

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 10, 2015
Date

Committee on Transportation.

After consideration on the merits, the Committee recommends the following:

SB15-090 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

1 Amend printed bill page 2, line 2, strike "**add** (3) (d)" and substitute
2 "**amend** (3)".

3 Page 2, strike line 5 and substitute "**gifts, grants, and donations - rules.**
4 (3) (a) (I) The department may issue individual temporary registration
5 number plates ~~tags, or~~ AND certificates good for a period not to exceed
6 sixty days upon application by an owner of a motor vehicle or the owner's
7 agent and the payment of a registration fee of two dollars, one dollar and
8 sixty cents to be retained by the authorized agent or department issuing
9 the plates, tags, or certificates and the remainder to be remitted monthly
10 to the department to be transmitted to the state treasurer for credit to the
11 highway users tax fund.

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

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

23 (b) The department may issue to licensed motor vehicle dealers
24 temporary registration number plates ~~tags, or~~ AND certificates in blocks

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

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

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

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

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

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

27 (d) (I) BY JULY 1, 2016, THE".

28 Page 2, line 6, strike "PLATES," and substitute "PLATES".

29 Page 2, line 7, strike "TAGS,".

30 Page 2, line 9, strike "READABLE." and substitute "READABLE; EXCEPT
31 THAT A TEMPORARY PLATE IS AFFIXED ONLY TO THE REAR OF THE VEHICLE.
32 THE DEPARTMENT SHALL IMPLEMENT AN ELECTRONIC ISSUANCE SYSTEM
33 FOR TEMPORARY LICENSE PLATES.".

34 Page 2, strike lines 17 and 18 and substitute "WHO SHALL CREDIT THEM,
35 DEPENDING ON THE PURPOSE FOR WHICH THEY WERE RECEIVED, TO THE
36 COLORADO STATE TITLING AND REGISTRATION ACCOUNT CREATED IN
37 SECTION 42-1-211 (2) OR TO THE LICENSE PLATE CASH FUND CREATED IN

1 SECTION 42-3-301."

2 Page 2, strike lines 24 through 26 and substitute:

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

5 **42-3-202. Number plates to be attached.** (2) (a) (I) ~~Every~~
6 ~~number plate shall at all times be~~ THE OWNER OR DRIVER OF A MOTOR
7 VEHICLE SHALL securely ~~fastened~~ FASTEN THE LICENSE PLATE to the
8 vehicle to which it is assigned so as to prevent the plate from swinging.
9 ~~and shall~~

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

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

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

15 (C) Maintained free from foreign materials and ~~in a condition to~~
16 ~~be~~ clearly legible; AND

17 (D) AT THE APPROXIMATE CENTER OF THE VEHICLE MEASURED
18 HORIZONTALLY.

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

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

24 **42-3-301. License plate cash fund - license plate fees.**
25 (2) (c) THE DEPARTMENT MAY SEEK AND ACCEPT GIFTS, GRANTS, OR
26 DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS
27 SECTION; EXCEPT THAT THE DEPARTMENT MAY NOT ACCEPT A GIFT,
28 GRANT, OR DONATION THAT IS SUBJECT TO CONDITIONS THAT ARE
29 INCONSISTENT WITH THIS SECTION OR ANY OTHER LAW OF THE STATE.

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

32 **17-24-109.5. License plates - highway signs.** (1) The division
33 is ~~authorized to~~ MAY purchase such equipment, machinery, and other
34 materials as may be necessary to manufacture and deliver motor vehicle
35 license plates, TEMPORARY REGISTRATION PLATES AND CERTIFICATES,
36 validating tabs or decals, road signs, markers, and metal badges used by
37 any department and manufactured under the authority of this article. Each
38 year the executive director of the department of revenue shall estimate the
39 number of license plates, TEMPORARY REGISTRATION PLATES AND

1 CERTIFICATES, and validating tabs or decals that will be required and the
2 cost of manufacturing thereof for the year such estimate is made and shall
3 certify such estimates to the joint budget committee of the general
4 assembly.

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

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

21 (a) If a referendum petition is filed pursuant to section 1 (3) of
22 article V of the state constitution against this act or an item, section, or
23 part of this act within the ninety-day period after final adjournment of the
24 general assembly, then the act, item, section, or part will not take effect
25 unless approved by the people at the general election to be held in
26 November 2016 and, in such case, will take effect on the date of the
27 official declaration of the vote thereon by the governor.

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

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

35 (3) This act applies to temporary registrations issued on or after
36 the applicable effective date of this act."

37 Strike page 3.

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