

Second Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 12-0787.01 Jery Payne x2157

HOUSE BILL 12-1295

HOUSE SPONSORSHIP

Priola,

SENATE SPONSORSHIP

Tochtrop,

House Committees

Transportation
Finance
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE CREATION OF A COLORADO ROCKIES LICENSE**
102 **PLATE, AND, IN CONNECTION THEREWITH, MAKING AN**
103 **APPROPRIATION.**

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 creates the Colorado Rockies special license plate. A person becomes eligible to use the plate by donating \$52.80 to the Colorado Rockies baseball club foundation. In addition to the normal motor vehicle fees, the plate requires 2 one-time fees of \$25. One of the

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.

fees is credited to the highway users tax fund and the other to the licensing services cash fund.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 42-3-241 as
3 follows:

4 **42-3-241. Special plates - Colorado Rockies.** (1) BEGINNING
5 THE EARLIER OF JANUARY 1, 2013, OR WHEN THE DEPARTMENT IS ABLE TO
6 ISSUE THE PLATES, THE DEPARTMENT SHALL ISSUE SPECIAL LICENSE
7 PLATES TO QUALIFIED APPLICANTS UNDER THIS SECTION FOR
8 MOTORCYCLES, PASSENGER CARS, TRUCKS, OR NONCOMMERCIAL OR
9 RECREATIONAL MOTOR VEHICLES THAT DO NOT EXCEED SIXTEEN
10 THOUSAND POUNDS EMPTY WEIGHT.

11 (2) (a) THERE IS HEREBY ESTABLISHED THE COLORADO ROCKIES
12 SPECIAL LICENSE PLATE. THE DEPARTMENT MAY STOP ISSUING THE
13 COLORADO ROCKIES SPECIAL LICENSE PLATE IF A TOTAL OF THREE
14 THOUSAND LICENSE PLATES ARE NOT ISSUED BY JULY 1, 2017. A PERSON
15 WHO WAS ISSUED A COLORADO ROCKIES SPECIAL LICENSE PLATE ON OR
16 BEFORE JULY 1, 2017, MAY CONTINUE TO USE THE COLORADO ROCKIES
17 SPECIAL LICENSE PLATE AFTER JULY 1, 2017, REGARDLESS OF WHETHER
18 THE DEPARTMENT STOPS ISSUING THE SPECIAL LICENSE PLATE.

19 (b) THE COLORADO ROCKIES BASEBALL CLUB FOUNDATION MAY
20 DESIGN THE SPECIAL LICENSE PLATE IF THE PLATE CONFORMS WITH
21 STANDARDS ESTABLISHED BY THE DEPARTMENT.

22 (3) (a) A PERSON MAY APPLY FOR A COLORADO ROCKIES SPECIAL
23 LICENSE PLATE IF THE PERSON PAYS THE TAXES AND FEES REQUIRED
24 UNDER THIS SECTION AND PROVIDES TO THE DEPARTMENT OR AN
25 AUTHORIZED AGENT A CERTIFICATE, ISSUED BY THE COLORADO ROCKIES

1 BASEBALL CLUB FOUNDATION, OR ITS SUCCESSOR ORGANIZATION,
2 CONFIRMING THAT THE APPLICANT HAS DONATED FIFTY-TWO DOLLARS
3 AND EIGHTY CENTS TO THE FOUNDATION.

4 (b) THE COLORADO ROCKIES BASEBALL CLUB FOUNDATION, OR ITS
5 SUCCESSOR ORGANIZATION, SHALL FILE WITH THE DEPARTMENT AN
6 ANNUAL STATEMENT VERIFYING THAT IT IS A NONPROFIT ORGANIZATION.

7 (4) THE AMOUNT OF THE TAXES AND FEES FOR SPECIAL LICENSE
8 PLATES UNDER THIS SECTION ARE THE SAME AS THE AMOUNT OF THE
9 TAXES AND FEES FOR REGULAR MOTOR VEHICLE LICENSE PLATES; EXCEPT
10 THAT THE DEPARTMENT SHALL COLLECT A ONE-TIME FEE OF TWENTY-FIVE
11 DOLLARS FOR ISSUANCE OR REPLACEMENT OF THE LICENSE PLATE. THE
12 DEPARTMENT SHALL TRANSMIT THE ADDITIONAL ONE-TIME FEE TO THE
13 STATE TREASURER, WHO SHALL CREDIT THE FEE TO THE HIGHWAY USERS
14 TAX FUND CREATED IN SECTION 43-4-201, C.R.S.

15 (5) AN APPLICANT MAY APPLY FOR PERSONALIZED COLORADO
16 ROCKIES SPECIAL LICENSE PLATES. UPON PAYMENT OF THE ADDITIONAL
17 FEE REQUIRED BY SECTION 42-3-211 (6) (a) FOR PERSONALIZED LICENSE
18 PLATES, THE DEPARTMENT MAY ISSUE THE PLATES IF THE APPLICANT
19 COMPLIES WITH SECTION 42-3-211. IF AN APPLICANT HAS EXISTING
20 PERSONALIZED LICENSE PLATES FOR A MOTOR VEHICLE, THE APPLICANT
21 MAY TRANSFER THE COMBINATION OF LETTERS OR NUMBERS TO A NEW SET
22 OF COLORADO ROCKIES SPECIAL LICENSE PLATES FOR THE VEHICLE UPON
23 PAYING THE FEE REQUIRED BY SECTION 42-3-211 (6) (a) AND UPON
24 TURNING IN THE EXISTING PLATES TO THE DEPARTMENT. A PERSON WHO
25 HAS OBTAINED PERSONALIZED COLORADO ROCKIES LICENSE PLATES
26 UNDER THIS SUBSECTION (5) SHALL PAY THE ANNUAL FEE IMPOSED BY
27 SECTION 42-3-211 (6) (b) FOR RENEWAL OF THE PERSONALIZED PLATES.

1 THE FEES UNDER THIS SUBSECTION (5) ARE IN ADDITION TO ALL OTHER
2 APPLICABLE TAXES AND FEES.

3 **SECTION 2.** In Colorado Revised Statutes, **amend** 42-3-312 as
4 follows:

5 **42-3-312. Special license plate surcharge.** In addition to any
6 other fee imposed by this article, an applicant for a special license plate
7 created by rule in accordance with section 42-3-207, as such section
8 existed when the plate was created, or license plates issued pursuant to
9 sections 42-3-211 to 42-3-218, sections 42-3-221 to 42-3-234, and
10 sections 42-3-237 to ~~42-3-240~~ 42-3-241 shall pay an issuance fee of
11 twenty-five dollars; except that the fee is not imposed on special license
12 plates exempted from additional fees for the issuance of a military special
13 license plate by section 42-3-213 (1) (b) (II). The department shall
14 transfer the fee to the state treasurer, who shall credit it to the licensing
15 services cash fund created in section 42-2-114.5.

16 **SECTION 3. Appropriation.** (1) In addition to any other
17 appropriation, there is hereby appropriated, out of any moneys in the
18 Colorado state titling and registration account of the highway users tax
19 fund created in section 42-1-211 (2), Colorado Revised Statutes, not
20 otherwise appropriated, to the department of revenue, for the fiscal year
21 beginning July 1, 2012, the sum of \$2,960, or so much thereof as may be
22 necessary, to be allocated to the information technology division for the
23 purchase of computer center services.

24 (2) In addition to any other appropriation, there is hereby
25 appropriated to the governor - lieutenant governor - state planning and
26 budgeting, for the fiscal year beginning July 1, 2012, the sum of \$2,960,
27 or so much thereof as may be necessary, for allocation to the office of

1 information technology, for the provision of computer center services for
2 the department of revenue related to the implementation of this act. Said
3 sum is from reappropriated funds received from the department of
4 revenue out of the appropriation made in subsection (1) of this section.

5 (3) In addition to any other appropriation, there is hereby
6 appropriated, out of any moneys in the license plate cash fund created in
7 section 42-3-301 (1) (b), Colorado Revised Statutes, not otherwise
8 appropriated, to the department of revenue, for the fiscal year beginning
9 July 1, 2012, the sum of \$17,760, or so much thereof as may be necessary,
10 for allocation to the division of motor vehicles, driver and vehicle
11 services, for the purchase of special license plates related to the
12 implementation of this act.

13 **SECTION 4. Act subject to petition - effective date.** This act
14 takes effect at 12:01 a.m. on the day following the expiration of the
15 ninety-day period after final adjournment of the general assembly (August
16 8, 2012, if adjournment sine die is on May 9, 2012); except that, if a
17 referendum petition is filed pursuant to section 1 (3) of article V of the
18 state constitution against this act or an item, section, or part of this act
19 within such period, then the act, item, section, or part will not take effect
20 unless approved by the people at the general election to be held in
21 November 2012 and, in such case, will take effect on the date of the
22 official declaration of the vote thereon by the governor.