

**First Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO**

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 11-1014.01 Jery Payne

HOUSE BILL 11-1298

HOUSE SPONSORSHIP

Tyler and Vaad, Barker, Brown, Fischer, Gardner D., Hamner, Hullinghorst, Kerr A.,
Looper, Pabon, Peniston, Ramirez, Scott, Williams A.

SENATE SPONSORSHIP

Spence, Bacon, Hudak, Johnston, King K., King S., Renfroe, Schwartz, Tochtrop, White,
Williams S.

House Committees

Transportation
Appropriations

Senate Committees

Transportation
Appropriations

A BILL FOR AN ACT

101 **CONCERNING THE CREATION OF A SPECIAL LICENSE PLATE FOR CRAIG**
102 **HOSPITAL, AND MAKING AN APPROPRIATION THEREFOR.**

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 creates the Craig hospital special license plate. A person becomes eligible to use the plate by donating \$20 to Craig hospital. In addition to the normal motor vehicle fees, the plate requires 2 one-time fees of \$25. One of the fees is credited to the highway users tax fund and the other to the licensing services cash fund.

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.

SENATE
2nd Reading Unam ended
May 10, 2011

HOUSE
3rd Reading Unam ended
May 3, 2011

HOUSE
2nd Reading Unam ended
May 2, 2011

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

2 **SECTION 1.** Part 2 of article 3 of title 42, Colorado Revised
3 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
4 read:

5 **42-3-236. Special plates - Craig hospital.** (1) BEGINNING THE
6 EARLIER OF JANUARY 1, 2012, OR WHEN THE DEPARTMENT IS ABLE TO
7 ISSUE THE PLATES, THE DEPARTMENT SHALL ISSUE SPECIAL LICENSE
8 PLATES TO QUALIFIED APPLICANTS UNDER THIS SECTION FOR
9 MOTORCYCLES, PASSENGER CARS, TRUCKS, OR NONCOMMERCIAL OR
10 RECREATIONAL MOTOR VEHICLES THAT DO NOT EXCEED SIXTEEN
11 THOUSAND POUNDS EMPTY WEIGHT.

12 (2) (a) THERE IS HEREBY ESTABLISHED THE CRAIG HOSPITAL
13 SPECIAL LICENSE PLATE. THE DEPARTMENT MAY STOP ISSUING THE CRAIG
14 HOSPITAL SPECIAL LICENSE PLATE IF THREE THOUSAND LICENSE PLATES
15 ARE NOT ISSUED BY JULY 1, 2016. A PERSON MAY CONTINUE TO USE THE
16 CRAIG HOSPITAL SPECIAL LICENSE PLATE AFTER JULY 1, 2016.

17 (b) CRAIG HOSPITAL MAY DESIGN THE SPECIAL LICENSE PLATES,
18 BUT THE DESIGN MUST CONFORM WITH STANDARDS ESTABLISHED BY THE
19 DEPARTMENT.

20 (3) (a) A PERSON MAY APPLY FOR A CRAIG HOSPITAL SPECIAL
21 LICENSE PLATE IF THE PERSON PAYS THE TAXES AND FEES REQUIRED
22 UNDER THIS SECTION AND PROVIDES TO THE DEPARTMENT OR AN
23 AUTHORIZED AGENT A CERTIFICATE, ISSUED BY CRAIG HOSPITAL OR ITS
24 SUCCESSOR ORGANIZATION, CONFIRMING THAT THE APPLICANT HAS
25 DONATED TWENTY DOLLARS TO CRAIG HOSPITAL.

26 (b) CRAIG HOSPITAL, OR ITS SUCCESSOR ORGANIZATION, SHALL

1 FILE WITH THE DEPARTMENT AN ANNUAL STATEMENT VERIFYING THAT IT
2 IS A NONPROFIT ORGANIZATION.

3 (4) THE AMOUNT OF THE TAXES AND FEES FOR SPECIAL LICENSE
4 PLATES UNDER THIS SECTION ARE THE SAME AS THE AMOUNT OF THE
5 TAXES AND FEES FOR REGULAR MOTOR VEHICLE LICENSE PLATES; EXCEPT
6 THAT THE DEPARTMENT SHALL COLLECT A ONE-TIME FEE OF TWENTY-FIVE
7 DOLLARS FOR ISSUANCE OR REPLACEMENT OF EACH SUCH LICENSE PLATE.
8 THE DEPARTMENT SHALL TRANSMIT THE ADDITIONAL ONE-TIME FEE TO
9 THE STATE TREASURER, WHO SHALL CREDIT THE FEE TO THE HIGHWAY
10 USERS TAX FUND CREATED IN SECTION 43-4-201, C.R.S.

11 (5) AN APPLICANT MAY APPLY FOR PERSONALIZED CRAIG
12 HOSPITAL LICENSE PLATES. UPON PAYMENT OF THE ADDITIONAL FEE
13 REQUIRED BY SECTION 42-3-211 (6) (a) FOR PERSONALIZED LICENSE
14 PLATES, THE DEPARTMENT MAY ISSUE SUCH PLATES IF THE APPLICANT
15 COMPLIES WITH SECTION 42-3-211. IF AN APPLICANT HAS EXISTING
16 PERSONALIZED LICENSE PLATES FOR A MOTOR VEHICLE, THE APPLICANT
17 MAY TRANSFER THE COMBINATION OF LETTERS OR NUMBERS TO A NEW SET
18 OF CRAIG HOSPITAL SPECIAL LICENSE PLATES FOR THE VEHICLE UPON
19 PAYING THE FEE REQUIRED BY SECTION 42-3-211 (6) (a) AND UPON
20 TURNING IN SUCH EXISTING PLATES TO THE DEPARTMENT. A PERSON WHO
21 HAS OBTAINED PERSONALIZED CRAIG HOSPITAL SPECIAL LICENSE PLATES
22 UNDER THIS SUBSECTION (5) SHALL PAY THE ANNUAL FEE IMPOSED BY
23 SECTION 42-3-211 (6) (b) FOR RENEWAL OF SUCH PERSONALIZED PLATES.
24 THE FEES UNDER THIS SUBSECTION (5) ARE IN ADDITION TO ALL OTHER
25 APPLICABLE TAXES AND FEES.

26 **SECTION 2.** 42-3-312, Colorado Revised Statutes, is amended
27 to read:

1 **42-3-312. Special license plate surcharge.** In addition to any
2 other fee imposed by this article, an applicant for a special license plate
3 created by rule in accordance with section 42-3-207, as such section
4 existed when the plate was created, or license plates issued pursuant to
5 sections 42-3-211 to 42-3-218, ~~and~~ sections 42-3-221 to 42-3-234, AND
6 SECTION 42-3-236 shall pay an issuance fee of twenty-five dollars; except
7 that the fee ~~shall not be~~ IS NOT imposed on special license plates
8 exempted from additional fees for the issuance of a military special
9 license plate by section 42-3-213 (1) (b) (II). The DEPARTMENT SHALL
10 TRANSFER THE fee ~~shall be transferred~~ to the state treasurer, ~~and credited~~
11 WHO SHALL CREDIT IT to the licensing services cash fund created in
12 section 42-2-114.5.

13 **SECTION 3. Appropriation.** (1) In addition to any other
14 appropriation, there is hereby appropriated, out of any moneys in the
15 Colorado state titling and registration account of the highway users tax
16 fund created in section 42-1-211 (2), Colorado Revised Statutes, not
17 otherwise appropriated, to the department of revenue, for allocation to the
18 information technology division, for the fiscal year beginning July 1,
19 2011, the sum of two thousand nine hundred sixty dollars (\$2,960) cash
20 funds, or so much thereof as may be necessary, for the implementation of
21 this act.

22 (2) In addition to any other appropriation, there is hereby
23 appropriated to the governor - lieutenant governor - state planning and
24 budgeting, for allocation to the office of information technology, for the
25 fiscal year beginning July 1, 2011, the sum of two thousand nine hundred
26 sixty dollars (\$2,960), or so much thereof as may be necessary, for the
27 programming services to be provided to the department of revenue related

1 to the implementation of this act. Said sum shall be from reappropriated
2 funds received from the department of revenue out of the appropriation
3 made in subsection (1) of this section.

4 (3) In addition to any other appropriation, there is hereby
5 appropriated, out of any moneys in the license plate cash fund created in
6 section 42-3-301 (1) (b), Colorado Revised Statutes, not otherwise
7 appropriated, to the department of revenue, for allocation to the division
8 of motor vehicles, for the fiscal year beginning July 1, 2011, the sum of
9 seventeen thousand seven hundred sixty dollars (\$17,760) cash funds, or
10 so much thereof as may be necessary, for the implementation of this act.

11 **SECTION 4. Act subject to petition - effective date.** This act
12 shall take effect at 12:01 a.m. on the day following the expiration of the
13 ninety-day period after final adjournment of the general assembly (August
14 10, 2011, if adjournment sine die is on May 11, 2011); except that, if a
15 referendum petition is filed pursuant to section 1 (3) of article V of the
16 state constitution against this act or an item, section, or part of this act
17 within such period, then the act, item, section, or part shall not take effect
18 unless approved by the people at the general election to be held in
19 November 2012 and shall take effect on the date of the official
20 declaration of the vote thereon by the governor.