

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

PREAMENDED

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

LLS NO. 14-1036.01 Jery Payne x2157

HOUSE BILL 14-1367

HOUSE SPONSORSHIP

Tyler,

SENATE SPONSORSHIP

(None),

House Committees

Transportation & Energy
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE EXEMPTION OF AUTOCYCLES FROM REGULATION AS**
102 **MOTORCYCLES, AND, IN CONNECTION THEREWITH, DEFINING**
103 **AUTOCYCLE, EXEMPTING AUTOCYCLES FROM MOTORCYCLE**
104 **STATUTES, ■■■■ REQUIRING AUTOCYCLES BE ISSUED LICENSE**
105 **PLATES SIMILAR TO MOTORCYCLE LICENSE PLATES, ■■■■ AND**
106 **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.>)

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.

Currently, most self-propelled 3-wheel vehicles may be considered motorcycles under the "Uniform Motor Vehicle Law". This means, among other things, that a driver must have a motorcycle endorsement on the driver's license and wear a helmet. Autocycles are self-propelled 3-wheeled vehicles that have safety belts and air bags and are completely enclosed. The bill clarifies that the definition of "motorcycle" does not include autocycles. This means that motorcycle-specific rules don't apply to an autocycle driver. But autocycles are issued license plates that are similar to motorcycle plates.

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

2 **SECTION 1.** In Colorado Revised Statutes, 42-1-102, **amend**
3 (55); and **add** (7.5) as follows:

4 **42-1-102. Definitions.** As used in articles 1 to 4 of this title,
5 unless the context otherwise requires:

6 (7.5) "AUTOCYCLE" MEANS A THREE-WHEELED MOTOR VEHICLE IN
7 WHICH THE DRIVER AND EACH PASSENGER RIDES IN AN ENCLOSED SEATING
8 AREA THAT IS EQUIPPED WITH:

9 (a) SAFETY BELTS FOR ALL OCCUPANTS THAT COMPLY WITH
10 SECTION 42-4-237;

11 (b) AIRBAG PROTECTION; AND

12 (c) A HARDTOP ENCLOSURE THAT PROTECTS OCCUPANTS FROM THE
13 ELEMENTS AND THAT SUPPORTS THE VEHICLE'S WEIGHT WITHOUT
14 HARMING THE OCCUPANTS WHEN THE VEHICLE IS RESTING ON THE
15 ENCLOSURE.

16 (55) "Motorcycle" means a motor vehicle that uses handlebars or
17 any other device connected to the front wheel to steer and that is designed
18 to travel on not more than three wheels in contact with the ground; except
19 that the term does not include a farm tractor, AUTOCYCLE, low-speed
20 electric vehicle, or low-power scooter.

1 **SECTION 2.** In Colorado Revised Statutes, 42-3-201, **amend** (1)
2 (a) (I) (D) and (1) (a) (I) (E); and **add** (1) (a) (I) (F) as follows:

3 **42-3-201. Number plates furnished - style - periodic reissuance**
4 **- tabs - rules.** (1) (a) (I) The department shall issue to every owner
5 whose vehicle is registered two number plates; except that the department
6 shall issue one number plate for the following:

7 (D) A vehicle drawn by a motor vehicle; ~~or~~

8 (E) An item of special mobile machinery; OR

9 (F) AN AUTOCYCLE.

10 **SECTION 3.** In Colorado Revised Statutes, 42-3-202, **amend** (1)
11 (a) as follows:

12 **42-3-202. Number plates to be attached.** (1) (a) The OWNER
13 SHALL ATTACH THE number plates assigned to a self-propelled vehicle,
14 other than a motorcycle, AUTOCYCLE, or street rod vehicle, ~~shall be~~
15 ~~attached thereto~~, TO THE VEHICLE WITH one in the front and the other in
16 the rear. The OWNER SHALL ATTACH THE number plate assigned to a
17 motorcycle, AUTOCYCLE, street rod vehicle, trailer, semitrailer, other
18 vehicle drawn by a motor vehicle, or special mobile machinery ~~shall be~~
19 ~~attached to the rear thereof~~ OF THE VEHICLE. THE OWNER SHALL DISPLAY
20 number plates ~~shall be so displayed~~ during the current registration year,
21 except as otherwise provided in this article.

22 **SECTION 4.** In Colorado Revised Statutes, 42-3-203, **amend** (1)
23 as follows:

24 **42-3-203. Standardized plates - rules.** (1) (a) Unless otherwise
25 authorized by statute, THE DEPARTMENT SHALL ISSUE all Class C vehicles
26 ~~shall be issued~~ a single type of standardized license plate. Unless
27 otherwise authorized by statute, THE DEPARTMENT SHALL ISSUE all Class

1 B vehicles, except recreational trucks, ~~shall be issued~~ a single type of
2 standardized license plate.

3 (b) THE DEPARTMENT SHALL ISSUE A REGISTERED AUTOCYCLE A
4 LICENSE PLATE THAT:

5 (I) IS THE SAME SIZE AS A MOTORCYCLE LICENSE PLATE; AND

6 (II) DISPLAYS THE REGISTRATION NUMBER IN NUMERALS OR
7 LETTERS OF AT LEAST ONE-AND-ONE-HALF INCHES IN HEIGHT.

8 **SECTION 5.** In Colorado Revised Statutes, 12-6-102, **amend**
9 (12) as follows:

10 **12-6-102. Definitions.** As used in this part 1 and in part 5 of this
11 article, unless the context or section 12-6-502 otherwise requires:

12 (12) "Motor vehicle" means every vehicle intended primarily for
13 use and operation on the public highways ~~which~~ THAT is self-propelled
14 and every vehicle intended primarily for operation on the public highways
15 ~~which~~ THAT is not driven or propelled by its own power but ~~which~~ is
16 designed to be attached to or become a part of or to be drawn by a
17 self-propelled vehicle, not including farm tractors and other machines and
18 tools used in the production, harvesting, and care of farm products.
19 "Motor vehicle" includes, without limitation, a low-power scooter OR
20 AUTOCYCLE as EITHER IS defined in section 42-1-102, C.R.S.

21 **SECTION 6. Appropriation.** (1) In addition to any other
22 appropriation, there is hereby appropriated, out of any moneys in the
23 Colorado state titling and registration account of the highway users tax
24 fund created in section 42-1-211 (2), Colorado Revised Statutes, not
25 otherwise appropriated, to the department of revenue, for the fiscal year
26 beginning July 1, 2014, the sum of \$33,990, or so much thereof as may
27 be necessary, to be allocated for the purchase of computer center services

1 for the implementation of this act.

2 (2) In addition to any other appropriation, there is hereby
3 appropriated to the governor - lieutenant governor - state planning and
4 budgeting, for the fiscal year beginning July 1, 2014, the sum of \$33,990,
5 or so much thereof as may be necessary, for allocation to the office of
6 information technology, for the provision of computer center services for
7 the department of revenue related to the implementation of this act. Said
8 sum is from reappropriated funds received from the department of
9 revenue out of the appropriation made in subsection (1) of this section.

10 **SECTION 7. Act subject to petition - effective date.** This act
11 takes effect July 1, 2015; except that, if a referendum petition is filed
12 pursuant to section 1 (3) of article V of the state constitution against this
13 act or an item, section, or part of this act within the ninety-day period
14 after final adjournment of the general assembly, then the act, item,
15 section, or part will not take effect unless approved by the people at the
16 general election to be held in November 2014 and, in such case, will take
17 effect on July 1, 2015, or on the date of the official declaration of the vote
18 thereon by the governor, whichever is later.