

**First Regular Session
Seventieth General Assembly
STATE OF COLORADO**

PREAMENDED

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

LLS NO. 15-1018.02 Jery Payne x2157

HOUSE BILL 15-1313

HOUSE SPONSORSHIP

Becker K.,

SENATE SPONSORSHIP

Baumgardner,

House Committees

Transportation & Energy
Finance
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE CREATION OF A ROCKY MOUNTAIN NATIONAL PARK**
102 **LICENSE PLATE TO EVIDENCE THAT A VEHICLE HAS BEEN**
103 **REGISTERED, AND, IN CONNECTION THEREWITH, MAKING AN**
104 **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 Rocky Mountain National Park license plate. A person becomes eligible to use the plate by providing a certificate confirming that the person has made a donation to an organization chosen

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.*

by the department of revenue based on the organization's provision of financial and other support to the Rocky Mountain National Park. 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.

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 - Rocky Mountain National Park.**

5 (1) BEGINNING THE EARLIER OF NOVEMBER 15, 2015, OR WHEN THE
6 DEPARTMENT IS ABLE TO ISSUE THE PLATES, THE DEPARTMENT SHALL
7 ISSUE SPECIAL LICENSE PLATES TO QUALIFIED APPLICANTS IN ACCORDANCE
8 WITH THIS SECTION FOR MOTORCYCLES, PASSENGER CARS, TRUCKS, OR
9 NONCOMMERCIAL OR RECREATIONAL MOTOR VEHICLES THAT DO NOT
10 EXCEED SIXTEEN THOUSAND POUNDS EMPTY WEIGHT.

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

19 (b) THE ROCKY MOUNTAIN CONSERVANCY MAY DESIGN THE
20 SPECIAL LICENSE PLATE, BUT THE PLATE MUST CONFORM WITH STANDARDS
21 ESTABLISHED BY THE DEPARTMENT.

22 (3) (a) AT LEAST ONCE EVERY FIVE YEARS, THE DEPARTMENT
23 SHALL DESIGNATE AN ORGANIZATION TO QUALIFY APPLICANTS TO BE

1 ISSUED THE ROCKY MOUNTAIN NATIONAL PARK LICENSE PLATE. THE
2 ORGANIZATION MUST:

- 3 (I) BE BASED IN COLORADO;
- 4 (II) HAVE BEEN IN EXISTENCE FOR AT LEAST TEN YEARS;
- 5 (III) MANAGE A CONSERVATION PROGRAM FOR THE BENEFIT OF
6 THE PARK;
- 7 (IV) HELP PROMOTE THE STEWARDSHIP OF THE PARK;
- 8 (V) FUND TRAIL BUILDING AND MAINTENANCE WITHIN THE PARK;
- 9 (VI) PROVIDE INTERNS OR VOLUNTEERS TO STAFF VISITOR
10 CENTERS OR DELIVER EDUCATION PROGRAMS TO VISITORS; AND
- 11 (VII) HAVE PROVIDED AT LEAST FIVE HUNDRED THOUSAND
12 DOLLARS' WORTH OF SUPPORT ANNUALLY TO THE PARK FOR THE LAST FIVE
13 YEARS.

14 (b) A PERSON MAY APPLY FOR A ROCKY MOUNTAIN NATIONAL
15 PARK LICENSE PLATE IF THE PERSON PAYS THE TAXES AND FEES REQUIRED
16 UNDER THIS SECTION AND PROVIDES TO THE DEPARTMENT OR AN
17 AUTHORIZED AGENT A CERTIFICATE ISSUED BY THE ORGANIZATION
18 CHOSEN IN ACCORDANCE WITH THIS SUBSECTION (3) CONFIRMING THAT
19 THE APPLICANT HAS MADE A DONATION TO THE ORGANIZATION. THE
20 ORGANIZATION MAY ESTABLISH A MINIMUM DONATION AMOUNT TO
21 QUALIFY FOR THE PLATE. THE AMOUNT MUST NEITHER BE LESS THAN
22 TWENTY-FIVE DOLLARS NOR MORE THAN SEVENTY-FIVE DOLLARS. THE
23 ORGANIZATION SHALL USE THE DONATION TO SUPPORT ROCKY MOUNTAIN
24 NATIONAL PARK IN A MANNER SPECIFIED BY THE NATIONAL PARK SERVICE.

25 (c) THE ORGANIZATION CHOSEN IN ACCORDANCE WITH THIS
26 SUBSECTION (3) SHALL FILE WITH THE DEPARTMENT AN ANNUAL
27 STATEMENT VERIFYING THAT IT IS A NONPROFIT ORGANIZATION UNLESS

1 THE DEPARTMENT STOPS ISSUING THE LICENSE PLATE.

2 (4) THE AMOUNT OF THE TAXES AND FEES FOR SPECIAL LICENSE
3 PLATES UNDER THIS SECTION ARE THE SAME AS THE AMOUNT OF THE
4 TAXES AND FEES FOR REGULAR MOTOR VEHICLE LICENSE PLATES; EXCEPT
5 THAT THE DEPARTMENT SHALL COLLECT AN ADDITIONAL ONE-TIME FEE OF
6 TWENTY-FIVE DOLLARS FOR ISSUANCE OR REPLACEMENT OF THE LICENSE
7 PLATE. THE DEPARTMENT SHALL TRANSMIT THE ADDITIONAL ONE-TIME
8 FEE TO THE STATE TREASURER, WHO SHALL CREDIT THE FEE TO THE
9 HIGHWAY USERS TAX FUND CREATED IN SECTION 43-4-201, C.R.S.

10 (5) AN APPLICANT MAY APPLY FOR PERSONALIZED ROCKY
11 MOUNTAIN NATIONAL PARK LICENSE PLATES. UPON PAYMENT OF THE
12 ADDITIONAL FEE REQUIRED BY SECTION 42-3-211 (6) (a) FOR
13 PERSONALIZED LICENSE PLATES, THE DEPARTMENT MAY ISSUE THE PLATES
14 IF THE APPLICANT COMPLIES WITH SECTION 42-3-211. IF AN APPLICANT
15 HAS EXISTING PERSONALIZED LICENSE PLATES FOR A MOTOR VEHICLE, THE
16 APPLICANT MAY TRANSFER THE COMBINATION OF LETTERS OR NUMBERS
17 TO A NEW SET OF ROCKY MOUNTAIN NATIONAL PARK LICENSE PLATES
18 FOR THE VEHICLE UPON PAYING THE FEE REQUIRED BY SECTION 42-3-211
19 (6) (a) AND UPON TURNING IN THE EXISTING PLATES TO THE DEPARTMENT.
20 A PERSON WHO HAS OBTAINED PERSONALIZED LICENSE PLATES UNDER
21 THIS SUBSECTION (5) SHALL PAY THE ANNUAL FEE IMPOSED BY SECTION
22 42-3-211 (6) (b) FOR RENEWAL OF THE PERSONALIZED PLATES. THE FEES
23 UNDER THIS SUBSECTION (5) ARE IN ADDITION TO ALL OTHER APPLICABLE
24 TAXES AND FEES.

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

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 the section existed
3 when the plate was created, or license plates issued pursuant to sections
4 42-3-211 to 42-3-218, sections 42-3-221 to 42-3-234, and sections
5 42-3-237 to ~~42-3-247~~ 42-3-248 shall pay an issuance fee of twenty-five
6 dollars; except that the fee is not imposed on special license plates
7 exempted from additional fees for the issuance of a military special
8 license plate by section 42-3-213 (1) (b) (II). The department shall
9 transfer the fee to the state treasurer, who shall credit it to the licensing
10 services cash fund created in section 42-2-114.5.

11 **SECTION 3. Appropriation.** (1) For the 2015-16 state fiscal
12 year, \$5,452 is appropriated to the department of revenue. This
13 appropriation consists of \$1,332 from the license plate cash fund created
14 in section 42-3-301 (1) (b), C.R.S., and \$4,120 from the Colorado state
15 titling and registration account of the highway users tax fund created in
16 section 42-1-211 (2), C.R.S. To implement this act, the department may
17 use this appropriation as follows:

18 (a) \$1,332 from the license plate cash fund for license plate
19 ordering; and

20 (b) \$4,120 from the Colorado state titling and registration account
21 of the highway users tax fund for the purchase of information technology
22 services.

23 (2) For the 2015-16 state fiscal year, \$4,120 is appropriated to the
24 office of the governor for use by the office of information technology.
25 This appropriation is from reappropriated funds received from the
26 department of revenue under paragraph (b) of subsection (1) of this
27 section. To implement this act, the office may use this appropriation to

1 provide information technology services for the department of revenue.

2 **SECTION 4. Act subject to petition - effective date.** This act
3 takes effect at 12:01 a.m. on the day following the expiration of the
4 ninety-day period after final adjournment of the general assembly (August
5 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a
6 referendum petition is filed pursuant to section 1 (3) of article V of the
7 state constitution against this act or an item, section, or part of this act
8 within such period, then the act, item, section, or part will not take effect
9 unless approved by the people at the general election to be held in
10 November 2016 and, in such case, will take effect on the date of the
11 official declaration of the vote thereon by the governor.