

**Second Regular Session  
Sixty-seventh General Assembly  
STATE OF COLORADO**

**PREAMENDED**

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

LLS NO. 10-0606.01 Jery Payne

**SENATE BILL 10-103**

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**SENATE SPONSORSHIP**

**Sandoval**, Schwartz, Gibbs, Harvey, Hudak, Kester, Morse, Romer, Tochtrop, White, Williams

**HOUSE SPONSORSHIP**

**Baumgardner**, Bradford, Fischer, Frangas, Gardner B., Kerr A., McFadyen, McNulty, Miklosi, Murray, Nikkel, Primavera, Priola, Solano, Tyler

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**Senate Committees**

Transportation  
Appropriations

**House Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING THE CREATION OF A COLORADO STATE PARKS SPECIAL**  
102 **LICENSE PLATE, AND MAKING AN APPROPRIATION THEREFOR.**

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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>.)*

The bill creates the Colorado state parks special license plate. A person becomes eligible for the plate by donating \$44 to the foundation for Colorado state parks. In addition to the normal motor vehicle fees, the plate requires 2 one-time fees of \$25. One of the fees is credited to the highway users tax fund and the other to the licensing services cash fund.

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.** Part 2 of article 3 of title 42, Colorado Revised  
3 Statutes, is amended BY THE ADDITION OF A NEW SECTION to  
4 read:

5           **42-3-233. Special plates - Colorado state parks.** (1) ON OR  
6 AFTER JANUARY 1, 2011, THE DEPARTMENT SHALL ISSUE COLORADO  
7 STATE PARKS SPECIAL LICENSE PLATES TO QUALIFIED APPLICANTS IN  
8 ACCORDANCE WITH THIS SECTION FOR MOTORCYCLES, PASSENGER CARS,  
9 TRUCKS, OR NONCOMMERCIAL OR RECREATIONAL MOTOR VEHICLES THAT  
10 DO NOT EXCEED SIXTEEN THOUSAND POUNDS EMPTY WEIGHT.

11           (2) THE FOUNDATION FOR COLORADO STATE PARKS MAY DESIGN  
12 THE SPECIAL LICENSE PLATES. THE DESIGN FOR THE SPECIAL LICENSE  
13 PLATES SHALL CONFORM WITH STANDARDS ESTABLISHED BY THE  
14 DEPARTMENT AND SHALL BE SUBJECT TO THE DEPARTMENT'S APPROVAL.

15           (3) A PERSON MAY APPLY FOR COLORADO STATE PARKS SPECIAL  
16 LICENSE PLATES IF THE PERSON PAYS THE TAXES AND FEES REQUIRED  
17 UNDER THIS SECTION AND PROVIDES TO THE DEPARTMENT OR AN  
18 AUTHORIZED AGENT A CERTIFICATE, ISSUED BY THE FOUNDATION FOR  
19 COLORADO STATE PARKS OR A SUCCESSOR ORGANIZATION, CONFIRMING  
20 THAT THE PERSON HAS DONATED FORTY-FOUR DOLLARS TO THE  
21 FOUNDATION FOR COLORADO STATE PARKS OR A SUCCESSOR  
22 ORGANIZATION.

23           (4) THE AMOUNT OF THE TAXES AND FEES FOR SPECIAL LICENSE  
24 PLATES UNDER THIS SECTION IS THE SAME AS THE AMOUNT OF THE TAXES  
25 AND FEES SPECIFIED FOR REGULAR MOTOR VEHICLE LICENSE PLATES;  
26 EXCEPT THAT THE DEPARTMENT SHALL COLLECT A ONE-TIME FEE OF

1 TWENTY-FIVE DOLLARS FOR ISSUANCE OR REPLACEMENT OF EACH SUCH  
2 LICENSE PLATE. THE DEPARTMENT SHALL TRANSMIT THE ONE-TIME FEE TO  
3 THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE HIGHWAY  
4 USERS TAX FUND CREATED IN SECTION 43-4-201, C.R.S.

5 (5) AN APPLICANT MAY APPLY FOR PERSONALIZED COLORADO  
6 STATE PARKS SPECIAL LICENSE PLATES. UPON PAYMENT OF THE  
7 ADDITIONAL FEE REQUIRED BY SECTION 42-3-211 (6) (a) FOR  
8 PERSONALIZED LICENSE PLATES, THE DEPARTMENT MAY ISSUE SUCH  
9 LICENSE PLATES IF THE APPLICANT COMPLIES WITH SECTION 42-3-211. IF  
10 AN APPLICANT HAS EXISTING PERSONALIZED LICENSE PLATES FOR A MOTOR  
11 VEHICLE, THE APPLICANT MAY TRANSFER THE COMBINATION OF LETTERS  
12 OR NUMBERS TO A NEW SET OF COLORADO STATE PARKS SPECIAL LICENSE  
13 PLATES FOR THE VEHICLE UPON PAYMENT OF THE FEE IMPOSED BY SECTION  
14 42-3-211 (6) AND UPON TURNING IN SUCH EXISTING PLATES TO THE  
15 DEPARTMENT. A PERSON WHO HAS OBTAINED PERSONALIZED COLORADO  
16 STATE PARKS SPECIAL LICENSE PLATES UNDER THIS SUBSECTION (5) SHALL  
17 PAY THE ANNUAL FEE IMPOSED BY SECTION 42-3-211 (6) (b) FOR RENEWAL  
18 OF THE PERSONALIZED LICENSE PLATES. THE FEES IMPOSED UNDER THIS  
19 SUBSECTION (5) ARE IN ADDITION TO ALL OTHER TAXES AND FEES IMPOSED  
20 FOR PERSONALIZED COLORADO STATE PARKS SPECIAL LICENSE PLATES.

21 (6) THE DEPARTMENT MAY STOP ISSUING THE COLORADO STATE  
22 PARKS SPECIAL LICENSE PLATE IF THREE THOUSAND LICENSE PLATES ARE  
23 NOT ISSUED BY JULY 1, 2014. A PERSON MAY CONTINUE TO USE THE  
24 COLORADO STATE PARKS SPECIAL LICENSE PLATE AFTER JULY 1, 2014.

25 **SECTION 2.** 42-3-312, Colorado Revised Statutes, is amended  
26 to read:

27 **42-3-312. Special license plate surcharge.** In addition to any

1 other fee imposed by this article, an applicant for a special license plate  
2 created by rule in accordance with section 42-3-207, as such section  
3 existed when the plate was created, or license plates issued pursuant to  
4 sections 42-3-211 to 42-3-218 and sections 42-3-221 to ~~42-3-232~~  
5 42-3-233 shall pay an issuance fee of twenty-five dollars; except that the  
6 fee shall not be imposed on special license plates exempted from  
7 additional fees for the issuance of a military special license plate by  
8 section 42-3-213 (1) (b) (II). The fee shall be transferred to the state  
9 treasurer and credited to the licensing services cash fund created in  
10 section 42-2-114.5.

11 **SECTION 3. Appropriation.** In addition to any other  
12 appropriation, there is hereby appropriated, out of any moneys in the  
13 license plate cash fund created in section 42-3-301 (1) (b), Colorado  
14 Revised Statutes, not otherwise appropriated, to the department of  
15 revenue, for allocation to the division of motor vehicles, driver and  
16 vehicle services, for the fiscal year beginning July 1, 2010, the sum of  
17 seventeen thousand seven hundred sixty dollars (\$17,760) cash funds, or  
18 so much thereof as may be necessary, for the implementation of this act.

19 **SECTION 4. Act subject to petition - effective date.** This act  
20 shall take effect at 12:01 a.m. on the day following the expiration of the  
21 ninety-day period after final adjournment of the general assembly (August  
22 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a  
23 referendum petition is filed pursuant to section 1 (3) of article V of the  
24 state constitution against this act or an item, section, or part of this act  
25 within such period, then the act, item, section, or part shall not take effect  
26 unless approved by the people at the general election to be held in  
27 November 2010 and shall take effect on the date of the official

1 declaration of the vote thereon by the governor.