

Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

REREVISED

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

LLS NO. 10-0774.01 Jason Gelender

HOUSE BILL 10-1211

HOUSE SPONSORSHIP

Tyler,

SENATE SPONSORSHIP

Williams,

House Committees

Transportation & Energy
Appropriations

Senate Committees

State, Veterans & Military Affairs

SENATE
Am ended 3rd Reading
March 23, 2010

A BILL FOR AN ACT

101 **CONCERNING A REDUCTION IN THE AMOUNT OF THE PENALTY FOR**
102 **LATE VEHICLE REGISTRATION OF A VEHICLE WITHOUT MOTIVE**
103 **POWER.**

SENATE
Am ended 2nd Reading
March 22, 2010

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>.)

HOUSE
3rd Reading Unam ended
February 23, 2010

Effective July 1, 2010, the bill reduces the penalty for late registration of a vehicle without motive power that weighs 2,000 pounds or less from \$25 per month up to \$100 to \$10.

HOUSE
2nd Reading Unam ended
February 23, 2010

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.*

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

2 SECTION 1. 42-3-112 (1) and (2) and the introductory portion
3 to 42-3-112 (3), Colorado Revised Statutes, are amended to read:

4 42-3-112. Failure to pay tax - penalty. (1) (a) If a MOTOR
5 vehicle OR MOBILE MACHINERY subject to taxation under this article is not
6 registered when required by law, the vehicle owner shall pay a late fee of
7 twenty-five dollars for each month or portion of a month following the
8 expiration of the registration period, or, if applicable, the expiration of the
9 grace period described in section 42-3-114 for which the MOTOR vehicle
10 OR MOBILE MACHINERY is unregistered; except that the amount of the late
11 fee shall not exceed one hundred dollars. The late fee shall be due when
12 the MOTOR vehicle OR MOBILE MACHINERY is registered.

13 (b) IF A VEHICLE THAT IS NOT A MOTOR VEHICLE OR MOBILE
14 MACHINERY BUT THAT IS SUBJECT TO TAXATION UNDER THIS ARTICLE IS
15 NOT REGISTERED WHEN REQUIRED BY LAW, THE VEHICLE OWNER IS
16 SUBJECT TO A LATE FEE OF ___ TEN DOLLARS, WHICH IS DUE WHEN THE
17 VEHICLE IS REGISTERED.

18 (2) (a) Ten dollars of ~~the~~ EACH late registration fee COLLECTED
19 PURSUANT TO PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION shall
20 be retained by the department or the authorized agent who registers the
21 motor vehicle OR MOBILE MACHINERY. Each authorized agent shall remit
22 to the department no less frequently than once a month, but otherwise at
23 the time and in the manner required by the executive director of the
24 department, the remainder of the late registration fees collected by the
25 authorized agent. The executive director shall forward all late registration
26 fees remitted by authorized agents plus the remainder of the late

1 registration fees collected directly by the department to the state treasurer,
2 who shall credit the fees to the highway users tax fund in accordance with
3 section 43-4-804 (1) (e), C.R.S.

4 (b) THE ENTIRE AMOUNT OF EACH LATE REGISTRATION FEE
5 COLLECTED PURSUANT TO PARAGRAPH (b) OF SUBSECTION (1) OF THIS
6 SECTION SHALL BE RETAINED BY THE DEPARTMENT OR THE AUTHORIZED
7 AGENT WHO REGISTERS THE VEHICLE THAT IS NOT A MOTOR VEHICLE OR
8 MOBILE MACHINERY.

9 (3) The late fee described in PARAGRAPH (a) OF subsection (1) of
10 this section shall not be imposed on a vehicle subject to taxation under
11 this article if:

12 **SECTION 2. Specified effective date - applicability.** This act
13 shall take effect July 1, 2010, and shall apply to late fees accrued on or
14 after said date.

15 **SECTION 3. 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.