

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

PREAMENDED

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

LLS NO. 11-0007.01 Jery Payne

HOUSE BILL 11-1004

HOUSE SPONSORSHIP

Baumgardner,

SENATE SPONSORSHIP

(None),

House Committees

Agriculture, Livestock, & Natural Resources
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE REGISTRATION OF A VEHICLE USED FOR**
102 **AGRICULTURAL PRODUCTION.**

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>.)

Currently, a county clerk may require a person to demonstrate that his or her primary business is agriculture to register a motor vehicle as a farm truck. The bill exempts a person whose vehicle is used primarily for agriculture on a farm or ranch that is classified as agricultural land for property tax purposes. The bill also repeals the farm truck and tractor

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.*

exemption to the motorist insurance identification fee.

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

2 **SECTION 1. Repeal.** 42-3-304 (1) (b) (II), Colorado Revised
3 Statutes, is repealed as follows:

4 **42-3-304. Registration fees - passenger and passenger-mile**
5 **taxes - clean screen fund - repeal.** (1) (b) The following vehicles are
6 exempt from the motorist insurance identification fee:

7 (II) ~~Trucks and truck tractors that are owned by a farmer or~~
8 ~~rancher and whose only commercial uses are:~~

9 (A) ~~Transporting to market or place of storage raw agricultural~~
10 ~~products actually produced or livestock actually raised by such farmer or~~
11 ~~rancher; or~~

12 (B) ~~Transporting commodities and livestock purchased by such~~
13 ~~farmer or rancher for use by the farmer or rancher in farming or ranching~~
14 ~~operations.~~

15 **SECTION 2.** 42-3-306 (4), Colorado Revised Statutes, is
16 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

17 **42-3-306. Registration fees - passenger and passenger-mile**
18 **taxes - fee schedule.** (4) (e) THE DEPARTMENT OR ITS AUTHORIZED
19 AGENT SHALL NOT REQUIRE A PERSON REGISTERING A FARM TRUCK OR
20 TRUCK TRACTOR UNDER THIS SUBSECTION (4) TO DEMONSTRATE THAT THE
21 OWNER'S PRIMARY BUSINESS OR SOURCE OF INCOME IS AGRICULTURE IF THE
22 FARM TRUCK OR TRUCK TRACTOR IS USED PRIMARILY FOR AGRICULTURAL
23 PRODUCTION ON A FARM OR RANCH OWNED OR LEASED BY THE OWNER OF
24 THE TRUCK OR TRUCK TRACTOR, AND THE LAND ON WHICH IT IS USED IS
25 CLASSIFIED AS AGRICULTURAL LAND FOR THE PURPOSES OF LEVYING AND
26 COLLECTING PROPERTY TAX UNDER SECTION 39-1-103, C.R.S.

1 **SECTION 3. Act subject to petition - effective date -**
2 **applicability.** (1) This act shall take effect January 1, 2012; except that,
3 if a referendum petition is filed pursuant to section 1 (3) of article V of the
4 state constitution against this act or an item, section, or part of this act
5 within the ninety-day period after final adjournment of the general
6 assembly, then the act, item, section, or part shall not take effect unless
7 approved by the people at the general election to be held in November
8 2012 and shall take effect on January 1, 2012, or on the date of the official
9 declaration of the vote thereon by the governor, whichever is later.
10 (2) The provisions of this act shall apply to vehicles registered or
11 registration renewals on or after the applicable effective date of this act.