

Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 14-0348.01 Jery Payne x2157

HOUSE BILL 14-1066

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HOUSE SPONSORSHIP

Vigil,

SENATE SPONSORSHIP

(None),

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House Committees  
Local Government

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING THE AMOUNT OF A DRIVER'S LICENSE FEE THAT A RURAL  
102 COUNTY CLERK AND RECORDER MAY RETAIN WHEN ISSUING A  
103 DRIVER'S LICENSE.

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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>.)*

Currently, a county clerk and recorder's office that issues a driver's license may retain \$8 of the fee. The bill allows the office to retain \$13.60 of the fee in counties of fewer than 100,000 people.

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, 42-2-114, **amend** (4);  
3 and **repeal and reenact, with amendments**, (2) as follows:

4           **42-2-114. License issued - fees.** (2) (a) EXCEPT AS PROVIDED IN  
5 SUBSECTION (3) OF THIS SECTION, THE FEE FOR THE ISSUANCE OF A  
6 DRIVER'S LICENSE TO A PERSON TWENTY-ONE YEARS OF AGE OR OLDER IS  
7 TWENTY DOLLARS AND FORTY CENTS. THE LICENSE EXPIRES ON THE  
8 APPLICANT'S BIRTHDAY IN THE FIFTH YEAR AFTER ISSUANCE OF THE  
9 LICENSE.

10           (b) THE DEPARTMENT SHALL TRANSFER THE FEE TO THE STATE  
11 TREASURER, WHO SHALL CREDIT FIFTEEN DOLLARS TO THE HIGHWAY  
12 USERS TAX FUND, CREATED IN SECTION 43-4-201, C.R.S., AND FIVE  
13 DOLLARS AND FORTY CENTS TO THE LICENSING SERVICES CASH FUND,  
14 CREATED IN SECTION 42-2-114.5; EXCEPT THAT, THROUGH FISCAL YEAR  
15 2014-15, THE STATE TREASURER SHALL CREDIT THE ENTIRE FEE TO THE  
16 LICENSING SERVICES CASH FUND.

17           (c) NOTWITHSTANDING PARAGRAPH (b) OF THIS SUBSECTION (2):

18           (I) IF THE DRIVER'S LICENSE IS ISSUED BY THE OFFICE OF A COUNTY  
19 CLERK AND RECORDER IN A COUNTY WITH A POPULATION OF AT LEAST ONE  
20 HUNDRED THOUSAND INDIVIDUALS, THE COUNTY CLERK AND RECORDER  
21 SHALL RETAIN THE SUM OF EIGHT DOLLARS AND FORWARD THE  
22 REMAINDER TO THE DEPARTMENT FOR TRANSMISSION TO THE STATE  
23 TREASURER, WHO SHALL CREDIT THREE DOLLARS AND FORTY CENTS TO  
24 THE LICENSING SERVICES CASH FUND AND NINE DOLLARS TO THE HIGHWAY  
25 USERS TAX FUND; EXCEPT THAT, THROUGH FISCAL YEAR 2014-15, THE  
26 STATE TREASURER SHALL CREDIT THE ENTIRE FEE TO THE LICENSING

1 SERVICES CASH FUND.

2 (II) IF THE DRIVER'S LICENSE IS ISSUED BY AN OFFICE OF A COUNTY  
3 CLERK AND RECORDER IN A COUNTY WITH A POPULATION OF FEWER THAN  
4 ONE HUNDRED THOUSANDS INDIVIDUALS, THE COUNTY CLERK AND  
5 RECORDER SHALL RETAIN THE SUM OF THIRTEEN DOLLARS AND SIXTY  
6 CENTS AND FORWARD THE REMAINDER TO THE DEPARTMENT FOR  
7 TRANSMISSION TO THE STATE TREASURER, WHO SHALL CREDIT ONE  
8 DOLLAR AND EIGHTY-SIX CENTS TO THE LICENSING SERVICES CASH FUND  
9 AND FOUR DOLLARS AND NINETY-FOUR CENTS TO THE HIGHWAY USERS  
10 TAX FUND; EXCEPT THAT, THROUGH FISCAL YEAR 2014-15, THE STATE  
11 TREASURER SHALL CREDIT THE ENTIRE FEE TO THE LICENSING SERVICES  
12 CASH FUND.

13 (d) IN ADDITION TO THE FEE ESTABLISHED IN PARAGRAPH (a) OF  
14 THIS SUBSECTION (2), A SURCHARGE OF TWO DOLLARS IS ADDED FOR  
15 ISSUANCE OF A DRIVER'S OR PROVISIONAL DRIVER'S LICENSE WITH A  
16 MOTORCYCLE ENDORSEMENT. THE DEPARTMENT SHALL TRANSFER THE  
17 SURCHARGE TO THE STATE TREASURER, WHO SHALL CREDIT IT TO THE  
18 MOTORCYCLE OPERATOR SAFETY TRAINING FUND, CREATED IN SECTION  
19 43-5-504, C.R.S.

20 (e) THE GENERAL ASSEMBLY SHALL MAKE APPROPRIATIONS FROM  
21 THE LICENSING SERVICES CASH FUND FOR THE EXPENSES OF THE  
22 ADMINISTRATION OF THIS PART 1 AND PART 2 OF THIS ARTICLE; EXCEPT  
23 THAT:

24 (I) EIGHT DOLLARS AND FIFTY CENTS OF EACH FEE IS ALLOCATED  
25 IN ACCORDANCE WITH SECTION 43-4-205 (6) (b), C.R.S.; AND

26 (II) NOTWITHSTANDING SUBPARAGRAPH (I) OF THIS PARAGRAPH  
27 (e), THROUGH FISCAL YEAR 2014-15, THE STATE TREASURER SHALL CREDIT

1 THE ENTIRE AMOUNT TO THE LICENSING SERVICES CASH FUND.

2 (4) (a) (I) The fee for the issuance of a minor driver's license is  
3 twenty dollars and forty cents. ~~which~~ THE license expires twenty days  
4 after the LICENSEE'S twenty-first birthday. ~~of the licensee.~~

5 (II) The department shall transfer the fee to the state treasurer,  
6 who shall credit fifteen dollars to the highway users tax fund and five  
7 dollars and forty cents to the licensing services cash fund, created in  
8 section 42-2-114.5; except that, for fiscal years 2012-13 through 2014-15,  
9 the state treasurer shall credit the fee to the licensing services cash fund  
10 ~~created in section 42-2-114.5.~~

11 (III) In the case of the issuance of any minor driver's license by  
12 the office of ~~the~~ A county clerk and recorder, the fee for the minor driver's  
13 license is apportioned in the same manner as for the issuance of a driver's  
14 license in accordance with paragraph ~~(a)~~ (c) of subsection (2) of this  
15 section.

16 (b) (I) ~~Prior to July 1, 2006, a surcharge of one dollar shall be~~  
17 ~~added for issuance of a minor driver's license for which a motorcycle~~  
18 ~~endorsement is requested which shall be credited to the motorcycle~~  
19 ~~operator safety training fund created in section 43-5-504, C.R.S.~~

20 (II) ~~On and after July 1, 2006,~~ A surcharge of two dollars shall be  
21 added for issuance of a minor driver's license for which a motorcycle  
22 endorsement is requested. ~~which~~ THE SURCHARGE shall be credited to the  
23 motorcycle operator safety training fund, created in section 43-5-504,  
24 C.R.S.

25 **SECTION 2.** In Colorado Revised Statutes, 43-5-504, **amend** (1)  
26 as follows:

27 **43-5-504. Motorcycle operator safety training fund.** (1) The

1 motorcycle operator safety training fund is hereby created in the state  
2 treasury. The fund consists of moneys collected under sections 42-2-114  
3 (2) ~~(b)~~ (d) and (4) (b), 42-2-118 (1) (b) (II), and 42-3-304 (4), C.R.S. The  
4 moneys in the fund are available immediately, without further  
5 appropriation, for allocation by the transportation commission to the  
6 office to be used for the implementation and administration of the  
7 program. Moneys credited to the fund remain ~~therein~~ IN THE FUND at the  
8 end of each fiscal year and are not transferred to any other fund.

9 **SECTION 3. Act subject to petition - effective date -**  
10 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following  
11 the expiration of the ninety-day period after final adjournment of the  
12 general assembly (August 6, 2014, if adjournment sine die is on May 7,  
13 2014); except that, if a referendum petition is filed pursuant to section 1  
14 (3) of article V of the state constitution against this act or an item, section,  
15 or part of this act within such period, then the act, item, section, or part  
16 will not take effect unless approved by the people at the general election  
17 to be held in November 2014 and, in such case, will take effect on the  
18 date of the official declaration of the vote thereon by the governor.

19 (2) This act applies to driver's licenses issued on or after the  
20 applicable effective date of this act.