

**JBC STAFF FISCAL ANALYSIS
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING THE OPERATION OF LOW-SPEED ELECTRIC SELF-PROPELLED VEHICLES ON PUBLIC RIGHTS-OF-WAY.

Prime Sponsors: Senator Schwartz
Representative Marostica

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Phone: 303-866-2061
Date Prepared: February 25, 2009

Summary of Amendments Made to the Bill After the 02/07/09 Legislative Council Staff Fiscal Note Was Prepared (Amended by the Senate Transportation Committee 02/10/09)

The Senate Transportation Committee Report amended the printed bill by

- Deleting language regarding the maximum speed of the vehicle;
- Adding language that restricts the highways where a low-speed electric vehicles may be operated and specifying the class of infraction for violating this section;
- Adding language that states that a low-speed electric vehicle is one that can operate between specific speeds;
- Adding language that the Department of Revenue may not register or issue a title for such a vehicle until the United States Department of Transportation adopts a federal motor vehicle safety standard for such vehicles;
- Adding language requiring the Department of Revenue to promulgate rules regarding the operation of low-speed electric vehicles;
- Clarifying language regarding the federal manufacturing standards that will apply to these vehicles.

These amendments do not affect the fiscal impact of the bill. Legislative Council staff agrees with this assessment.

JBC Staff Concurrence with Legislative Council Staff Fiscal Note

XXX	Concurs*		Does Not Concur		Updated Analysis
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* Please note, however, that the \$3,708 General Fund expenditure identified in the fiscal note should have been reflected as cash funds from the Auto Dealers License Fund.

Amendments/Appropriation Status

The bill requires but does not contain an appropriations clause. Staff has prepared amendment **J.001** (attached) to add a provision appropriating \$2,875 from the License Plate Cash Fund, to the Department of Revenue, Division of Motor Vehicles, Driver and Vehicle Services, for FY 2009-10, for implementation of this bill.

The Department of Revenue does not require an appropriation of \$34,767 cash funds from the Colorado State Titling and Registration Account of the Highway Users Tax Fund, nor an appropriation of \$3,708 from the Auto Dealers License Fund, for the programming costs as identified in the Legislative Council fiscal note dated February 7, 2009 because the Long Bill includes an appropriation for the Department of Revenue to implement legislation that requires computer programming hours. Programming costs in the Department of Revenue to implement session legislation will be shown in a Long Bill line item titled "Programming Costs for 2009 Session Legislation."

Bill Sponsor Amendments

Staff is not aware of any sponsor amendments to be offered.

Points to Consider

None.