

Second Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

REREVISED

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

LLS NO. 12-0214.02 Chuck Brackney x2295

SENATE BILL 12-007

SENATE SPONSORSHIP

Hudak and Spence, Williams S.

HOUSE SPONSORSHIP

Hamner,

Senate Committees
Transportation

House Committees
Transportation

A BILL FOR AN ACT

101 **CONCERNING THE STANDARDIZATION OF THE PROCEDURAL**
102 **REQUIREMENTS FOR THE ISSUANCE OF SPECIAL LICENSE PLATES.**

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.>)

Transportation Legislation Review Committee. Section 1 of the bill repeals the requirement that a person, group, or association submit to the department of revenue (department) a proposal for a group special license plate and certify that at least three thousand of the special license plates are to be issued within one year after the authorization of the plates,

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 Unam ended
March 15, 2012

HOUSE
Am ended 2nd Reading
March 12, 2012

SENATE
3rd Reading Unam ended
January 31, 2012

SENATE
2nd Reading Unam ended
January 30, 2012

and requires a nonprofit organization requesting a group special license plate to obtain the department's written notification that the group has complied with the requirements for a group special license plate before seeking legislative action to authorize the new license plate. **Section 1** also allows group special license plates and alumni association plates that have not reached the minimum number of plates issued to be made available until the inventory of those plates is exhausted.

Section 2 of the bill repeals the requirement that an applicant for a Denver firefighters' special license plate or an Elks special license plate provide evidence to the department of their membership in such organization. **Sections 3 and 4** make conforming amendments.

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

2 **SECTION 1.** In Colorado Revised Statutes, 42-3-207, **amend** (3);
3 **repeal** (2); and **add** (5), (6), and (7) as follows:

4 **42-3-207. Special plates - rules - new plates - retirement.**

5 ~~(2) Before a bill is introduced in the general assembly that contains, or~~
6 ~~any bill is amended to contain, a provision that establishes a new category~~
7 ~~or type of group special license plate, the person, group, or association~~
8 ~~proposing the special license plate shall submit to the department a~~
9 ~~proposal for a group special license plate and certify that at least three~~
10 ~~thousand of such special plates are to be issued within one year after the~~
11 ~~authorization of such plates. The department shall verify that any~~
12 ~~proposed group special license plates meet the three-thousand-plate~~
13 ~~requirement.~~

14 ~~(3) A group special license plate shall not be issued~~ THE
15 DEPARTMENT SHALL NOT ISSUE AN APPROVAL NOTIFICATION LETTER to
16 any business entity conducted for profit.

17 (5) BEFORE SEEKING LEGISLATIVE ACTION TO AUTHORIZE A NEW
18 GROUP SPECIAL LICENSE PLATE, THE NONPROFIT ORGANIZATION
19 REQUESTING THE NEW PLATE SHALL OBTAIN, FROM THE DIRECTOR OF THE

1 DEPARTMENT OF REVENUE, WRITTEN NOTIFICATION THAT THE GROUP HAS
2 COMPLIED WITH THE REQUIREMENTS FOR A GROUP SPECIAL LICENSE PLATE.

3 (6) THE DEPARTMENT SHALL VERIFY THAT THE NONPROFIT
4 ORGANIZATION PROPOSING A GROUP SPECIAL LICENSE PLATE HAS
5 COLLECTED THE SIGNATURES OF AT LEAST THREE THOUSAND PERSONS
6 COMMITTED TO PURCHASING THE PROPOSED LICENSE PLATE.

7 (7) THE REMAINING INVENTORY OF ANY GROUP SPECIAL LICENSE
8 PLATE OR ALUMNI ASSOCIATION LICENSE PLATE THAT HAS NOT BEEN
9 ISSUED TO THE MINIMUM NUMBER OF VEHICLES SPECIFIED IN LAW MAY
10 CONTINUE TO BE ISSUED UNTIL THE INVENTORY OF THE PLATES IS
11 EXHAUSTED.

12 **SECTION 2.** In Colorado Revised Statutes, 42-3-208, **repeal** (1)
13 (a) and (1) (d) as follows:

14 **42-3-208. Special plates - qualifications for issuance of special**
15 **license plates.** (1) The following special license plates created by rule by
16 the department under section 42-3-207, as such section existed when the
17 plates were created, shall be subject to the requirement so specified:

18 (a) ~~The department or an authorized agent shall not issue a Denver~~
19 ~~firefighters' special license plate to an applicant until such applicant has~~
20 ~~provided to the department or an authorized agent sufficient evidence to~~
21 ~~demonstrate that the applicant is an active or retired Denver firefighter.~~

22 (d) ~~The department or an authorized agent shall not issue an Elks~~
23 ~~special license plate to an applicant until such applicant has provided to~~
24 ~~the department or an authorized agent sufficient evidence to demonstrate~~
25 ~~that the applicant is a member of the Benevolent and Protective Order of~~
26 ~~Elks.~~

27 **SECTION 3.** In Colorado Revised Statutes, 42-3-223, **amend** (2)

1 as follows:

2 **42-3-223. Special plates - support the troops - retirement.**

3 (2) There is hereby established the United States support the troops
4 special license plate. ~~The plate shall be the design that was submitted to~~
5 ~~the department during the proposal and certification process under section~~
6 ~~42-3-207 (2); except that~~ The plate shall conform with standards
7 established by the department, and the plate shall feature the statement
8 "Support The Troops".

9 **SECTION 4.** In Colorado Revised Statutes, 42-3-231, **amend** (2)
10 as follows:

11 **42-3-231. Special plates - Colorado ski country.** (2) Colorado
12 ski country USA, inc., may design the special license plates. ~~The design~~
13 ~~that was submitted to the department during the proposal and certification~~
14 ~~process under section 42-3-207 (2) shall be used for the special license~~
15 ~~plate; except that~~ The plate shall conform with standards established by
16 the department and be subject to approval by the department. The plate
17 shall feature the tagline "Ski Country USA".

18 **SECTION 5. Safety clause.** The general assembly hereby finds,
19 determines, and declares that this act is necessary for the immediate
20 preservation of the public peace, health, and safety.