

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 20, 2009
Date

Committee on Appropriations.

After consideration on the merits, the Committee recommends the following:

SB09-108 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend the Transportation & Energy Committee Report, dated February
2 17, 2009, page 1, after line 7, insert the following:

3 "Page 14, line 14, strike "SUBPARAGRAPH (III)" and substitute
4 "SUBPARAGRAPHS (III) AND (VI)";";

5 line 8, strike "Page 14,";

6 after line 9, insert the following:

7 "Page 16, after line 14, insert the following:

8 "(VI) THE ROAD SAFETY SURCHARGE SHALL NOT BE IMPOSED ON
9 ANY VEHICLE FOR WHICH THE DEPARTMENT OF REVENUE HAS ISSUED A
10 HORSELESS CARRIAGE SPECIAL LICENSE PLATE PURSUANT TO SECTION
11 42-3-219 (1) (a), C.R.S."

12 Renumber succeeding subparagraph accordingly."

13 Page 2, after line 21, insert the following:

14 "Page 26, line 15, strike "SUBPARAGRAPH (III)" and substitute
15 "SUBPARAGRAPHS (III) AND (VII)";";

1 line 22, strike "Page 26,";

2 after line 25, insert the following:

3 "Page 28, after line 25, insert the following:

4 "(VII) THE BRIDGE SAFETY SURCHARGE SHALL NOT BE IMPOSED ON
5 ANY VEHICLE FOR WHICH THE DEPARTMENT OF REVENUE HAS ISSUED A
6 HORSELESS CARRIAGE SPECIAL LICENSE PLATE PURSUANT TO SECTION
7 42-3-219 (1) (a), C.R.S."

8 Renumber succeeding subparagraph accordingly."

9 Page 7, line 22, strike "NINETY" and substitute "NINETY";

10 line 25 of the reengrossed bill, strike "THIRTY-DAY" and substitute
11 "EXPIRATION OF THE";

12 line 26, strike "42-3-113 (2) (e) FOR WHICH THE VEHICLE IS
13 UNREGISTERED." and substitute "42-3-114 FOR WHICH THE VEHICLE IS
14 UNREGISTERED; EXCEPT THAT THE AMOUNT OF THE LATE FEE SHALL NOT
15 EXCEED ONE HUNDRED DOLLARS."";

16 after line 22 of the committee report, insert the following:

17 "Page 70, after line 13, insert the following:

18 "(3) THE LATE FEE DESCRIBED IN SUBSECTION (1) OF THIS SECTION
19 SHALL NOT BE IMPOSED ON A VEHICLE SUBJECT TO TAXATION UNDER THIS
20 ARTICLE IF:

21 (a) THE PERSON WHO OWNS THE VEHICLE USES THE VEHICLE IN
22 OPERATING A COMMERCIAL BUSINESS AND, AS PART OF THE NORMAL
23 OPERATION OF THE BUSINESS, IDLES THE VEHICLE SO THAT IT IS NOT
24 OPERATED ON ANY PUBLIC HIGHWAY IN THIS STATE FOR AT LEAST ONE
25 FULL REGISTRATION PERIOD. NOTHING IN THIS PARAGRAPH (a) SHALL BE
26 CONSTRUED TO EXEMPT THE OWNER OF AN IDLED VEHICLE FROM PAYING
27 ANY FEES IMPOSED PURSUANT TO THIS ARTICLE OTHER THAN THE LATE FEE
28 BEFORE AGAIN OPERATING THE VEHICLE ON A PUBLIC HIGHWAY IN THIS
29 STATE OR FROM PAYING ANY TAXES IMPOSED PURSUANT TO THIS ARTICLE.

1 (b) THE PERSON WHO OWNS THE VEHICLE IS IN THE ACTIVE
2 MILITARY SERVICE OF THE UNITED STATES AND IS SERVING OUTSIDE THE
3 STATE WHEN A REGISTRATION PERIOD AND GRACE PERIOD FOR RENEWAL
4 OF REGISTRATION FOR THE VEHICLE END AND THE VEHICLE IS NOT
5 OPERATED ON ANY PUBLIC HIGHWAY OF THE STATE BETWEEN THE TIME
6 THE REGISTRATION PERIOD AND GRACE PERIOD END AND THE TIME THE
7 VEHICLE IS REREGISTERED. NOTHING IN THIS PARAGRAPH (b) SHALL BE
8 CONSTRUED TO EXEMPT THE OWNER OF SUCH A VEHICLE FROM PAYING
9 ANY FEES IMPOSED PURSUANT TO THIS ARTICLE OTHER THAN THE LATE FEE
10 BEFORE AGAIN OPERATING THE VEHICLE ON A PUBLIC HIGHWAY IN THIS
11 STATE OR FROM PAYING ANY TAXES IMPOSED PURSUANT TO THIS
12 ARTICLE."."

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