

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 12-0185.02 Thomas Morris x4218

HOUSE BILL 12-1103

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HOUSE SPONSORSHIP

Vaad,

SENATE SPONSORSHIP

(None),

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House Committees  
Health and Environment

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING AN AUTHORIZATION FOR A BOARD OF COUNTY  
102 COMMISSIONERS TO EXCLUDE ITS COUNTY FROM THE ENHANCED  
103 AUTOMOBILE INSPECTION AND READJUSTMENT EMISSIONS  
104 PROGRAM AREA IF THE EXCLUDED COUNTY DOES NOT VIOLATE  
105 APPLICABLE NATIONAL AMBIENT AIR QUALITY STANDARDS.

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Bill Summary

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

The bill allows a board of county commissioners for a particular

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

county to exclude, by resolution, any or all parts of the county from the enhanced motor vehicle emissions program area if the excluded part of the county does not violate any national ambient air quality standard for carbon monoxide or ozone as established by the environmental protection agency.

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

2           **SECTION 1.** In Colorado Revised Statutes, 42-4-304, **amend**  
3 (20) (c) (I); and **add** (20) (c) (IV) as follows:

4           **42-4-304. Definitions relating to automobile inspection and**  
5 **readjustment program - rules.** As used in sections 42-4-301 to  
6 42-4-316, unless the context otherwise requires:

7           (20) (c) (I) ~~Effective January 1, 2010,~~ The enhanced emissions  
8 program area ~~shall consist~~ CONSISTS of the counties of Adams, Arapahoe,  
9 Boulder, Douglas, Jefferson, Larimer, and Weld, and the cities and  
10 counties of Broomfield and Denver as described in paragraph (a) of this  
11 subsection (20) and subject to paragraph (d) of this subsection (20)  
12 ~~Notwithstanding any other provision of this section, vehicles registered~~  
13 ~~in the counties of Larimer and Weld shall not be required to obtain a~~  
14 ~~certificate of emissions control prior to July 1, 2010, in order to be~~  
15 ~~registered or reregistered~~ AND SUBPARAGRAPH (IV) OF THIS PARAGRAPH  
16 (c).

17           (IV) A BOARD OF COUNTY COMMISSIONERS FOR A PARTICULAR  
18 COUNTY MAY EXCLUDE, BY RESOLUTION, ANY OR ALL PARTS OF THE  
19 COUNTY FROM THE ENHANCED EMISSIONS PROGRAM AREA IF THE  
20 EXCLUDED PART OF THE COUNTY DOES NOT VIOLATE ANY NATIONAL  
21 AMBIENT AIR QUALITY STANDARD FOR CARBON MONOXIDE OR OZONE AS  
22 ESTABLISHED BY THE ENVIRONMENTAL PROTECTION AGENCY.

23           **SECTION 2. Act subject to petition - effective date.** This act

1 takes effect at 12:01 a.m. on the day following the expiration of the  
2 ninety-day period after final adjournment of the general assembly (August  
3 7, 2012, if adjournment sine die is on May 9, 2012); except that, if a  
4 referendum petition is filed pursuant to section 1 (3) of article V of the  
5 state constitution against this act or an item, section, or part of this act  
6 within such period, then the act, item, section, or part will not take effect  
7 unless approved by the people at the general election to be held in  
8 November 2012 and, in such case, will take effect on the date of the  
9 official declaration of the vote thereon by the governor.