

Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 10-0817.01 Jery Payne

HOUSE BILL 10-1341

HOUSE SPONSORSHIP

Judd,

SENATE SPONSORSHIP

(None),

House Committees

Transportation & Energy

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE TRANSFER OF MONEYS FROM THE MOTORIST
102 INSURANCE IDENTIFICATION ACCOUNT IN THE HIGHWAY USERS
103 TAX FUND TO THE COLORADO STATE TITLING AND
104 REGISTRATION ACCOUNT IN THE HIGHWAY USERS TAX FUND.

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 transfers moneys in the motorist insurance identification account in the highway users tax fund in excess of its appropriations to

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.

the Colorado state titling and registration account in the highway users tax fund.

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

2 **SECTION 1.** 42-3-304 (18) (d) (I), Colorado Revised Statutes,
3 as it exists until July 1, 2010, is amended to read:

4 **42-3-304. Registration fees - passenger and passenger-mile**
5 **taxes - clean screen fund.** (18) (d) (I) In addition to any other fee
6 imposed by this section, the owner shall pay, at the time of registration of
7 any motor vehicle in the state, a motorist insurance identification fee.

8 The fee shall be adjusted annually by the department, based upon moneys
9 appropriated by the general assembly for the operation of the motorist
10 insurance identification database program. In no event shall the fee
11 exceed fifty cents. The fee shall be transmitted to the state treasurer, who
12 shall credit it to a special account within the highway users tax fund, to
13 be known as the motorist insurance identification account, which is
14 hereby created. Moneys in the motorist insurance identification account
15 shall be used, subject to appropriation by the general assembly, to cover
16 the costs of administration and enforcement of the motorist insurance
17 identification database program, created in section 42-7-604 and, for state
18 fiscal year 2008-09, for expenses incurred in connection with the
19 administration of article 2 of this title by the division of motor vehicles
20 within the department; except that, ~~the state treasurer shall transfer~~
21 ~~moneys in the account in excess of the amount of moneys appropriated~~
22 ~~from the account to the highway users tax fund for allocation and~~
23 ~~expenditure as specified in section 43-4-205 (5.5) (c), C.R.S. FOR THE~~
24 FISCAL YEAR COMMENCING JULY 1, 2009, THE STATE TREASURER SHALL
25 TRANSFER MONEYS IN THE ACCOUNT IN EXCESS OF THE AMOUNT OF

1 MONEYS APPROPRIATED FROM THE ACCOUNT TO THE COLORADO STATE
2 TITLING AND REGISTRATION ACCOUNT IN THE HIGHWAY USERS TAX FUND
3 FOR ALLOCATION AND EXPENDITURE AS REQUIRED BY SECTION 42-1-211
4 (2).

5 **SECTION 2.** 42-3-304 (18) (d) (I), Colorado Revised Statutes,
6 as it will become effective July 1, 2010, is amended to read:

7 **42-3-304. Registration fees - passenger and passenger-mile**
8 **taxes - clean screen fund - repeal.** (18) (d) (I) In addition to any other
9 fee imposed by this section, the owner shall pay, at the time of
10 registration of a motor vehicle or low-power scooter, a motorist insurance
11 identification fee. The fee shall be adjusted annually by the department,
12 based upon moneys appropriated by the general assembly for the
13 operation of the motorist insurance identification database program. In
14 no event shall the fee exceed fifty cents. The fee shall be transmitted to
15 the state treasurer, who shall credit it to a special account within the
16 highway users tax fund, to be known as the motorist insurance
17 identification account, which is hereby created. Moneys in the motorist
18 insurance identification account shall be used, subject to appropriation by
19 the general assembly, to cover the costs of administration and
20 enforcement of the motorist insurance identification database program,
21 created in section 42-7-604 and, for state fiscal year 2008-09, for
22 expenses incurred in connection with the administration of article 2 of
23 this title by the division of motor vehicles within the department; except
24 that:

25 (A) FOR THE FISCAL YEAR COMMENCING JULY 1, 2010, THE STATE
26 TREASURER SHALL TRANSFER MONEYS IN THE ACCOUNT IN EXCESS OF THE
27 AMOUNT OF MONEYS APPROPRIATED FROM THE ACCOUNT TO THE

1 COLORADO STATE TITLING AND REGISTRATION ACCOUNT IN THE HIGHWAY
2 USERS TAX FUND FOR ALLOCATION AND EXPENDITURE AS REQUIRED BY
3 SECTION 42-1-211 (2). THIS SUB-SUBPARAGRAPH (A) IS REPEALED,
4 EFFECTIVE JULY 1, 2011.

5 (B) FOR THE FISCAL YEAR COMMENCING JULY 1, 2011, the state
6 treasurer shall transfer moneys in the account in excess of the amount of
7 moneys appropriated from the account to the highway users tax fund for
8 allocation and expenditure as specified in section 43-4-205 (5.5) (c),
9 C.R.S.

10 **SECTION 3. Safety clause.** The general assembly hereby finds,
11 determines, and declares that this act is necessary for the immediate
12 preservation of the public peace, health, and safety.