

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 1, 2005
Date

Committee on State, Veterans, & Military Affairs.

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

HB05-1028 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute the following:

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

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

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

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

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

1 THE ARMED FORCES. THE PLATE SHALL BEAR THE WORD "FALLEN" AND
2 THE TITLE OF A PERSON WHO SERVES IN THE BRANCH OF THE ARMED
3 FORCES IN WHICH THE DECEASED SERVED.

4 (b) A NATURAL PERSON MAY USE A FALLEN SERVICE MEMBER
5 SPECIAL LICENSE PLATE IF THE PERSON IS A SPOUSE, CHILD, OR PARENT OF
6 A PERSON WHO DIED WHILE FIGHTING THE ENEMIES OF THE UNITED STATES
7 WHILE ON ACTIVE DUTY IN THE ARMED FORCES. THE DEPARTMENT OR AN
8 AUTHORIZED AGENT SHALL NOT ISSUE A FALLEN SERVICE MEMBER SPECIAL
9 LICENSE PLATE TO AN APPLICANT UNTIL THE APPLICANT PROVIDES A
10 DD214 FORM ISSUED BY THE UNITED STATES GOVERNMENT OR OTHER
11 EVIDENCE SUFFICIENT TO DEMONSTRATE THAT THE APPLICANT IS
12 QUALIFIED TO BE ISSUED THE PLATE.

13 **SECTION 3. Effective date.** This act shall take effect July 1,
14 2005.

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

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