

**First Regular Session  
Seventieth General Assembly  
STATE OF COLORADO**

**PREAMENDED**

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

LLS NO. 15-0387.01 Jery Payne x2157

**SENATE BILL 15-090**

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**SENATE SPONSORSHIP**

**Todd,** Hodge, Kerr

**HOUSE SPONSORSHIP**

**Tyler,**

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**Senate Committees**

Transportation  
Finance

**House Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING THE ADOPTION OF STANDARDS GOVERNING TEMPORARY**  
102 **PERMITS ON MOTOR VEHICLES FOR EFFECTIVE READABILITY.**

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**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 directs the department of revenue to ensure that temporary motor vehicle registration number plates, tags, or certificates meet the existing statutory requirements for attachment, visibility, and readability that apply to permanent plates. The department may promulgate rules and accept gifts, grants, or donations for implementation.

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.*

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

2 **SECTION 1.** In Colorado Revised Statutes, 42-3-203, amend (3)  
3 as follows:

4 **42-3-203. Standardized plates - notice of funding through**  
5 **gifts, grants, and donations - rules.** (3) (a) (I) The department may  
6 issue individual temporary registration number plates tags, or AND  
7 certificates good for a period not to exceed sixty days upon application by  
8 an owner of a motor vehicle or the owner's agent and the payment of a  
9 registration fee of two dollars, one dollar and sixty cents to be retained by  
10 the authorized agent or department issuing the plates, tags, or certificates  
11 and the remainder to be remitted monthly to the department to be  
12 transmitted to the state treasurer for credit to the highway users tax fund.

13 (II) The authorized agent may issue individual temporary  
14 registration number plates tags, or AND certificates good for a period not  
15 to exceed sixty days upon application by an owner of special mobile  
16 machinery or the owner's agent and the payment of a registration fee of  
17 two dollars, one dollar and sixty cents to be retained by the authorized  
18 agent or department issuing the plates, tags, or certificates and the  
19 remainder to be remitted monthly to the department to be transmitted to  
20 the state treasurer for credit to the highway users tax fund.

21 (III) It is unlawful for a person to use such A number plate tag, or  
22 AND certificate after it expires. A person who violates any provision of  
23 this paragraph (a) commits a class B traffic infraction.

24 (b) The department may issue to licensed motor vehicle dealers  
25 temporary registration number plates tags, or AND certificates in blocks  
26 of twenty-five upon payment of a fee of twelve dollars and fifty cents for

1 each block of twenty-five. IF THE AUTHORIZED AGENT SELLS THE PLATES  
2 TO THE DEALER, THE AGENT MAY RETAIN fifty percent thereof to be  
3 retained by the county clerk and recorder and OF THE FEE BUT MUST REMIT  
4 MONTHLY the remainder to be remitted monthly to the department. to be  
5 transmitted THE DEPARTMENT SHALL TRANSMIT ANY MONEY IT RECEIVES  
6 FROM THIS SALE to the state treasurer for credit to the highway users tax  
7 fund and allocation and expenditure as specified in section 43-4-205 (5.5)  
8 (b), C.R.S. THE DEPARTMENT MAY PROMULGATE RULES CREATING A  
9 SYSTEM FOR THE DEALER TO:

10 (I) PRINT ON THE TEMPORARY PLATES THE TEMPORARY  
11 REGISTRATION NUMBER, VEHICLE IDENTIFICATION NUMBER, AND OTHER  
12 INFORMATION REQUIRED BY THE DEPARTMENT; AND

13 (II) PRINT TEMPORARY REGISTRATION CERTIFICATES WITH THE  
14 INFORMATION REQUIRED BY THE DEPARTMENT.

15 (c) (I) Subject to subparagraph (III) of this paragraph (c), the  
16 department shall not issue more than two temporary registration number  
17 plates tags, or AND certificates per year to a Class A or Class B motor  
18 vehicle.

19 (II) Beginning July 1, 2008, the department shall track by vehicle  
20 identification number the number of temporary registration number plates  
21 tags, or AND certificates issued to a motor vehicle.

22 (III) The department may promulgate rules authorizing the  
23 issuance of more than two temporary registration number plates tags, or  
24 AND certificates per year if the motor vehicle title work or lien perfection  
25 has caused the need for such issuance.

26 (d) (I) BY JULY 1, 2016, THE DEPARTMENT SHALL MAKE  
27 TEMPORARY REGISTRATION NUMBER PLATES OR CERTIFICATES SO THAT

1 EACH COMPLIES WITH THE REQUIREMENTS OF SECTION 42-3-202,  
2 INCLUDING BEING FASTENED, VISIBLE, AND READABLE; EXCEPT THAT A  
3 TEMPORARY PLATE IS AFFIXED ONLY TO THE REAR OF THE VEHICLE. THE  
4 DEPARTMENT SHALL IMPLEMENT AN ELECTRONIC ISSUANCE SYSTEM FOR  
5 TEMPORARY LICENSE PLATES. THE DEPARTMENT MAY PROMULGATE RULES  
6 TO IMPLEMENT THIS SYSTEM.

7 (II) (A) THE DEPARTMENT MAY SEEK AND ACCEPT GIFTS, GRANTS,  
8 OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES TO IMPLEMENT THIS  
9 PARAGRAPH (d); EXCEPT THAT THE DEPARTMENT MAY NOT ACCEPT A GIFT,  
10 GRANT, OR DONATION THAT IS SUBJECT TO CONDITIONS THAT ARE  
11 INCONSISTENT WITH ANY LAW OF THE STATE. THE DEPARTMENT SHALL  
12 TRANSMIT GIFTS, GRANTS, AND DONATIONS TO THE STATE TREASURER,  
13 WHO SHALL CREDIT THEM, DEPENDING ON THE PURPOSE FOR WHICH THEY  
14 WERE RECEIVED, TO THE COLORADO STATE TITLING AND REGISTRATION  
15 ACCOUNT CREATED IN SECTION 42-1-211 (2) OR TO THE LICENSE PLATE  
16 CASH FUND CREATED IN SECTION 42-3-301.

17 (B) THE DEPARTMENT SHALL NOTIFY THE LEGISLATIVE COUNCIL  
18 STAFF WHEN IT HAS RECEIVED ADEQUATE FUNDING THROUGH GIFTS,  
19 GRANTS, OR DONATIONS TO IMPLEMENT THIS PARAGRAPH (d) AND SHALL  
20 INCLUDE IN THE NOTIFICATION THE INFORMATION SPECIFIED IN SECTION  
21 24-75-1303 (3), C.R.S.

22 **SECTION 2.** In Colorado Revised Statutes, 42-3-202, **amend (2)**  
23 **(a) as follows:**

24 **42-3-202. Number plates to be attached.** (2) (a) (I) Every  
25 number plate shall at all times be THE OWNER OR DRIVER OF A MOTOR  
26 VEHICLE SHALL securely fastened FASTEN THE LICENSE PLATE to the  
27 vehicle to which it is assigned so as to prevent the plate from swinging.

1 and shall

2 (II) EXCEPT WHEN AUTHORIZED BY THIS ARTICLE OR RULE OF THE  
3 DEPARTMENT, EACH LICENSE PLATE MUST be:

4 (A) Horizontal at a height not less than twelve inches from the  
5 ground, measuring from the bottom of ~~such~~ THE plate;

6 (B) In a place and position to be clearly visible; and shall be

7 (C) Maintained free from foreign materials and in a condition to  
8 be clearly legible; AND

9 (D) AT THE APPROXIMATE CENTER OF THE VEHICLE MEASURED  
10 HORIZONTALLY.

11 (III) EXCEPT WHEN AUTHORIZED BY THIS ARTICLE OR RULE OF THE  
12 DEPARTMENT, THE REAR LICENSE PLATE MUST BE MOUNTED ON OR WITHIN  
13 EIGHTEEN INCHES OF THE REAR BUMPER.

14 **SECTION 3.** In Colorado Revised Statutes, 42-3-301, **add** (2) (c)  
15 as follows:

16 **42-3-301. License plate cash fund - license plate fees.**

17 (2) (c) THE DEPARTMENT MAY SEEK AND ACCEPT GIFTS, GRANTS, OR  
18 DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS  
19 SECTION; EXCEPT THAT THE DEPARTMENT MAY NOT ACCEPT A GIFT,  
20 GRANT, OR DONATION THAT IS SUBJECT TO CONDITIONS THAT ARE  
21 INCONSISTENT WITH THIS SECTION OR ANY OTHER LAW OF THE STATE.

22 **SECTION 4.** In Colorado Revised Statutes, **amend** 17-24-109.5  
23 as follows:

24 **17-24-109.5. License plates - highway signs.** (1) The division  
25 is authorized to MAY purchase such equipment, machinery, and other  
26 materials as may be necessary to manufacture and deliver motor vehicle  
27 license plates, TEMPORARY REGISTRATION PLATES AND CERTIFICATES,

1 validating tabs or decals, road signs, markers, and metal badges used by  
2 any department and manufactured under the authority of this article. Each  
3 year the executive director of the department of revenue shall estimate the  
4 number of license plates, TEMPORARY REGISTRATION PLATES AND  
5 CERTIFICATES, and validating tabs or decals that will be required and the  
6 cost of manufacturing thereof for the year such estimate is made and shall  
7 certify such estimates to the joint budget committee of the general  
8 assembly.

9 (2) During the year ~~such~~ THE estimate REQUIRED BY SUBSECTION  
10 (1) OF THIS SECTION is ~~so~~ made and certified by the executive director of  
11 the department of revenue from the sale of motor vehicle license plates,  
12 TEMPORARY REGISTRATION PLATES AND CERTIFICATES, and validating tabs  
13 or decals, the joint budget committee shall consider ~~such~~ THE estimate in  
14 making its budget recommendation for the division of correctional  
15 industries to the general assembly. Any amounts appropriated by the  
16 general assembly for the purposes of this section shall be used and  
17 expended by the division of correctional industries to purchase such  
18 equipment and machinery, including repairs thereof, sheet steel or  
19 aluminum, paints, enamels, and other materials and support services as  
20 may be necessary to manufacture and deliver as a finished product motor  
21 vehicle license plates required by the executive director of the department  
22 of revenue to be furnished under the motor vehicle laws of this state.

23 **SECTION 5. Act subject to petition - effective date -**  
24 **applicability.** (1) This act takes effect July 1, 2016; except that:

25 (a) If a referendum petition is filed pursuant to section 1 (3) of  
26 article V of the state constitution against this act or an item, section, or  
27 part of this act within the ninety-day period after final adjournment of the

1 general assembly, then the act, item, section, or part will not take effect  
2 unless approved by the people at the general election to be held in  
3 November 2016 and, in such case, will take effect on the date of the  
4 official declaration of the vote thereon by the governor.

5 (b) This act takes effect only if the department of revenue receives  
6 enough gifts, grants, and donations for materials, start-up costs, and  
7 computer programming necessary to implement this act.

8 (2) Upon receiving enough gifts, grants, and donations for  
9 materials, start-up costs, and computer programming necessary to  
10 implement this act, the department of revenue shall notify the revisor of  
11 statutes.

12 (3) This act applies to temporary registrations issued on or after  
13 the applicable effective date of this act. \_\_\_