

First Regular Session
Seventieth General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 15-0937.01 Jery Payne x2157

SENATE BILL 15-229

SENATE SPONSORSHIP

Woods, Guzman, Merrifield

HOUSE SPONSORSHIP

Joshi and Mitsch Bush, Sias

Senate Committees

Finance
Appropriations

House Committees

Transportation & Energy
Finance
Appropriations

A BILL FOR AN ACT

101 **CONCERNING THE CREATION AN AMYOTROPHIC LATERAL SCLEROSIS**
102 **LICENSE PLATE FOR MOTOR VEHICLES, AND, IN CONNECTION**
103 **THEREWITH, MAKING AN APPROPRIATION.**

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 ALS (amyotrophic lateral sclerosis) license plate. In addition to the standard 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.*

HOUSE
3rd Reading Unamended
May 4, 2015

HOUSE
2nd Reading Unamended
May 1, 2015

SENATE
3rd Reading Unamended
April 16, 2015

SENATE
Amended 2nd Reading
April 15, 2015

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 42-3-248 as
3 follows:

4 **42-3-248. Special plates - Amyotrophic lateral sclerosis (ALS).**

5 (1) BEGINNING THE LATER OF JANUARY 1, 2016, OR WHEN THE ROCKY
6 MOUNTAIN CHAPTER OF THE ALS ASSOCIATION HAS COMPLIED WITH
7 SECTION 42-3-207 (6), THE DEPARTMENT SHALL ISSUE SPECIAL LICENSE
8 PLATES TO QUALIFIED APPLICANTS IN ACCORDANCE WITH THIS SECTION
9 FOR MOTORCYCLES, PASSENGER CARS, TRUCKS, OR NONCOMMERCIAL OR
10 RECREATIONAL MOTOR VEHICLES THAT DO NOT EXCEED SIXTEEN
11 THOUSAND POUNDS EMPTY WEIGHT.

12 (2) (a) THERE IS HEREBY ESTABLISHED THE ALS LICENSE PLATE.
13 THE DEPARTMENT MAY STOP ISSUING THE ALS LICENSE PLATE IF THREE
14 THOUSAND LICENSE PLATES ARE NOT ISSUED BY JULY 1, 2020. A PERSON
15 WHO WAS ISSUED AN ALS LICENSE PLATE ON OR BEFORE JULY 1, 2020,
16 MAY CONTINUE TO USE THE LICENSE PLATE AFTER JULY 1, 2020,
17 REGARDLESS OF WHETHER THE DEPARTMENT STOPS ISSUING THE SPECIAL
18 LICENSE PLATE.

19 (b) THE ROCKY MOUNTAIN CHAPTER OF THE ALS ASSOCIATION
20 MAY DESIGN THE SPECIAL LICENSE PLATE, BUT THE PLATE MUST CONFORM
21 TO STANDARDS ESTABLISHED BY THE DEPARTMENT.

22 (3) A PERSON MAY APPLY FOR AN ALS LICENSE PLATE IF THE
23 PERSON PAYS THE TAXES AND FEES REQUIRED UNDER THIS SECTION.

24 (4) THE AMOUNT OF THE TAXES AND FEES FOR SPECIAL LICENSE
25 PLATES UNDER THIS SECTION ARE THE SAME AS THE AMOUNT OF THE
26 TAXES AND FEES FOR REGULAR MOTOR VEHICLE LICENSE PLATES; EXCEPT

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

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

20 **SECTION 2.** In Colorado Revised Statutes, **amend** 42-3-312 as
21 follows:

22 **42-3-312. Special license plate surcharge.** In addition to any
23 other fee imposed by this article, an applicant for a special license plate
24 created by rule in accordance with section 42-3-207, as the section existed
25 when the plate was created, or license plates issued pursuant to sections
26 42-3-211 to 42-3-218, sections 42-3-221 to 42-3-234, and sections
27 42-3-237 to ~~42-3-247~~ 42-3-248 shall pay an issuance fee of twenty-five

1 dollars; except that the fee is not imposed on special license plates
2 exempted from additional fees for the issuance of a military special
3 license plate by section 42-3-213 (1) (b) (II). The department shall
4 transfer the fee to the state treasurer, who shall credit it to the licensing
5 services cash fund created in section 42-2-114.5.

6 **SECTION 3. Appropriation.** (1) For the 2015-16 state fiscal
7 year, \$5,304 cash funds is appropriated to the department of revenue. To
8 implement this act, the department may use this appropriation as follows:

9 (a) \$4,120 from the Colorado state titling and registration account
10 of the highway users tax fund created in section 42-1-211 (2), C.R.S., for
11 the purchase of information technology services; and

12 (b) \$1,184 from the license plate cash fund created in section
13 42-2-301 (1) (b), for use by department for license plate ordering.

14 (2) For the 2015-16 state fiscal year, \$4,120 is appropriated to the
15 office of the governor for use by the office of information technology.
16 This appropriation is from reappropriated funds received from the
17 department of revenue under paragraph (a) of subsection (1) of this
18 section. To implement this act, the office may use this appropriation to
19 provide information technology services for the department of revenue.

20 **SECTION 4. Act subject to petition - effective date.** This act
21 takes effect at 12:01 a.m. on the day following the expiration of the
22 ninety-day period after final adjournment of the general assembly (August
23 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a
24 referendum petition is filed pursuant to section 1 (3) of article V of the
25 state constitution against this act or an item, section, or part of this act
26 within such period, then the act, item, section, or part will not take effect
27 unless approved by the people at the general election to be held in

- 1 November 2016 and, in such case, will take effect on the date of the
- 2 official declaration of the vote thereon by the governor.