

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE APPLICATION OF VEHICLE LAWS TO POWERSPORTS VEHICLES.

Prime Sponsors: Representative Priola

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Summary of Amendments Made to the Bill After the 01/31/12 Legislative Council Staff Fiscal Note Was Prepared (Amended by the House Transportation Committee 02/01/12 and by the House Finance Committee 02/09/12)

The House Transportation Committee Report dated February 1, 2012 removed references to miniature trucks, including the definition of a miniature truck, from the bill. Both the Legislative Council Staff and Joint Budget Committee Staff agree that this will have minimal financial impact on the bill.

The House Finance Committee Report, dated February 9, 2012, altered the following provisions of the bill:

- Specified that for an off-highway vehicle first purchased or transferred prior to April 1, 2014, the Department of Revenue (Department), in issuing the vehicles first certificate of title or registration, shall not verify that the person paid any tax due on the vehicle;
- Specified that registering an off-highway vehicle under this Article 3 of Title 42, C.R.S. does not supercede or change the requirements to register an off-highway vehicle under Article 14.5 of Title 33, C.R.S.;
- Inserted a provision that adds off-highway vehicles to the types of vehicles that the Department may issue a temporary license plate for, and added powersports vehicle dealers to the list of dealers who may be issued temporary registration number plates, tabs or certificates;
- Clarified language that a person who operates an off-highway vehicle upon the highways and elsewhere throughout the state is deemed to have expressed the person's consent to the provisions of this section (dealing with driving while impaired);
- Included "Electric personal assistive mobility device (EPAMD)" among the types of vehicles for which the drivers are not subject to the provisions of Section 42-2-127 (points for driving infractions);
- Added an exception for a vehicle that does not have a conforming vehicle identification number, required the Department to assign a special identification number for the certificate of title or registration and required the owner to place the number on the vehicle; and
- Established a schedule of fines for driver's license violations, registration and taxation violations, and speeding violations by drivers of off-highway vehicles and established the distribution of fines levied under the bill.

Both the Legislative Council Staff and Joint Budget Committee Staff concur that these changes will not significantly impact either revenues or expenditures required by the bill.

JBC Staff Concurrence with Legislative Council Staff Fiscal Note

Concurs

Does Not Concur

Updated Analysis

Reason for the Update

This analysis includes the amendments passed by the House Transportation and Finance committees.

Amendments/Appropriation Status

The bill requires but does not contain an appropriation clause. Staff has prepared amendment **J.001** (attached) to add a provision appropriating \$25,900 cash funds from the Colorado State Titling and Registration Account of the Highway Users Tax Fund in FY 2012-13 to the Department of Revenue to purchase programming services to reprogram information technology systems to implement the bill. These funds are further reappropriated to the Governor's Office of Information Technology, which will perform the programming services for the Department of Revenue. The amendment also changes the effective date clause so that the Department of Revenue can prepare for an implementation date of July 1, 2013.

Bill Sponsor Amendments

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

Points to Consider

None.