

SENATE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

February 18, 2010  
Date

Committee on Transportation.

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

SB10-144 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and  
2 substitute:

3 "SECTION 1. 42-1-102, Colorado Revised Statutes, is amended  
4 BY THE ADDITION OF A NEW SUBSECTION to read:

5 **42-1-102. Definitions.** As used in articles 1 to 4 of this title,  
6 unless the context otherwise requires:

7 (72.2) "POWER TAKEOFF EQUIPMENT" MEANS EQUIPMENT THAT IS  
8 ATTACHED TO A MOTOR VEHICLE AND IS POWERED BY THE MOTOR THAT  
9 POWERS THE LOCOMOTION OF THE MOTOR VEHICLE.

10 **SECTION 2.** 42-3-106 (2) (e) and (3), Colorado Revised Statutes,  
11 are amended to read:

12 **42-3-106. Tax imposed - classification - taxable value.** (2) For  
13 the purpose of imposing graduated annual specific ownership taxes, the  
14 personal property specified in section 6 of article X of the state  
15 constitution is classified as follows:

16 (e) Every item of mobile machinery and self-propelled  
17 construction equipment, EXCEPT POWER TAKEOFF EQUIPMENT, THAT IS  
18 required to be registered under this article ~~shall be~~ IS Class F personal  
19 property;

1           (3) (a) ~~It is unlawful for any~~ AN owner of a vehicle ~~to~~ SHALL NOT  
2 permanently attach to ~~such~~ THE vehicle mounted equipment ~~as defined in~~  
3 ~~section 42-1-102 (60)~~; unless:

4           (I) ~~Within twenty days after such attachment,~~ The owner applies  
5 for registration of ~~such~~ THE mounted equipment to the authorized agent  
6 in the county where the equipment is required to be registered WITHIN  
7 TWENTY DAYS AFTER THE EQUIPMENT IS MOUNTED TO THE VEHICLE; OR

8           (II) THE MOUNTED EQUIPMENT IS POWER TAKEOFF EQUIPMENT.

9           (b) ~~Such~~ THE application shall be on forms prescribed by the  
10 department and shall describe the equipment to be mounted, including  
11 serial number, make, model, year of manufacture, weight, and cost.

12           **SECTION 3. Specified effective date - applicability.** This act  
13 shall take effect July 1, 2010, and shall apply to registrations made on or  
14 after said date.

15           **SECTION 4. Safety clause.** The general assembly hereby finds,  
16 determines, and declares that this act is necessary for the immediate  
17 preservation of the public peace, health, and safety.".

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