCLE.

SECTION 3. In Colorado Revised Statutes, 42-3-202, **amend** (1) (a) as follows:

42-3-202. Number plates to be attached. (1) (a) The OWNER SHALL ATTACH THE number plates assigned to a self-propelled vehicle, other than a motorcycle, AUTOCYCLE, or street rod vehicle, ~~shall be attached thereto,~~ TO THE VEHICLE WITH one in the front and the other in the rear. The OWNER SHALL ATTACH THE number plate assigned to a motorcycle, AUTOCYCLE, street rod vehicle, trailer, semitrailer, other vehicle drawn by a motor vehicle, or special mobile machinery ~~shall be attached to the rear thereof~~ OF THE VEHICLE. THE OWNER SHALL DISPLAY number plates ~~shall be so displayed~~ during the current registration year, except as otherwise provided in this article.

SECTION 4. In Colorado Revised Statutes, 42-3-203, **amend** (1) as follows:

42-3-203. Standardized plates - rules. (1) (a) Unless otherwise authorized by statute, THE DEPARTMENT SHALL ISSUE all Class C vehicles ~~shall be issued~~ a single type of standardized license plate. Unless otherwise authorized by statute, THE DEPARTMENT SHALL ISSUE all Class B vehicles, except recreational trucks, ~~shall be issued~~ a single type of standardized license plate.

(b) THE DEPARTMENT SHALL ISSUE A REGISTERED AUTOCYCLE A LICENSE PLATE THAT:

- (I) IS THE SAME SIZE AS A MOTORCYCLE LICENSE PLATE; AND
- (II) DISPLAYS THE REGISTRATION NUMBER IN NUMERALS OR LETTERS OF AT LEAST ONE-AND-ONE-HALF INCHES IN HEIGHT.

SECTION 5. In Colorado Revised Statutes, 12-6-102, **amend** (12) as follows:

12-6-102. Definitions. As used in this part 1 and in part 5 of this article, unless the context or section 12-6-502 otherwise requires:

(12) "Motor vehicle" means every vehicle intended primarily for use and operation on the public highways ~~which~~ THAT is self-propelled and every vehicle intended primarily for operation on the public highways ~~which~~ THAT is not driven

or propelled by its own power but ~~which~~ is designed to be attached to or become a part of or to be drawn by a self-propelled vehicle, not including farm tractors and other machines and tools used in the production, harvesting, and care of farm products. "Motor vehicle" includes, without limitation, a low-power scooter OR AUTOCYCLE AS EITHER IS defined in section 42-1-102, C.R.S.

SECTION 6. 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 the fiscal year beginning July 1, 2014, the sum of \$33,990, or so much thereof as may be necessary, to be allocated for the purchase of computer center services 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 the fiscal year beginning July 1, 2014, the sum of \$33,990, or so much thereof as may be necessary, for allocation to the office of information technology, for the provision of computer center services for the department of revenue related to the implementation of this act. Said sum is from reappropriated funds received from the department of revenue out of the appropriation made in subsection (1) of this section.

SECTION 7. Effective date - applicability. This act takes effect July 1, 2014, and applies to vehicles registered or acts committed on or after January 1, 2015.

SECTION 8. 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: May 31, 2014