

**First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 25-0103.01 Jery Payne x2157

HOUSE BILL 25-1112

HOUSE SPONSORSHIP

Titone and Hamrick,

SENATE SPONSORSHIP

Exum and Frizell,

House Committees

Transportation, Housing & Local Government
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE ENFORCEMENT OF CERTAIN MOTOR VEHICLE**
102 **STATUTES RELATED TO THE FAILURE TO REGISTER A VEHICLE.**

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>.)

The bill authorizes local authorities to enforce the requirement that a vehicle, trailer, semitrailer, or motor vehicle (vehicle) be registered. A conviction by a local authority does not bar a subsequent state prosecution if the subsequent prosecution does not arise from the same event.

A court will waive the following for a violation concerning a failure to register a vehicle:

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

HOUSE
Amended 2nd Reading
March 27, 2025

- The penalties imposed for the violation if the court finds that the failure to register the vehicle was for good cause;
- The past-due specific ownership tax if the person demonstrates that the person's household had an income that was 150% or less below the current federal poverty line when the violation occurred; or
- The past-due fees, past-due specific ownership tax, and penalties if the person demonstrates that the person's household had an income that was 100% or less below the current federal poverty line when the violation occurred.

The department of revenue will adopt forms and rules to implement the bill. Current law requires each court to send an abstract of each conviction to the department for the person's driving record. The bill requires this abstract to include any waivers granted under the bill and the amount of the waivers. The department will include information regarding the number and amount of waivers granted in its "SMART Act" hearing.

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

2 **SECTION 1.** In Colorado Revised Statutes, 42-4-110, **amend** (1)
 3 introductory portion, (1)(d), and (3) as follows:

4 **42-4-110. Provisions uniform throughout state - legislative**
 5 **declaration.** (1) ~~The provisions of this article shall~~ THIS ARTICLE 4 MUST
 6 be applicable and uniform throughout this state and in all political
 7 subdivisions and municipalities. ~~therein.~~ Cities and counties, incorporated
 8 cities and towns, and counties shall regulate and enforce all traffic and
 9 parking restrictions on streets ~~which~~ THAT are state highways as provided
 10 in section 43-2-135 (1)(g), ~~C.R.S.~~, and all local authorities may enact and
 11 enforce traffic regulations on other roads and streets within their
 12 respective jurisdictions. All such regulations ~~shall be~~ ARE subject to the
 13 following conditions and limitations:

14 (d) (I) ~~In no event shall~~ Local authorities DO NOT have the power
 15 to enact ~~by ordinance~~ regulations governing:

16 (A) The driving of ~~vehicles by persons~~ A VEHICLE BY A PERSON

1 under the influence of alcohol or of a controlled substance, as defined in
2 section 18-18-102 (5), ~~C.R.S.~~, or under the influence of any other drug to
3 a degree that renders ~~any such~~ THE person incapable of safely operating
4 a vehicle, or BY A PERSON whose ability to operate a vehicle is impaired
5 by the consumption of alcohol or by the use of a controlled substance, as
6 defined in section 18-18-102 (5), ~~C.R.S.~~, or any other drug;

7 (B) The ~~registration of vehicles and the~~ licensing of drivers;

8 (C) The duties and obligations of persons involved in traffic
9 accidents; and

10 (D) Vehicle equipment requirements in conflict with the
11 provisions of this ~~article~~; ARTICLE 4.

12 (II) ~~but said~~ Local authorities, within their respective jurisdictions,
13 shall enforce the state laws pertaining to ~~these~~ THE subjects DESCRIBED IN
14 SUBSECTION (1)(d)(I) OF THIS SECTION, and in every charge of violation
15 the complaint ~~shall~~ MUST specify the section of state law under which the
16 charge is made and the state court having jurisdiction.

17 (3) ~~No~~ A person convicted of or ~~pleading guilty to~~ a violation of
18 a municipal traffic ordinance ~~shall~~ IS NOT SUBJECT TO be charged or tried
19 in a state court for the same or a similar offense ARISING FROM THE SAME
20 EVENT.

21 **SECTION 2.** In Colorado Revised Statutes, 42-4-111, **add**
22 (1)(gg) as follows:

23 **42-4-111. Powers of local authorities.** (1) Except as otherwise
24 provided in subsection (2) of this section, this article 4 does not prevent
25 local authorities, with respect to streets and highways under their
26 jurisdiction and within the reasonable exercise of the police power, from:

27 (gg) ENFORCING THE REQUIREMENT THAT A VEHICLE, TRAILER,

1 SEMITRAILER, OR MOTOR VEHICLE BE REGISTERED AS REQUIRED IN
2 ARTICLE 3 OF THIS TITLE 42. THIS SUBSECTION (1)(gg) DOES NOT
3 AUTHORIZE A LOCAL AUTHORITY TO ENACT AN ORDINANCE OR
4 RESOLUTION THAT REQUIRES THE OWNER OF A MOTOR VEHICLE, TRAILER,
5 SEMITRAILER, OR VEHICLE TO REGISTER THE MOTOR VEHICLE, TRAILER,
6 SEMITRAILER, OR VEHICLE WITH THE LOCAL AUTHORITY.

7 [REDACTED]

8 **SECTION 3.** In Colorado Revised Statutes, add 42-4-1720 as
9 follows:

10 **42-4-1720. Registration violations - dismissal upon compliance**
11 **- notice required.** (1) A COURT MAY DISMISS A VIOLATION FOR FAILING
12 TO REGISTER A VEHICLE, TRAILER, SEMITRAILER, OR MOTOR VEHICLE IN
13 VIOLATION OF SECTION 42-3-103 (1) OR (4), 42-3-114, 42-3-115, OR
14 42-6-140 OR OF THE RULES OF THE DEPARTMENT IMPLEMENTING SECTION
15 42-3-102 IF:

16 (a) THE VEHICLE, TRAILER, SEMITRAILER, OR MOTOR VEHICLE WAS
17 UNREGISTERED FOR NO MORE THAN FOUR MONTHS AT THE TIME OF THE
18 VIOLATION;

19 (b) THE OWNER REGISTERED THE VEHICLE, TRAILER, SEMITRAILER,
20 OR MOTOR VEHICLE BEFORE THE OWNER'S FIRST COURT DATE AS LISTED ON
21 THE CITATION OR SUMMONS; AND

22 (c) THE OWNER PAYS TO THE COURT A THIRTY-DOLLAR
23 ADMINISTRATIVE DISMISSAL FEE IF THE COURT IS A MUNICIPAL COURT.

24 (2) A PEACE OFFICER WHO CHARGES A PERSON FOR A VIOLATION
25 DESCRIBED IN THE INTRODUCTORY PORTION OF SUBSECTION (1) OF THIS
26 SECTION MUST NOTIFY THE DEFENDANT OF THE OPPORTUNITY TO HAVE
27 THE CHARGE DISMISSED BY THE COURT, IF THE REGISTRATION THAT LED TO

1 THE CITATION OR SUMMONS IS EXPIRED FOR FOUR MONTHS OR LESS AT THE
2 TIME OF THE VIOLATION AND IF REGISTRATION IS RENEWED PRIOR TO THE
3 FIRST COURT DATE LISTED ON THE CITATION OR SUMMONS, BY EITHER:

4 (a) ORAL MEANS IF NOTIFICATION BY ELECTRONIC MEANS ON THE
5 CITATION IS NOT IMPLEMENTED; OR

6 (b) ELECTRONIC MEANS ON THE CITATION IF IMPLEMENTED.

7 **SECTION 4. Act subject to petition - effective date -**
8 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following
9 the expiration of the ninety-day period after final adjournment of the
10 general assembly; except that, if a referendum petition is filed pursuant
11 to section 1 (3) of article V of the state constitution against this act or an
12 item, section, or part of this act within such period, then the act, item,
13 section, or part will not take effect unless approved by the people at the
14 general election to be held in November 2026 and, in such case, will take
15 effect on the date of the official declaration of the vote thereon by the
16 governor.

17 (2) This act applies to offenses committed on or after the
18 applicable effective date of this act.