

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 17-0635.01 Jery Payne x2157

HOUSE BILL 17-1107

HOUSE SPONSORSHIP

Thurlow and Bridges,

SENATE SPONSORSHIP

Martinez Humenik,

House Committees

Transportation & Energy

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE IMPLEMENTATION OF A NEW COMPUTER SYSTEM BY**
102 **THE DIVISION OF MOTOR VEHICLES TO FACILITATE THE**
103 **DIVISION'S ADMINISTRATION OF THE OPERATION OF MOTOR**
104 **VEHICLES IN THE STATE.**

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://leg.colorado.gov>.)

In 2018, the division of motor vehicles (division) will be replacing its current computer system, known as the Colorado state titling and registration system (CSTARS), with a new computer system, known as

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.

Colorado driver's license, record, identification, and vehicle enterprise solution (Colorado DRIVES). Several sections of the bill amend the statutes to replace CSTARS with Colorado DRIVES, including renaming the account associated with these programs.

Currently, the statutes create a CSTARS advisory committee. **Section 4** of the bill replaces the current advisory committee with a Colorado DRIVES county governance committee, which consists of the following 9 members:

- ! Two authorized agents (county clerks) from a category I or category II county;
- ! Two authorized agents from a category III or category IV county;
- ! Two authorized agents from a category V or category VI county;
- ! Two employees of the department of revenue; and
- ! One employee of the governor's office of information technology.

The committee's duties are to:

- ! Approve the annual operation budget proposal;
- ! Fix the time when and place where meetings are held; and
- ! Establish subcommittees and working groups to report to the committee.

Currently, county clerks and recorders are designated the "authorized agents" of the department of revenue for vehicle titling and registration. The motor vehicle statutes use the phrase "county clerk and recorder", and the equivalent in Denver and Broomfield, interchangeably with the phrase "authorized agent". Several sections of the bill define the term "authorized agent" and replace the occurrences of "county clerk and recorder" with "authorized agent" to make the usage consistent.

Section 2 of the bill authorizes the division to share driver's license and identification card images with the driver licensing agency of any other state.

Section 3 clarifies that the authorized agent is responsible for title and registration documents until verified by the division, and the division is responsible for the documents digitally stored by the division.

Current law excepts some classes of identification cards from expiring in the same manner as most cards, which is after 5 years.

Sections 5 and 6 authorize county clerks to transfer money collected from motor vehicle transactions to the division via electronic funds transfer.

Finally, several sections of the bill repeal obsolete provisions.

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

1 **SECTION 1.** In Colorado Revised Statutes, 42-1-102, **amend** (5);
2 and **add** (16.5) and (47.3) as follows:

3 **42-1-102. Definitions.** As used in articles 1 to 4 of this title,
4 unless the context otherwise requires:

5 (5) "Authorized agent" means the ~~officer of a county or city and~~
6 ~~county designated by law to issue annual registrations of vehicles and to~~
7 ~~collect any registration or license fee imposed thereon by law~~ COUNTY
8 CLERK AND RECORDER IN EACH COUNTY IN THE STATE OF COLORADO, THE
9 CLERK AND RECORDER IN THE CITY AND COUNTY OF BROOMFIELD, AND
10 THE MANAGER OF REVENUE OR SUCH OTHER OFFICIAL OF THE CITY AND
11 COUNTY OF DENVER AS MAY BE APPOINTED BY THE MAYOR TO PERFORM
12 FUNCTIONS RELATED TO THE REGISTRATION OF, TITLING OF, OR FILING OF
13 LIENS ON MOTOR VEHICLES, WHEELED TRAILERS, SEMITRAILERS, TRAILER
14 COACHES, SPECIAL MOBILE MACHINERY, OFF-HIGHWAY VEHICLES, AND
15 MANUFACTURED HOMES.

16 (16.5) "COLORADO DRIVES" IS AN ACRONYM THAT STANDS FOR
17 "COLORADO DRIVER'S LICENSE, RECORD, IDENTIFICATION, AND VEHICLE
18 ENTERPRISE SOLUTION" AND MEANS THE DRIVER AND VEHICLE SERVICES
19 INFORMATION TECHNOLOGY SYSTEM THAT THE DEPARTMENT USES TO
20 PROVIDE DRIVER, IDENTIFICATION, AND VEHICLE TITLE AND REGISTRATION
21 SERVICES TO COLORADO RESIDENTS.

22 (47.3) "LAST-KNOWN ADDRESS" MEANS:

23 (a) FOR NOTIFICATIONS REGARDING MOTOR VEHICLES, THE MOST
24 RECENT MAILING ADDRESS PROVIDED ON A VEHICLE REGISTRATION OR
25 VEHICLE REGISTRATION MAILING ADDRESS CHANGE NOTIFICATION
26 PROVIDED IN ACCORDANCE WITH SECTION 42-3-113 OR THE CORRECTED
27 ADDRESS AS REPORTED BY AN ADDRESS CORRECTION SERVICE LICENSED

1 BY THE UNITED STATES POSTAL SERVICE;

2 (b) FOR NOTIFICATIONS REGARDING DRIVING PRIVILEGES, DRIVER'S
3 LICENSES, OR IDENTIFICATION CARDS WHEN THERE IS A DRIVER'S LICENSE
4 OR IDENTIFICATION CARD ON FILE WITH THE DEPARTMENT, THE MOST
5 RECENT OF EITHER:

6 (I) THE MAILING ADDRESS PROVIDED BY AN APPLICANT FOR A
7 DRIVER'S LICENSE OR IDENTIFICATION CARD;

8 (II) THE MAILING ADDRESS STATED ON AN ADDRESS CHANGE
9 NOTIFICATION PROVIDED TO THE DEPARTMENT PURSUANT TO SUBSECTION
10 (1) OF THIS SECTION; OR

11 (III) THE CORRECTED ADDRESS AS REPORTED BY AN ADDRESS
12 CORRECTION SERVICE LICENSED BY THE UNITED STATES POSTAL SERVICE;

13 (c) FOR NOTIFICATIONS REGARDING DRIVING PRIVILEGES OR
14 IDENTIFICATION CARDS WHEN THERE IS NO DRIVER'S LICENSE OR
15 IDENTIFICATION CARD ON FILE WITH THE DEPARTMENT, THE MOST RECENT
16 ADDRESS SHOWN ON ANY OTHER RECORD ON FILE WITH THE DEPARTMENT
17 PURSUANT TO THIS ARTICLE 1 AND AS MAY BE CORRECTED BY AN ADDRESS
18 CORRECTION SERVICE LICENSED BY THE UNITED STATES POSTAL SERVICE.

19 **SECTION 2.** In Colorado Revised Statutes, 42-1-206, **add**
20 (3.5)(e) as follows:

21 **42-1-206. Records open to inspection - furnishing of copies -**
22 **rules.** (3.5)(e) NOTWITHSTANDING SUBSECTION (3.5)(a) OF THIS SECTION
23 OR PART 3 OF ARTICLE 72 OF TITLE 24, THE DEPARTMENT MAY TRANSMIT
24 THE DRIVER OR CARDHOLDER IMAGE FROM ITS DRIVER'S LICENSE AND
25 IDENTIFICATION CARD RECORDS TO THE DRIVER LICENSING AGENCY OF
26 ANY OTHER STATE FOR THE PURPOSES OF IDENTIFYING DRIVER'S LICENSE
27 APPLICANTS AND VIOLATORS. THE DEPARTMENT MAY PROMULGATE RULES

1 TO IMPLEMENT THIS PROVISION.

2 **SECTION 3.** In Colorado Revised Statutes, 42-1-210, **amend** (1);
3 and **add** (3) as follows:

4 **42-1-210. Authorized agents - legislative declaration - fee.**

5 (1) (a) (I) ~~The county clerk and recorder in each county in the state of~~
6 ~~Colorado, the clerk and recorder in the city and county of Broomfield,~~
7 ~~and, in the city and county of Denver, the manager of revenue or such~~
8 ~~other official of the city and county of Denver as may be appointed by the~~
9 ~~mayor to perform functions related to the registration of motor vehicles~~
10 AUTHORIZED AGENTS are hereby designated as the authorized agents of
11 the department, UNDER DIRECTION OF THE EXECUTIVE DIRECTOR OF THE
12 DEPARTMENT, for the administration of ~~the provisions of articles 3 and 6~~
13 1, 3, 4, 6, AND 12 of this title AND RULES ADOPTED UNDER THOSE ARTICLES
14 relating to ~~registrations of motor vehicles in such counties and THE~~
15 PERFORMANCE OF THEIR DUTIES; for the enforcement of ~~the provisions of~~ section
16 section 42-6-139 relating to the registering and titling of motor vehicles;
17 ~~in such counties;~~ and for the enforcement of ~~the provisions of~~ section
18 38-29-120 C.R.S., relating to the titling of manufactured homes.

19 (II) ~~but any such~~ AN authorized agent in a county has the power
20 ~~to~~ MAY appoint and employ such motor vehicle registration and license
21 clerks as are actually necessary in the issuance of motor vehicle licenses
22 and ~~shall~~ MAY retain for the purpose of defraying such expenses,
23 including mailing, a sum equal to four dollars per paid motor vehicle
24 registration and registration requiring a ~~metallic~~ LICENSE plate OR plates;
25 individual temporary registration number plates; or A validation tab, ~~or~~
26 sticker, DECAL, OR CERTIFICATE as provided in ~~section~~ SECTIONS 42-3-201
27 AND 42-3-203. This fee of four dollars ~~shall apply~~ APPLIES to every

1 registration of a motor vehicle ~~that is designed primarily to be operated~~
2 ~~or drawn on any highway of this state, except such~~ MOTOR vehicles as
3 THAT are specifically exempted from payment of any registration fee by
4 the provisions of article 3 of this title TITLE 42, and ~~shall be~~ IS REQUIRED
5 in addition to the annual registration fee prescribed by law for ~~such~~ A
6 MOTOR vehicle. The fee of four dollars, when collected by the
7 department, shall be credited to the same fund as registration fees
8 collected by the department. ~~The county clerk and recorders, the clerk and~~
9 ~~recorder in the city and county of Broomfield, and the manager of~~
10 ~~revenue or such other official of the city and county of Denver as may be~~
11 ~~appointed by the mayor to perform functions related to the registration of~~
12 ~~motor vehicles in the city and county of Denver so designated as the~~
13 ~~authorized agents of the department, as provided in this section, shall~~
14 ~~serve as such~~ Authorized agents SERVE under the provisions of this part
15 2 without additional remuneration or fees, except as otherwise provided
16 in articles 1 to 6 of this title TITLE 42.

17 (b) The fee established by ~~paragraph (a) of this subsection (1)~~
18 SUBSECTION (1)(a) OF THIS SECTION does not apply to a shipping and
19 handling fee for the mailing of a license plate, INDIVIDUAL TEMPORARY
20 REGISTRATION NUMBER PLATE AND CERTIFICATE, DECAL, OR VALIDATION
21 TAB OR STICKER pursuant to section 42-3-105 (1)(a).

22 (3) (a) AN AUTHORIZED AGENT IS RESPONSIBLE FOR THE
23 PRESERVATION OF TITLE AND REGISTRATION PAPERWORK PROCESSED IN
24 THE AGENT'S OFFICE UNTIL EACH DOCUMENT HAS BEEN CONVERTED TO A
25 DIGITAL IMAGE AND VERIFIED BY THE DEPARTMENT.

26 (b) THE DEPARTMENT IS RESPONSIBLE FOR THE PRESERVATION OF
27 TITLE AND REGISTRATION PAPERWORK DIGITALLY STORED IN COLORADO

1 DRIVES.

2 **SECTION 4.** In Colorado Revised Statutes, 42-1-211, **amend** (1),
3 (1.9)(b), (2), and (4)(a); **repeal** (1.5), (1.7), (3), (5), and (6); **add** (4)(c)
4 and (4)(d); and **recreate and reenact, with amendments**, (4)(b) as
5 follows:

6 **42-1-211. Driver's license, record, identification, and vehicle**
7 **enterprise solution.** (1) The department is hereby authorized to
8 coordinate the management of a statewide ~~distributive~~ data processing
9 system, which shall be known REFERRED TO as ~~the~~ Colorado state titling
10 and registration system. This system is to DRIVES. THE DEPARTMENT
11 SHALL provide the necessary ~~data processing equipment~~ HARDWARE,
12 software, and support and training to

13 (a) aid the authorized agents ~~of the department in processing~~
14 ~~motor vehicle registration and title documents; and IN THE PERFORMANCE~~
15 OF THEIR DUTIES.

16 (b) Establish, operate, and maintain a telecommunications
17 network that provides access from the offices of county clerk and
18 recorders and the clerk and recorder in the city and county of Broomfield
19 to the master list of registered electors maintained pursuant to sections
20 1-2-301 and 1-2-302, C.R.S., for those county clerks and recorders that
21 do not yet have access to the master list on the internet pursuant to section
22 1-2-301 (4)(b), C.R.S. Subject to annual appropriation, the department of
23 state shall reimburse the department of revenue for the reasonable direct
24 and indirect costs of providing such service. The department of revenue
25 and the department of state shall enter into a memorandum of
26 understanding that establishes the method of calculating and verifying
27 such costs and that provides for a proportionate reduction in charges as

1 counties terminate their use of the distributive data processing system and
2 begin accessing the master list on the internet pursuant to section 1-2-301
3 (4)(b), C.R.S. The memorandum of understanding may also allow the
4 department of revenue to access the master list on the internet subject to
5 reimbursement as may be agreed by the two departments.

6 (1.5) (a) In accordance with the requirements of section 1-2-302
7 (6), C.R.S., the department of revenue and the department of state shall
8 allow for the exchange of information on residence addresses, signatures,
9 and party affiliation between the systems used by the department of
10 revenue, the master list of registered electors maintained by the
11 department of state, and, no later than January 1, 2006, the computerized
12 statewide voter registration list created in section 1-2-301 (1), C.R.S., for
13 the purpose of updating information in these systems.

14 (b) For purposes of this section, the systems used by the
15 department of revenue shall include, but not be limited to, the Colorado
16 state titling and registration system, the driver's license database, the
17 motor vehicle registration database, the motorist insurance database, and
18 the state income tax information systems.

19 (c) The executive director of the department of revenue, as the
20 official responsible for the division of motor vehicles, shall enter into an
21 agreement with the federal commissioner of social security for the
22 purpose of verifying applicable information in accordance with the
23 requirements of section 303 (a)(5)(B)(ii) of the federal "Help America
24 Vote Act of 2002", Pub.L. 107-252.

25 (1.7) No later than July 1, 2011, the department of revenue shall
26 make available on the department's official website a link to the secretary
27 of state's official website, whereby a person may change his or her

1 address information on file with the secretary of state for voter
2 registration purposes.

3 (1.9) (b) For purposes of this subsection (1.9), "systems used by
4 the department of revenue" means ~~but is not limited to, the Colorado state~~
5 ~~titling and registration system, the driver's license database, and the motor~~
6 ~~vehicle registration database~~ COLORADO DRIVES.

7 (2) There is hereby created the Colorado ~~state titling and~~
8 ~~registration~~ DRIVES VEHICLE SERVICES account in the highway users tax
9 fund for the purpose of providing funds for the development and
10 operation of the ~~Colorado state titling and registration system~~ COLORADO
11 DRIVES, including operations performed under ~~article~~ ARTICLES 3, 4, 6,
12 7, AND 12 of this title 42 and to cover the costs of administration and
13 enforcement of the motorist insurance identification database program
14 created in section 42-7-604. ~~Moneys~~ MONEY received from the fees
15 imposed by section 38-29-138 (1), (2), (4), and (5), ~~E.R.S., and~~ sections
16 42-1-206 (2)(a), 42-3-107 (22), 42-3-213 (1)(b)(IV), 42-6-137 (1), (2),
17 (4), (5), and (6), and 42-3-304 (18)(d), as well as any ~~moneys~~ MONEY
18 received through gifts, grants, and donations to the account from private
19 or public sources for the purposes of this section, shall be credited by the
20 state treasurer to the Colorado ~~state titling and registration~~ DRIVES
21 VEHICLE SERVICES account. The general assembly shall appropriate
22 annually the ~~moneys~~ MONEY in the ~~Colorado state titling and registration~~
23 account for the purposes of this subsection (2). If any unexpended and
24 unencumbered ~~moneys remain~~ MONEY REMAINS in the account at the end
25 of a fiscal year, the balance remains in the fund and is not transferred to
26 the general fund or any other fund.

27 (3) ~~The department is hereby authorized to transfer moneys not~~

1 otherwise expended from funds appropriated to the department for the
2 fiscal year commencing July 1, 1983, to the special purpose account. Any
3 moneys transferred shall be remitted back to the department after
4 sufficient moneys have accrued in the special purpose account. The sum
5 transferred shall not exceed the amount authorized to be appropriated
6 from such special purpose account for the fiscal year commencing July
7 1, 1983.

8 (4) (a) There is hereby created the Colorado state titling and
9 registration system advisory DRIVES COUNTY GOVERNANCE committee.
10 comprised of seven authorized agents who must be county clerk and
11 recorders, the clerk and recorder in the city and county of Broomfield, or
12 the manager of revenue for the city and county of Denver or such other
13 official of the city and county of Denver as may be appointed by the
14 mayor to perform functions related to the registration of motor vehicles,
15 and shall be appointed by the executive director of the department. The
16 committee shall THE COMMITTEE CONSISTS OF THE FOLLOWING NINE
17 MEMBERS:

18 (I) Assist in the development of annual operational plans and
19 budget proposals regarding the Colorado state titling and registration
20 system and the special purpose account; SIX AUTHORIZED AGENTS
21 APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF
22 REVENUE BASED ON RECOMMENDATIONS OF AN ASSOCIATION
23 REPRESENTING AUTHORIZED AGENTS, WHICH AGENTS HAVE THE
24 FOLLOWING QUALIFICATIONS:

25 (A) TWO AUTHORIZED AGENTS FROM A CATEGORY I OR CATEGORY
26 II COUNTY AS ESTABLISHED IN SECTION 30-2-102 (1)(a) AND (1)(b);
27 (B) TWO AUTHORIZED AGENTS FROM A CATEGORY III OR

1 CATEGORY IV COUNTY AS ESTABLISHED IN SECTION 30-2-102 (1)(c) AND
2 (1)(d);

3 (C) TWO AUTHORIZED AGENTS FROM A CATEGORY V OR
4 CATEGORY VI COUNTY AS ESTABLISHED IN SECTION 30-2-102 (1)(e) AND
5 (1)(f);

6 (II) ~~Give final approval of all plans for the development and~~
7 ~~operation of the Colorado state titling and registration system and the~~
8 ~~annual budget and any supplemental budget requests funded by the~~
9 ~~special purpose account; and~~ TWO EMPLOYEES OF THE DEPARTMENT OF
10 REVENUE, APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT
11 OF REVENUE; AND

12 (III) ~~Make presentations with the department to the appropriate~~
13 ~~legislative committees regarding the use of funds in the special purpose~~
14 ~~account.~~ ONE EMPLOYEE OF THE GOVERNOR'S OFFICE OF INFORMATION
15 TECHNOLOGY WHO IS FAMILIAR WITH THE DIVISION OF MOTOR VEHICLE
16 SYSTEMS AND PROCESS AND WHO IS APPOINTED BY THE EXECUTIVE
17 DIRECTOR OF THE GOVERNOR'S OFFICE OF INFORMATION AND
18 TECHNOLOGY.

19 (b) NOTWITHSTANDING SUBSECTIONS (4)(a)(I)(A) TO (4)(a)(I)(C)
20 OF THIS SECTION, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF
21 REVENUE MAY APPOINT, AT THE DISCRETION OF THE EXECUTIVE DIRECTOR,
22 AN AUTHORIZED AGENT TO REPRESENT A CATEGORY OF COUNTY THAT THE
23 AUTHORIZED AGENT IS NOT FROM IF AN AUTHORIZED AGENT FROM THAT
24 CATEGORY OF COUNTY IS NOT RECOMMENDED OR AVAILABLE FOR
25 APPOINTMENT OR FOR OTHER REASONS AS DETERMINED BY THE EXECUTIVE
26 DIRECTOR.

27 (c) AN ACT OF THE COMMITTEE IS VOID UNLESS A MAJORITY OF THE

1 APPOINTED MEMBERS HAS VOTED IN FAVOR OF THE ACT.

2 (d) THE COMMITTEE HAS THE FOLLOWING POWERS AND DUTIES:

3 (I) TO APPROVE THE ANNUAL OPERATION BUDGET PROPOSAL FOR
4 THE APPROPRIATIONS FOR THE FOLLOWING CATEGORIES OF COLORADO
5 DRIVES:

6 (A) PERSONAL SERVICES;

7 (B) OPERATING EXPENSES;

8 (C) COUNTY OFFICE ASSET MAINTENANCE; AND

9 (D) COUNTY OFFICE IMPROVEMENTS;

10 (II) TO FIX THE TIME WHEN AND PLACE WHERE MEETINGS ARE
11 HELD; AND

12 (III) TO ESTABLISH SUBCOMMITTEES AND WORKING GROUPS TO
13 REPORT TO THE COMMITTEE.

14 (5) ~~The department and the authorized agents' advisory committee~~
15 shall develop procedures and provide a formula for the reimbursement of
16 expenditures made by any county that has a data processing system for the
17 registration and titling of motor vehicles. Such reimbursement shall not
18 commence until July 1, 1984, and shall not exceed an amount that would
19 be required to establish and maintain such system as if it were a
20 component of the Colorado state titling and registration system
21 established pursuant to this section.

22 (6) ~~After July 1, 1983, all counties, except those operating data~~
23 ~~processing systems for motor vehicle registration and titling on such date~~
24 ~~or having a data processing system on such date which will be operational~~
25 ~~for such registration and titling purposes by January 1, 1984, shall utilize~~
26 ~~the data processing system established pursuant to this section.~~

27 **SECTION 5.** In Colorado Revised Statutes, **amend** 42-1-213 as

1 follows:

2 **42-1-213. Commission of authorized agents.** County clerk and
3 recorders, and the manager of revenue in the city and county of Denver
4 or such other official of the city and county of Denver as may be
5 appointed by the mayor to perform functions related to the registration of
6 motor vehicles, are authorized to AUTHORIZE AGENTS MAY retain fifty
7 cents out of the ~~moneys~~ MONEY collected by them on each TRANSACTION
8 THAT COLLECTS specific ownership tax, which fifty cents shall be ARE the
9 only fee allowed county clerk and recorders, and the manager of revenue
10 in the city and county of Denver or such other official of the city and
11 county of Denver as may be appointed by the mayor to perform functions
12 related to the registration of motor vehicles, AUTHORIZED AGENTS for
13 collecting specific ownership taxes and issuing receipts. ~~therefor~~ In
14 counties of the fifth class, the ~~sums so retained by the county clerk and~~
15 ~~recorder shall be used in defraying~~ AUTHORIZED AGENT SHALL USE THE
16 RETAINED FUNDS TO DEFRAY the necessary expenses in connection with
17 the collection and administration of specific ownership taxes as directed
18 by articles 1 to 4 of this title, but the manager of revenue in the city and
19 county of Denver or such other official of the city and county of Denver
20 as may be appointed by the mayor to perform functions related to the
21 registration of motor vehicles and the county clerk and recorders TITLE
22 42. AUTHORIZED AGENTS in all other counties above the fifth class shall
23 deposit in the general fund of said city and county, or of said county, all
24 such sums so retained under this section. and the necessary costs of said
25 collection and administration shall be paid by regular warrant of said city
26 and county, or county, upon voucher duly submitted and approved.

27 **SECTION 6.** In Colorado Revised Statutes, **amend** 42-1-214 as

1 follows:

2 **42-1-214. Duties of authorized agents.** (1) Every county clerk
3 and recorder or other person designated as an authorized agent, of the
4 department for the administration of the provisions of articles 1 to 4
5 (except part 3 of article 2) of this title, on or before the fifteenth day of
6 each calendar month, shall transmit to the department all fees and moneys
7 MONEY collected by such THE agent under the provisions of said articles
8 1 TO 4 (EXCEPT PART 3 OF ARTICLE 2) OF THIS TITLE 42 during the
9 preceding calendar month, except such sums as are by said articles
10 specifically authorized to be retained by said county clerk and recorder
11 together with a complete report of all vehicles registered and all licenses
12 issued in said county during said previous month, such reports to be made
13 on blank report sheets to be furnished free by the department THE
14 AUTHORIZED AGENT.

15 (2) The county clerk and recorders or other authorized agents shall
16 deposit weekly all moneys MONEY received in the administration of any
17 motor vehicle license law with the county treasurers of their respective
18 counties and take a receipt. therefor, said moneys to be kept THE
19 AUTHORIZED AGENT SHALL DEPOSIT THE MONEY in a separate fund
20 ADMINISTERED by said THE county treasurers, and the county clerk and
21 recorders or other authorized agents shall ARE not be held liable for the
22 safekeeping of such THE funds after so depositing them. Said THE county
23 treasurers shall accept all moneys MONEY tendered to them by the county
24 clerk and recorders or authorized agents for deposit as provided in this
25 section.

26 (3) On or before the fifteenth day of each calendar month, the
27 county clerk and recorders or other authorized agents of the department

1 COUNTY TREASURER shall send together with their monthly report to the
2 department, THE MONEY COLLECTED FOR THE DEPARTMENT BY THE
3 AUTHORIZED AGENT TO THE DEPARTMENT BY:

4 (a) AN ELECTRONIC FUNDS TRANSFER COVERING THE FUNDS THAT
5 HAVE BEEN DEPOSITED WITH THE COUNTY TREASURER DURING THE
6 PREVIOUS MONTH; OR

7 (b) A warrant drawn on the county treasurer of their county,
8 payable to the department on demand, covering the amount of ~~such~~ THE
9 funds that may have been deposited with the county treasurer DURING the
10 previous month, and the county treasurer shall pay ~~such~~ THE warrant on
11 demand and presentation. ~~of same by the legal holders thereof.~~

12 **SECTION 7.** In Colorado Revised Statutes, 42-1-231, **amend** (3)
13 as follows:

14 **42-1-231. Kiosk pilot program.** (3) The department may accept
15 financial assistance from an authorized agent or a private party to
16 implement this program, so long as the financial assistance is directly
17 related to the kiosk pilot program and does not stipulate a condition that
18 conflicts with state law. The department shall transfer any money
19 accepted under this subsection (3) to the state treasurer, who shall credit
20 it to ~~the Colorado state titling and registration~~ DRIVES VEHICLE SERVICES
21 account created in section 42-1-211. The department shall use any money
22 accepted under this subsection (3) to implement this section.

23 **SECTION 8.** In Colorado Revised Statutes, 42-2-119, **repeal**
24 (2.5) as follows:

25 **42-2-119. Notices - change of address or name.** (2.5) For
26 purposes of subsection (2) of this section, "last-known address" means:

27 (a) For notifications regarding motor vehicles, the most recent

1 address provided on a vehicle registration or vehicle registration address
2 change notification provided pursuant to section 42-3-113;

3 (b) For notifications regarding driving privileges, driver's licenses,
4 or identification cards when there is a driver's license or identification
5 card on file with the department, the most recent of either:

6 (I) The mailing address provided by an applicant for a driver's
7 license or identification card;

8 (II) The mailing address stated on an address change notification
9 provided to the department pursuant to subsection (1) of this section; or

10 (III) The corrected address as reported by an address correction
11 service licensed by the United States postal service;

12 (c) For notifications regarding driving privileges or identification
13 cards when there is no driver's license or identification card on file with
14 the department, the most recent address shown on any other record on file
15 with the department pursuant to this article and as may be corrected by an
16 address correction service licensed by the United States postal service.

17 **SECTION 9.** In Colorado Revised Statutes, 42-3-105, amend
18 (1)(c)(II) as follows:

19 **42-3-105. Application for registration - tax.** (1) (c) (II) For the
20 purposes of this paragraph (c) SUBSECTION (1)(c), "vehicle-related entity"
21 means any county clerk and recorder or AN AUTHORIZED AGENT,
22 designated employee of such county clerk and recorder AN AUTHORIZED
23 AGENT, any Colorado law enforcement officer, any licensed Colorado
24 dealer, any licensed inspection and readjustment station, or any licensed
25 diesel inspection station.

26 **SECTION 10.** In Colorado Revised Statutes, 42-3-107, amend
27 (15)(f) and (27)(f)(I) as follows:

1 **42-3-107. Taxable value of classes of property - rate of tax -**
2 **when and where payable - department duties - apportionment of tax**
3 **collections - definitions - rules - repeal.** (15) (f) The county clerk and
4 **recorder** AUTHORIZED AGENT shall include the value of all equipment that
5 has been mounted on or attached to Class F personal property in the
6 calculation of the annual specific ownership tax. The registrations for
7 such personal property and equipment shall be made available to the
8 county assessor.

9 (27) (f) (I) This subsection (27) ~~shall apply~~ APPLIES to registration
10 renewal for fleet vehicles. ~~upon implementation of the Colorado state~~
11 ~~titling and registration system, established in section 42-1-211, by the~~
12 ~~department~~.

13 **SECTION 11.** In Colorado Revised Statutes, 42-3-112, **amend**
14 (1.5)(c) as follows:

15 **42-3-112. Failure to pay tax - penalty - rules.** (1.5) (c) The
16 executive director of the department shall consult with the ~~county clerk~~
17 ~~and recorders~~ AUTHORIZED AGENTS in promulgating the rules required by
18 paragraph (a) of this subsection (1.5) SUBSECTION (1.5)(a) OF THIS
19 SECTION.

20 **SECTION 12.** In Colorado Revised Statutes, 42-3-113, **amend**
21 (1) introductory portion and (1)(a) as follows:

22 **42-3-113. Records of application and registration - definitions.**
23 (1) The department shall file each application received and, when
24 satisfied that the applicant is entitled to register the vehicle, shall register
25 the vehicle and ~~the~~ ITS owner of such vehicle as follows:

26 (a) The owner and vehicle ~~shall be~~ ARE assigned a distinct
27 registration number, referred to in this article as the "registration

1 number". Each registration number assigned to a vehicle and its owner
2 ~~shall be~~ IS designated "urban" if the owner resides within the limits of a
3 city or incorporated town. Each registration number assigned to a vehicle
4 and its owner ~~shall be~~ IS designated "rural" if the owner resides outside
5 the limits of a city or incorporated town. The ~~county clerk and recorder~~
6 AUTHORIZED AGENT of each county shall certify to the department as soon
7 as possible after the end of the calendar year, but not later than May 1 of
8 the following year, the total number of vehicles classified as "urban" and
9 the total number of vehicles classified as "rural".

10 **SECTION 13.** In Colorado Revised Statutes, 42-3-123, **amend**
11 (2) as follows:

12 **42-3-123. Dishonored payment - recovery of taxes, fees, and**
13 **plates.** (2) If the owner fails to return ~~the tax receipt, license fee receipt,~~
14 ~~and registration number plates~~ ANY REQUESTED DOCUMENTS OR LICENSE
15 PLATES to the authorized agent within ~~ten days~~ A REASONABLE TIME, AS
16 SPECIFIED BY THE AUTHORIZED AGENT, after the date of mailing of ~~said~~
17 THE notice, the authorized agent ~~shall~~ MAY immediately repossess ~~such~~
18 THE tax receipt, license fee receipt, and ~~registration number~~ LICENSE
19 plates ~~as may have been~~ THAT WERE issued under ~~such revoked~~ THE
20 CANCELED registration, and the county sheriff or the Denver manager of
21 safety, or an equivalent person in the city and county of Broomfield, upon
22 request by an authorized agent, shall sequester or recover possession of
23 ~~such~~ THE receipts and ~~registration number~~ LICENSE plates within his or her
24 jurisdiction. ~~All receipts and registration number plates repossessed under~~
25 ~~this section shall be returned to the issuing authorized agent~~ THE SHERIFF,
26 MANAGER, OR EQUIVALENT WHO HAS RECOVERED POSSESSION OF A
27 RECEIPT OR LICENSE PLATE SHALL TRANSFER THE RECEIPT OR LICENSE

1 PLATE TO THE AUTHORIZED AGENT. An owner ~~attaching and using~~
2 ~~registration number~~ WHO ATTACHES OR USES LICENSE plates acquired
3 under a ~~revoked~~ CANCELED registration ~~shall be~~ IS subject to the penalties
4 provided in section 42-3-121.

5 **SECTION 14.** In Colorado Revised Statutes, 42-3-203, **repeal**
6 (3)(d)(II) as follows:

7 **42-3-203. Standardized plates - notice of funding through**
8 **gifts, grants, and donations - rules - repeal.** (3) (d) (II) ~~(A)~~ The
9 department may seek and accept gifts, grants, or donations from private
10 or public sources to implement this paragraph (d); except that the
11 department may not accept a gift, grant, or donation that is subject to
12 conditions that are inconsistent with any law of the state. The department
13 shall transmit gifts, grants, and donations to the state treasurer, who shall
14 credit them, depending on the purpose for which they were received, to
15 the Colorado state titling and registration account created in section
16 42-1-211 (2) or to the license plate cash fund created in section 42-3-301.

17 ~~(B) The department shall notify the legislative council staff when~~
18 ~~it has received adequate funding through gifts, grants, or donations to~~
19 ~~implement this paragraph (d) and shall include in the notification the~~
20 ~~information specified in section 24-75-1303 (3), C.R.S.~~

21 **SECTION 15.** In Colorado Revised Statutes, 42-3-304, **amend**
22 (18)(d)(I), (19)(a) introductory portion, (19)(a)(I), (19)(a)(II), (24),
23 (25)(a), and (25)(b) as follows:

24 **42-3-304. Registration fees - passenger and passenger-mile**
25 **taxes - clean screen fund - definitions - repeal.** (18) (d) (I) In addition
26 to any other fee imposed by this section, the owner, ~~shall pay, at the time~~
27 ~~of registering~~ TO REGISTER a motor vehicle or low-power scooter, MUST

1 PAY a motorist insurance identification fee. The ~~fee shall be adjusted~~
2 ~~annually by the department~~ SHALL ANNUALLY ADJUST THE FEE based upon
3 ~~moneys appropriated~~ APPROPRIATIONS MADE by the general assembly for
4 the operation of the motorist insurance identification database program.
5 The department shall transmit the fee to the state treasurer, who shall
6 credit it to the Colorado ~~state titling and registration~~ DRIVES VEHICLE
7 SERVICES account created in section 42-1-211 (2).

8 (19) (a) If the air quality control commission determines pursuant
9 to section 42-4-306 (23)(b) to implement an expanded clean screen
10 program in the enhanced emissions program area, on and after the
11 specific dates determined by the commission for each of the following
12 ~~subparagraphs~~ SUBSECTIONS:

13 (I) In addition to any other fee imposed by this section, ~~county~~
14 ~~clerks and recorders~~ AUTHORIZED AGENTS, acting as agents for the clean
15 screen authority, shall collect at the time of registration an emissions
16 inspection fee in an amount determined by section 42-4-311 (6)(a) on
17 every motor vehicle that the department of revenue has determined from
18 data provided by its contractor to have been clean screened; except that
19 the motorist ~~shall not be required to~~ NEED NOT pay ~~such~~ THE emissions
20 inspection fee if the ~~county clerk and recorder~~ AUTHORIZED AGENT
21 determines that a valid certification of emissions compliance has already
22 been issued for the vehicle being registered indicating that the vehicle
23 passed the applicable emissions test at an enhanced inspection center,
24 inspection and readjustment station, motor vehicle dealer test facility, or
25 fleet inspection station.

26 (II) ~~County clerks and recorders shall be entitled to~~ AUTHORIZED
27 AGENTS MAY retain three and one-third percent of the fee so collected to

1 cover the ~~clerks~~⁴ AGENT'S expenses in the collection and remittance of
2 ~~such~~ THE fee. County treasurers shall, no later than ten days after the last
3 business day of each month, remit the remainder of ~~such~~ THE fee to the
4 clean screen authority created in section 42-4-307.5. The clean screen
5 authority shall transmit ~~such~~ THE fee to the state treasurer, who shall
6 deposit the ~~same~~ REMAINDER in the clean screen fund, which fund is
7 hereby created. The clean screen fund ~~shall be~~ IS a pass-through trust
8 account to be held in trust solely for the purposes and the beneficiaries
9 specified in this subsection (19). ~~Moneys~~ MONEY in the clean screen fund
10 ~~shall not constitute~~ IS NOT fiscal year spending of the state for purposes
11 of section 20 of article X of the state constitution and ~~such moneys shall~~
12 ~~be deemed~~ IS a custodial ~~funds~~ FUND that ~~are~~ IS not subject to
13 appropriation by the general assembly. Interest earned from the deposit
14 and investment of ~~moneys~~ MONEY in the clean screen fund shall be
15 credited to the clean screen fund, and the clean screen authority may also
16 expend interest earned on the deposit and investment of the clean screen
17 fund to pay for its costs associated with the implementation of House Bill
18 01-1402, enacted at the first regular session of the sixty-third general
19 assembly. The clean screen authority may also expend interest earned on
20 the deposit and investment of the clean screen fund to pay for its costs
21 associated with the implementation of House Bill 06-1302, enacted at the
22 second regular session of the sixty-fifth general assembly.

23 (24) In addition to any other fee imposed by this section, at the
24 time of registration, the owner shall pay a fee of one dollar on every item
25 of Class A, B, or C personal property required to be registered ~~pursuant~~
26 ~~to~~ BY this article. Notwithstanding ~~the requirements of~~ section 43-4-203,
27 C.R.S., such fee shall be transmitted THE DEPARTMENT SHALL TRANSMIT

1 THE FEE to the state treasurer, who shall credit ~~the same~~ IT to the peace
2 officers standards and training board cash fund, created in section
3 24-31-303 (2)(b); C.R.S.; except that ~~county clerks and recorders~~ shall be
4 ~~entitled to~~ AUTHORIZED AGENTS MAY retain five percent of the fee
5 collected to cover the ~~clerks'~~ AGENTS' expenses in the collection and
6 remittance of ~~such~~ THE fee. All of the ~~moneys~~ MONEY in the fund that ~~are~~
7 ~~is~~ collected ~~pursuant to~~ UNDER this subsection (24) shall be used by the
8 peace officers standards and training board for the purposes specified in
9 section 24-31-310. C.R.S.

10 (25) (a) ~~Beginning January 1, 2014,~~ In addition to any other fee
11 imposed by this section, ~~county clerks and recorders~~ EACH AUTHORIZED
12 AGENT shall annually collect a fee of fifty dollars at the time of
13 registration on every plug-in electric motor vehicle. ~~County clerks and~~
14 ~~recorders~~ THE AUTHORIZED AGENT shall transmit the fee to the state
15 treasurer, who shall credit thirty dollars of each fee to the highway users
16 tax fund created in section 43-4-201, C.R.S., and twenty dollars of each
17 fee to the electric vehicle grant fund created in section 24-38.5-103.
18 C.R.S.

19 (b) The department of revenue shall create an electric vehicle
20 decal, which ~~a county clerk and recorder~~ AN AUTHORIZED AGENT shall
21 give to each person who pays the fee charged under ~~paragraph (a) of this~~
~~subsection (25)~~ SUBSECTION (25)(a) OF THIS SECTION. The decal must be
23 attached to the upper right-hand corner of the front windshield on the
24 motor vehicle for which it was issued. If there is a change of vehicle
25 ownership, the decal is transferable to the new owner.

26 **SECTION 16.** In Colorado Revised Statutes, 42-3-306, **amend**
27 (14)(b) as follows:

1 **42-3-306. Registration fees - passenger and passenger-mile**
2 **taxes - fee schedule.** (14) (b) The fee required by paragraph (a) of this
3 **subsection (14) shall apply to** SUBSECTION (14)(a) OF THIS SECTION IS
4 REQUIRED FOR every registration of a motor vehicle that is designed
5 primarily to be operated or drawn on any highway in the state and ~~shall~~
6 ~~be~~ IS REQUIRED in addition to the annual registration fee for the vehicle;
7 except that the fee ~~shall~~ DOES not apply to a vehicle that is exempt from
8 payment of the registration fees imposed by this ~~article~~ ARTICLE 3. The
9 DEPARTMENT SHALL CREDIT THE fee ~~shall be credited~~ to the Colorado
10 ~~state titling and registration~~ DRIVES VEHICLE SERVICES account in the
11 highway users tax fund created in section 42-1-211 (2).

12 **SECTION 17.** In Colorado Revised Statutes, 42-3-313, **amend**
13 (2)(c)(I) as follows:

14 **42-3-313. Fee for long-term or permanent registration -**
15 **trailers and semitrailers.** (2) (c) The department shall transfer the
16 remainder of the fee to the state treasurer, who shall credit the following
17 amounts to the following funds:

18 (I) Fifty cents to the Colorado ~~state titling and registration~~
19 DRIVES VEHICLE SERVICES account created in section 42-1-211 (2)
20 within the highway users tax fund;

21 **SECTION 18.** In Colorado Revised Statutes, 42-4-305, **amend**
22 (12) as follows:

23 **42-4-305. Powers and duties of executive director - automobile**
24 **inspection and readjustment program - basic emissions program -**
25 **enhanced emissions program - clean screen program - rules.** (12) The
26 executive director shall promulgate ~~such~~ rules, consistent with those of
27 the commission, as ~~may be~~ necessary for implementation, enforcement,

1 and quality assurance and for procedures and policies that allow data
2 collected from the clean screen program to be matched with vehicle
3 ownership information and for ~~such~~ THE information to be transferred to
4 ~~county clerks and recorders~~. ~~Such~~ AUTHORIZED AGENTS. THE rules ~~shall~~
5 MUST set forth the procedures for the executive director to inform ~~county~~
6 ~~clerk~~ ~~and recorders~~ AUTHORIZED AGENTS of the emission inspection
7 status of vehicles up for registration renewal.

8 **SECTION 19.** In Colorado Revised Statutes, 42-4-310, **amend**
9 (5)(b) as follows:

10 **42-4-310. Periodic emissions control inspection required.**
11 (5) (b) (I) If the commission does not specify a date for ~~the county clerks~~
12 ~~and recorders~~ AUTHORIZED AGENTS in the basic emissions program area
13 to begin collecting emissions inspection fees at the time of registration
14 pursuant to section 42-3-304 (19)(a), or if the contractor determines that
15 ~~the~~ A motor vehicle required to be registered in the basic program area
16 has complied with the inspection requirements pursuant to this subsection
17 (5), a notice shall be sent to the owner of the vehicle identifying the
18 owner of the vehicle, the license plate number, and other pertinent
19 registration information, and stating that the vehicle has successfully
20 complied with the applicable emission requirements. ~~Such~~ THE notice
21 ~~shall~~ MUST also include a notification that the registered owner of the
22 vehicle may return the notice to the ~~contractor~~ AUTHORIZED AGENT with
23 the payment as set forth on the notice to pay for the clean screen program.
24 Upon THE receipt of the payment from the motor vehicle owner ~~the~~
25 ~~county clerk shall be notified~~ IS NOTICE that the motor vehicle has
26 complied with the inspection requirements pursuant to this subsection (5).

27 (II) For vehicles with registration renewals coming due on or after

1 the dates specified by the commission for ~~county clerks and recorders~~
2 AUTHORIZED AGENTS to collect emissions inspection fees at the time of
3 registration, if the contractor determines that a motor vehicle required to
4 be registered in the program area has complied with the inspection
5 requirements pursuant to this subsection (5), the contractor shall send a
6 notice to the department of revenue identifying the owner of the vehicle,
7 the license plate number, and any other pertinent registration information,
8 stating that the vehicle has successfully complied with the applicable
9 emission requirements.

10 **SECTION 20.** In Colorado Revised Statutes, 42-4-1409, **amend**
11 (9) as follows:

12 **42-4-1409. Compulsory insurance - penalty - legislative intent.**
13 (9) It is the intent of the general assembly that the ~~moneys~~ MONEY
14 collected as fines imposed pursuant to ~~paragraphs (a) and (b) of~~
15 ~~subsection (4)~~ SUBSECTIONS (4)(a) AND (4)(b) of this section are to be
16 used for the supervision of the public highways. The general assembly
17 determines that law enforcement agencies that patrol and maintain the
18 public safety on public highways are supervising the public highways.
19 The general assembly further determines that ~~a clerk and recorder for a~~
20 ~~county~~ AN AUTHORIZED AGENT is supervising the public highways
21 through his or her enforcement of the requirements for demonstration of
22 proof of motor vehicle insurance pursuant to section 42-3-105 (1)(d).
23 Therefore, of the ~~moneys~~ MONEY collected from fines pursuant to
24 ~~paragraphs (a) and (b) of subsection (4)~~ SUBSECTIONS (4)(a) AND (4)(b)
25 of this section, fifty percent ~~of these moneys~~ shall be transferred to the
26 law enforcement agency that issued the ticket for a violation of this
27 section. The remaining fifty percent of the ~~moneys~~ MONEY collected from

1 fines for violations of paragraph (a) or (b) of subsection (4) SUBSECTION
2 (4)(a) OR (4)(b) of this section shall be transmitted to the ~~clerk and~~
3 ~~recorder~~ AUTHORIZED AGENT for the county in which the violation
4 occurred.

5 **SECTION 21.** In Colorado Revised Statutes, 42-6-102, **amend**
6 (1.5) as follows:

7 **42-6-102. Definitions.** As used in this part 1, unless the context
8 otherwise requires:

9 (1.5) "Authorized agent" means the ~~county clerk and recorder in~~
10 ~~each of the counties of the state or such other official of a city and county~~
11 ~~appointed to perform the function of titling of or recording liens on motor~~
12 ~~vehicles HAS THE SAME MEANING AS SET FORTH IN SECTION 42-1-102 (5).~~

13 **SECTION 22.** In Colorado Revised Statutes, **repeal** 42-6-105 as
14 follows:

15 **42-6-105. Authorized agents.** ~~The county clerk and recorder in~~
16 ~~each of the counties of the state, including the city and county of~~
17 ~~Broomfield, and the manager of revenue or such other official of the city~~
18 ~~and county of Denver as may be appointed by the mayor to perform~~
19 ~~functions related to the registration of motor vehicles is designated to be~~
20 ~~the authorized agent of the director and, under the direction of the~~
21 ~~director, is charged with the administration of this part 1 and the rules that~~
22 ~~may be adopted for the administration of this part 1 in the county where~~
23 ~~the authorized agent holds office.~~

24 **SECTION 23.** In Colorado Revised Statutes, 42-4-2103, **amend**
25 (4) introductory portion as follows:

26 **42-4-2103. Abandonment of motor vehicles - private property**
27 **- rules.** (4) Within ~~ten~~ THREE days after the receipt of the report set forth

1 in paragraph (b) of subsection (3) SUBSECTION (3)(b) of this section from
2 the department, the operator shall notify by certified mail the owner of
3 record, including an out-of-state owner of record. The operator shall
4 make a reasonable effort to ascertain the address of the owner of record.
5 Such THE notice shall MUST contain the following information:

6 **SECTION 24.** In Colorado Revised Statutes, 42-12-301, **amend**
7 (3)(c) as follows:

8 **42-12-301. Special registration of horseless carriages - rules.**
9 (3) (c) A person who has registered a vehicle under this section shall
10 renew the registration within thirty days prior to its expiration date. If the
11 application for renewal, together with the fees, is not received by the
12 director prior to the expiration date, the director shall notify the registered
13 owner, at the ~~address shown by the department's records~~ THE OWNER'S
14 LAST-KNOWN ADDRESS, by regular mail, to reregister the vehicle or
15 surrender the registration plate within ten days after the expiration date
16 of the registration. If the notice is not complied with, the director shall
17 secure the return of the plate.

18 **SECTION 25.** In Colorado Revised Statutes, 1-2-302, **amend** (6)
19 and (6.7) as follows:

20 **1-2-302. Maintenance of computerized statewide voter
21 registration list - confidentiality.** (6) The secretary of state shall
22 determine and use other necessary means to maintain the master list of
23 registered electors on a current basis. ~~In accordance with the provisions
24 of section 42-1-211, C.R.S.,~~ The department of state and the department
25 of revenue shall allow for the exchange of information between the
26 systems used by them to collect information on residence addresses,
27 signatures, and party affiliation for all applicants for driver's licenses or

1 state identification cards. The department of revenue may exchange
2 information on residence addresses in the driver's license database with
3 the motor vehicle registration database, motorist insurance database, and
4 the state income tax information systems.

5 ~~(6.7) In accordance with the requirements of section 42-1-211~~
6 ~~(1.5)(e), C.R.S.~~ The department of revenue shall enter into an agreement
7 with the federal commissioner of social security for the purpose of
8 verifying applicable information in accordance with the requirements of
9 section 303 (a)(5)(B)(ii) of the federal "Help America Vote Act of 2002",
10 52 U.S.C. SEC. 20901 et seq.

11 **SECTION 26.** In Colorado Revised Statutes, 24-30-2210, **amend**
12 (1) as follows:

13 **24-30-2210. Administration.** (1) The committee shall notify the
14 department of revenue when the right to use a registration number has
15 been sold and the committee has collected the state's sale proceeds or
16 approval and transfer royalty. Upon receiving the notice, the department
17 of revenue shall create a record in ~~the Colorado state titling and~~
18 ~~registration system~~ DRIVES, created in section 42-1-211, ~~C.R.S.~~,
19 containing the name of the buyer, the vehicle identification number, if
20 applicable, and the corresponding registration number.

21 **SECTION 27.** In Colorado Revised Statutes, 24-75-402, **amend**
22 (5)(h) as follows:

23 **24-75-402. Cash funds - limit on uncommitted reserves -**
24 **reduction in amount of fees - exclusions - repeal.** (5) Notwithstanding
25 any provision of this section to the contrary, the following cash funds are
26 excluded from the limitations specified in this section:

27 (h) The highway users tax fund and the state highway fund; except

1 that the emergency medical services account created in section
2 25-3.5-603, ~~C.R.S.~~, the Colorado state ~~titling and registration~~ DRIVES
3 VEHICLE SERVICES account created in section 42-1-211 (2), ~~C.R.S.~~, and
4 the AIR account created in section 42-3-304 (18)(a) ~~C.R.S.~~, included in
5 the highway users tax fund shall be subject to ~~the provisions of this~~
6 section;

7 **SECTION 28.** In Colorado Revised Statutes, 43-4-207, **amend**
8 (2)(e) as follows:

9 **43-4-207. County allocation.** (2) (e) The ~~county clerk and~~
10 ~~recorder~~ AUTHORIZED AGENT, AS DEFINED IN SECTION 42-1-102, in each
11 county shall certify to the department of revenue the number of motor
12 vehicle licenses issued during the preceding calendar year to persons
13 residing within the limits of a county and whether or not such persons
14 reside in cities, incorporated towns, or in unincorporated portions of the
15 county. Upon receipt of the CERTIFIED information, ~~certified by the~~
16 ~~respective county clerk and recorders~~, the department of revenue shall
17 tabulate the total number of all motor vehicle licenses issued during the
18 preceding calendar year to persons residing within the limits of the
19 respective counties in the entire state and within the limits of each city or
20 incorporated town within the respective counties. The department of
21 revenue shall then determine the percentage that the rural motor vehicle
22 registration in each county bears to the total rural motor vehicle
23 registration in the entire state and shall then determine the percentage that
24 the countywide motor vehicle registration in each county bears to the total
25 countywide rural and urban motor vehicle registration in the entire state.
26 On or before May 1 of each year, the department of revenue shall certify
27 to the state treasurer the percentage of motor vehicle registration for each

1 county as provided in this paragraph (e) SUBSECTION (2)(e).

2 **SECTION 29.** In Colorado Revised Statutes, 43-4-208, **repeal** (4)
3 as follows:

4 **43-4-208. Municipal allocation.** (4) The county clerk and
5 recorder in each county shall certify to the department of revenue the
6 number of motor vehicle licenses issued during the preceding calendar
7 year to persons residing within the limits of each city and incorporated
8 town within the county. Upon receipt of this information certified by the
9 respective county clerks and recorders, the department of revenue shall
10 tabulate the total number of all motor vehicle licenses issued during the
11 preceding calendar year to persons residing within the limits of the
12 respective cities and incorporated towns in the entire state. The
13 department of revenue shall apply the factor provided in subsection (2)(a)
14 of this section by registration groupings to the urban motor vehicle
15 registration of each city and incorporated town to determine an adjusted
16 urban motor vehicle registration and shall then determine the percentage
17 that the urban motor vehicle registration in each city and incorporated
18 town bears to the total adjusted urban motor vehicle registration in the
19 entire state. On or before May 1 of each year, the department of revenue
20 shall certify to the state treasurer the percentage of adjusted urban motor
21 vehicle registration for each city and incorporated town as provided in
22 this subsection (4).

23 **SECTION 30.** In Colorado Revised Statutes, 43-4-506, **amend**
24 (1)(k) as follows:

25 **43-4-506. Powers of the authority - inclusion or exclusion of**
26 **property - determination of public highway alignment.** (1) In addition
27 to any other powers granted to the authority pursuant to this part 5, the

1 authority has the following powers:

2 (k) To impose an annual motor vehicle registration fee of not
3 more than ten dollars for each motor vehicle registered with the ~~county~~
4 ~~clerk and recorder~~ AUTHORIZED AGENT, AS DEFINED IN SECTION 42-1-102,
5 of the county by persons residing in all or any designated portion of the
6 members of the combination. ~~Such~~ THE registration fee ~~shall be~~ IS in
7 addition to any fee or tax imposed by the state or any other governmental
8 unit. If a motor vehicle is registered in a county which is a member of
9 more than one authority, the total of all fees imposed pursuant to this
10 paragraph ~~(k)~~ SUBSECTION (1)(k) for any such motor vehicle shall not
11 exceed ten dollars. ~~Such~~ THE AUTHORIZED AGENT SHALL COLLECT THE fee
12 ~~shall be collected by the county clerk and recorder of the county in which~~
13 ~~the registration fee is imposed and remitted~~ AND REMIT THE FEE to the
14 authority. The authority shall apply ~~such~~ THE registration fees solely to
15 the financing, construction, operation, or maintenance of public
16 highways.

17 **SECTION 31.** In Colorado Revised Statutes, 43-4-605, amend
18 (1)(i) as follows:

19 **43-4-605. Powers of the authority - inclusion or exclusion of**
20 **property - determination of regional transportation system alignment**
21 **- fund created - repeal.** (1) In addition to any other powers granted to
22 the authority pursuant to this part 6, the authority has the following
23 powers:

24 (i) To impose an annual motor vehicle registration fee of not more
25 than ten dollars for each motor vehicle registered with the ~~county clerk~~
26 ~~and recorder~~ AUTHORIZED AGENT, AS DEFINED IN SECTION 42-1-102, of the
27 county by persons residing in all or any designated portion of the

1 members of the combination; except that the authority shall not impose
2 a motor registration fee with respect to motor vehicles registered to
3 persons residing outside the boundaries of the authority and within the
4 boundaries of a municipality as the boundaries of the municipality exist
5 on the date the authority is created without the consent of the governing
6 body of the municipality or outside the boundaries of the authority and
7 within the unincorporated boundaries of a county as the unincorporated
8 boundaries of the county exist on the date the authority is created without
9 the consent of the governing body of the county. The registration fee is
10 in addition to any fee or tax imposed by the state or any other
11 governmental unit. If a motor vehicle is registered in a county that is a
12 member of more than one authority, the total of all fees imposed pursuant
13 to this ~~paragraph (i)~~ SUBSECTION (1)(i) for any such motor vehicle shall
14 not exceed ten dollars. The ~~county clerk and recorder~~ AUTHORIZED AGENT
15 of the county in which the registration fee is imposed shall collect the fee
16 and remit the fee to the authority. The authority shall apply the
17 registration fees solely to the financing, construction, operation, or
18 maintenance of regional transportation systems that are consistent with
19 the expenditures specified in section 18 of article X of the state
20 constitution.

21 **SECTION 32.** In Colorado Revised Statutes, 42-6-102, **amend**
22 (6) as follows:

23 **42-6-102. Definitions.** As used in this part 1, unless the context
24 otherwise requires:

25 (6) "File" means the creation of or addition to an electronic record
26 maintained for a certificate of title by the director or an authorized agent.
27 ~~of the director, as defined in section 42-6-105.~~

1 **SECTION 33.** In Colorado Revised Statutes, 1-2-202.5, **amend**
2 (1)(a) as follows:

3 **1-2-202.5. Online voter registration - online changes in elector**
4 **information.** (1) (a) An elector may register to vote, and a registered
5 elector may change his or her residence in the registration record or
6 change or withdraw his or her affiliation, by completing an electronic
7 form on the official website of the secretary of state if the elector's
8 signature is stored in digital form in the database systems maintained by
9 the department of state pursuant to section 1-2-301 (1) or accessible to the
10 department of state in accordance with the requirements of **sections**
11 SECTION 1-2-302 (6). ~~and 42-1-211 (1.5), C.R.S.~~

12 **SECTION 34. Act subject to petition - effective date.** This act
13 takes effect January 1, 2018; except that, if a referendum petition is filed
14 pursuant to section 1 (3) of article V of the state constitution against this
15 act or an item, section, or part of this act within the ninety-day period
16 after final adjournment of the general assembly, then the act, item,
17 section, or part will not take effect unless approved by the people at the
18 general election to be held in November 2018 and, in such case, will take
19 effect on the date of the official declaration of the vote thereon by the
20 governor.