

**First Regular Session  
Sixty-fifth General Assembly  
STATE OF COLORADO**

**PREAMENDED**

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

LLS NO. 05-0361.01 Jery Payne

**HOUSE BILL 05-1028**

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**HOUSE SPONSORSHIP**

**Vigil,**

**SENATE SPONSORSHIP**

**(None),**

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**House Committees**

State, Veterans, & Military Affairs  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING AUTHORIZATION OF CERTAIN FAMILY MEMBERS OF A**  
102             **PERSON WHO HAS DIED SERVING IN THE UNITED STATES ARMED**  
103             **FORCES TO BE ISSUED MILITARY LICENSE PLATES.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)*

Authorizes the spouse, child, or parent of a person who has died serving in the armed forces to be issued any military special license plate for which the deceased would have qualified.

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

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           **SECTION 1.** 42-3-115.5 (1) (a), Colorado Revised Statutes, is  
2 amended BY THE ADDITION OF A NEW SUBPARAGRAPH to read:

3           **42-3-115.5. Special plates - military veterans - rules -**  
4 **retirement.** (1) (a) The department is directed to issue one or more sets  
5 of special license plates to the following persons who own a truck that  
6 does not exceed twelve thousand pounds empty weight, a passenger car,  
7 a motorcycle, or a noncommercial or recreational vehicle:

8           (XI) THE SPOUSE, CHILD, OR PARENT OF A PERSON WHO DIED  
9 WHILE FIGHTING THE ENEMIES OF THE UNITED STATES WHILE ON ACTIVE  
10 DUTY IN THE ARMED FORCES.

11           **SECTION 2.** 42-3-115.5, Colorado Revised Statutes, is amended  
12 BY THE ADDITION OF A NEW SUBSECTION to read:

13           **42-3-115.5. Special plates - military veterans - rules -**  
14 **retirement.** (12) **Fallen service member special license plate.** (a) THE  
15 FALLEN SERVICE MEMBER SPECIAL LICENSE PLATE SHALL BE DESIGNED TO  
16 INDICATE THAT THE OWNER OF THE MOTOR VEHICLE TO WHICH THE PLATE  
17 IS ATTACHED IS A FAMILY MEMBER OF A PERSON WHO DIED WHILE  
18 FIGHTING THE ENEMIES OF THE UNITED STATES WHILE ON ACTIVE DUTY IN  
19 THE ARMED FORCES. THE PLATE SHALL BEAR THE WORD "FALLEN" AND  
20 THE TITLE OF A PERSON WHO SERVES IN THE BRANCH OF THE ARMED  
21 FORCES IN WHICH THE DECEASED SERVED.

22           (b) A NATURAL PERSON MAY USE A FALLEN SERVICE MEMBER  
23 SPECIAL LICENSE PLATE IF THE PERSON IS A SPOUSE, CHILD, OR PARENT OF  
24 A PERSON WHO DIED WHILE FIGHTING THE ENEMIES OF THE UNITED STATES  
25 WHILE ON ACTIVE DUTY IN THE ARMED FORCES. THE DEPARTMENT OR AN  
26 AUTHORIZED AGENT SHALL NOT ISSUE A FALLEN SERVICE MEMBER SPECIAL  
27 LICENSE PLATE TO AN APPLICANT UNTIL THE APPLICANT PROVIDES A

1 DD214 FORM ISSUED BY THE UNITED STATES GOVERNMENT OR OTHER  
2 EVIDENCE SUFFICIENT TO DEMONSTRATE THAT THE APPLICANT IS  
3 QUALIFIED TO BE ISSUED THE PLATE.

4 **SECTION 3. Effective date.** This act shall take effect July 1,  
5 2005.

6 **SECTION 4. Safety clause.** The general assembly hereby finds,  
7 determines, and declares that this act is necessary for the immediate  
8 preservation of the public peace, health, and safety.