

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

PREAMENDED

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

LLS NO. 22-0926.01 Jason Gelender x4330

HOUSE BILL 22-1339

HOUSE SPONSORSHIP

Herod and McCluskie, Ransom

SENATE SPONSORSHIP

Zenzinger and Rankin, Hansen

House Committees
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE COLORADO DRIVES VEHICLE SERVICES ACCOUNT**
102 **OF THE HIGHWAY USERS TAX FUND, AND, IN CONNECTION**
103 **THEREWITH, MERGING THE LICENSING SERVICES CASH FUND**
104 **INTO THE ACCOUNT AND REQUIRING ACCOUNT INVESTMENT**
105 **EARNINGS TO BE CREDITED TO THE ACCOUNT.**

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/>.)

Joint Budget Committee. The licensing services cash fund (fund) consists mainly of fees charged for the issuance of drivers' licenses,

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

driving permits, and state identification cards. The department of revenue (department) uses the fund primarily to fund the issuance of those documents.

The Colorado DRIVES vehicle services account (DRIVES account) of the highway users tax fund consists mainly of vehicle title and registration fees and specific ownership tax transaction fees. The department uses the DRIVES account for the development and operation of the department's driver and motor vehicles services software platform commonly known as Colorado DRIVES.

Effective July 1, 2022, the bill merges the fund into the DRIVES account, which involves:

- Repealing the fund and requiring all money in the fund to be credited to the DRIVES account;
- Requiring all fees that had been credited to the fund to instead be credited to the DRIVES account; and
- Requiring all functions that had been funded from the fund to instead be funded from the DRIVES account.

The bill also requires DRIVES account investment earnings to be credited to the account.

Sections 1, 2, and 21 of the bill contain its substantive provisions. **Sections 3 through 20** make conforming amendments.

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

2 **SECTION 1.** In Colorado Revised Statutes, 42-1-211, **amend** (2)
3 as follows:

4 **42-1-211. Driver's license, record, identification, and vehicle**
5 **enterprise solution.** (2) ~~(a) Repealed:~~

6 ~~(b) (f)~~ There is hereby created the Colorado DRIVES vehicle
7 services account in the highway users tax fund for the purpose of
8 providing funds for the development and operation of Colorado DRIVES,
9 including operations performed under articles 2, 3, 4, 6, 7, and 12 of this
10 title 42, to cover the costs of administration and enforcement of the
11 motorist insurance identification database program created in section
12 42-7-604, and to purchase and issue license plates, decals, and validating
13 tabs in accordance with article 3 of this title 42. Money received from the

1 fees imposed by ~~section~~ SECTIONS 38-29-138 (1), (2), (4), and (5), and
2 sections 42-1-206 (2)(a), ~~42-1-210 (1)(a)(II)~~, 42-1-231, ~~42-1-233 (3)(b)~~,
3 ~~42-2-107 (1)(a)(I)~~, ~~42-2-114 (2)(b)~~, ~~(2)(c)(I)~~, ~~(2)(c)(II)~~, ~~(2)(e)~~, and
4 ~~(4)(a)~~, ~~42-2-114.5 (1)~~, ~~42-2-117 (1)~~, ~~42-2-118 (1)(b)(I)(C)~~ and ~~(1.5)(b)~~,
5 ~~42-2-133 (2)~~, ~~42-2-306 (2)~~, ~~42-2-406 (1)~~, ~~(2)~~, ~~(3)(d)~~, and ~~(6)~~, ~~42-2-508~~
6 ~~(1)~~, 42-3-107 (22), 42-3-213 (1)(b)(IV), 42-3-304 (18)(d)(I)(B), 42-3-306
7 (14), ~~42-3-312~~, 42-3-313 (2)(c)(I), and ~~42-6-110 (1.7)(c)~~, 42-6-137 (1),
8 (2), (4), (5), and (6), as well as AND 42-6-138 (1)(a), (2), AND (4) AND any
9 money received through gifts, grants, and donations to the account from
10 private or public sources for the purposes of this section, shall be credited
11 by the state treasurer to the Colorado DRIVES vehicle services account.
12 THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED
13 FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE COLORADO
14 DRIVES VEHICLE SERVICES ACCOUNT TO THE ACCOUNT. The general
15 assembly shall appropriate annually the money in the account for the
16 purposes of this subsection (2). If any unexpended and unencumbered
17 money remains in the account at the end of a fiscal year, the balance
18 remains in the account and is not transferred to the general fund or any
19 other fund.

20 ~~(H) Repealed.~~

21 **SECTION 2.** In Colorado Revised Statutes, 42-2-114.5, **amend**
22 (1) and (3); and **add** (5) and (6) as follows:

23 **42-2-114.5. Fees for drivers' licenses, identification cards, and**
24 **related services - crediting to DRIVES account - fee setting**
25 **procedures - rules - repeal.** (1) ~~The licensing services cash fund is~~
26 ~~hereby created in the state treasury. The general assembly shall~~
27 ~~appropriate moneys in the fund to the department for the cost of~~

1 ~~implementing this article~~ ALL NET REVENUE RECEIVED BY THE
2 DEPARTMENT FROM THE FEES SPECIFIED IN SUBSECTION (2) OF THIS
3 SECTION, AS SUCH FEES MAY BE RAISED OR LOWERED BY THE DEPARTMENT
4 IN ACCORDANCE WITH SUBSECTION (3) OF THIS SECTION, SHALL BE
5 CREDITED TO THE COLORADO DRIVES VEHICLE SERVICES ACCOUNT
6 CREATED IN SECTION 42-1-211 (2).

7 ~~(3) (a) Except as set forth in paragraph (b) of this subsection (3),~~
8 ~~beginning July 1, 2015,~~ The department may raise or lower the fees listed
9 in subsection (2) of this section, but the department shall not increase the
10 fee by more than ~~twenty percent before July 1, 2016, or by more than five~~
11 ~~percent per year. on or after July 1, 2016.~~

12 ~~(b) The department shall not raise or lower the fees listed in~~
13 ~~paragraphs (a), (b), (f), (g), (n), and (o) of subsection (2) of this section~~
14 ~~before July 1, 2017, and the fee listed in paragraph (d) of subsection (2)~~
15 ~~of this section before July 1, 2019.~~

16 (5) (a) ON JULY 1, 2022, THE STATE TREASURER SHALL TRANSFER
17 ALL MONEY IN THE LICENSING SERVICES CASH FUND THAT WAS CREATED
18 IN SUBSECTION (1) OF THIS SECTION AS IT EXISTED PRIOR TO JULY 1, 2022,
19 TO THE COLORADO DRIVES VEHICLE SERVICES ACCOUNT CREATED IN
20 SECTION 42-1-211 (2).

21 (b) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE JULY 1, 2023.

22 (6) (a) ANY REFERENCE IN THE STATE FISCAL YEAR 2022-23 LONG
23 APPROPRIATIONS BILL TO THE LICENSING SERVICES CASH FUND SHALL BE
24 DEEMED TO BE A REFERENCE TO THE COLORADO DRIVES VEHICLE
25 SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2), AND ANY
26 APPROPRIATION MADE IN THE STATE FISCAL YEAR 2022-23 LONG BILL
27 FROM OR TO THE LICENSING SERVICES CASH FUND SHALL BE DEEMED TO BE

1 AN APPROPRIATION FROM OR TO THE COLORADO DRIVES VEHICLE
2 SERVICES ACCOUNT.

3 (b) THIS SUBSECTION (6) IS REPEALED, EFFECTIVE JULY 1, 2024.

4 **SECTION 3.** In Colorado Revised Statutes, 24-75-402, **repeal**
5 (5)(jj) as follows:

6 **24-75-402. Cash funds - limit on uncommitted reserves -**
7 **reduction in the amount of fees - exclusions.** (5) Notwithstanding any
8 provision of this section to the contrary, the following cash funds are
9 excluded from the limitations specified in this section:

10 (jj) ~~The licensing services cash fund created in section 42-2-114.5~~
11 ~~(+);~~

12 **SECTION 4.** In Colorado Revised Statutes, 39-28.8-501, **amend**
13 (7)(a) as follows:

14 **39-28.8-501. Marijuana tax cash fund - creation - distribution**
15 **- legislative declaration - repeal.** (7) (a) On July 1, 2022, and on July 1
16 of each year thereafter, the state treasurer shall make the following
17 transfers from the fund:

18 (I) Seven hundred fifty-three thousand dollars to the ~~licensing~~
19 ~~services cash fund created in section 42-2-114.5~~ COLORADO DRIVES
20 VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2) for use by
21 the hearings division; and

22 (II) Six hundred forty-eight thousand dollars to the ~~licensing~~
23 ~~services cash fund created in section 42-2-114.5~~ COLORADO DRIVES
24 VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2) for use by
25 the division of motor vehicles.

26 **SECTION 5.** In Colorado Revised Statutes, 42-1-206, **amend**
27 (2)(a) as follows:

1 **42-1-206. Records open to inspection - furnishing of copies -**
2 **rules.** (2) (a) Except as provided in subsection (6) of this section, upon
3 written application and the payment of a fee per copy, or a record search
4 for each copy requested, the department shall furnish to any person a
5 photostatic copy of any specified record or accident report specifically
6 made a public record by this title and shall, if requested, certify the same.
7 The department shall set the fee in accordance with section 42-2-114.5.
8 The department shall transfer the fee to the state treasurer, who shall
9 credit the fee to the ~~licensing services cash fund; except that the treasurer~~
10 ~~shall credit:~~

11 ~~(I) Ten cents of each fee collected by the authorized agent to the~~
12 ~~special purpose account established under section 42-1-211; and~~

13 ~~(II) The entire fee for vehicle and manufactured home records, if~~
14 ~~collected directly by the department, to the special purpose account~~
15 ~~established under section 42-1-211~~ COLORADO DRIVES VEHICLE
16 SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

17 **SECTION 6.** In Colorado Revised Statutes, 42-1-233, **amend**
18 (3)(b) as follows:

19 **42-1-233. Expedited registration program - private vendor**
20 **providing services to register Class A commercial vehicles - rules.**

21 (3) (b) The department shall transfer any money accepted under this
22 subsection (3) to the state treasurer, who shall credit it to the Colorado
23 DRIVES vehicle services account created in ~~section 42-1-211 (2)(b)(I)~~
24 SECTION 42-1-211 (2).

25 **SECTION 7.** In Colorado Revised Statutes, 42-2-107, **amend**
26 (1)(a)(I) as follows:

27 **42-2-107. Application for license or instruction permit -**

1 **anatomical gifts - donations to Emily Keyes - John W. Buckner organ**
2 **and tissue donation awareness fund - legislative declaration - rules -**
3 **annual report - repeal.** (1) (a) (I) To be acceptable, every application
4 for an instruction permit or for a driver's or minor driver's license must be
5 made upon forms furnished by the department and accompanied by the
6 required fee. The department shall set the fee in accordance with section
7 42-2-114.5 (2). The department shall transfer the fee to the state treasurer,
8 who shall credit it to the ~~licensing services cash fund created in section~~
9 ~~42-2-114.5 (1)~~ COLORADO DRIVES VEHICLE SERVICES ACCOUNT
10 CREATED IN SECTION 42-1-211 (2). Every applicant shall submit with the
11 application proof of age or proof of identity, or both, as the department
12 may require.

13 **SECTION 8.** In Colorado Revised Statutes, **amend** 42-2-113 as
14 follows:

15 **42-2-113. License examiners appointed.** The department may
16 appoint license examiners for any county in this state to conduct local
17 examinations for all types of drivers' licenses. The officers of the
18 department shall conduct the examination as prescribed by law for all
19 drivers in the county and collect the fees as provided in section 42-2-114
20 and remit the same to the department, which shall transfer the same to the
21 credit of the highway users tax fund. ~~except that, for fiscal years 2012-13~~
22 ~~through 2014-15, to the state treasurer, who shall credit the fees to the~~
23 ~~licensing services cash fund created in section 42-2-114.5.~~

24 **SECTION 9.** In Colorado Revised Statutes, 42-2-114, **amend**
25 (2)(b), (2)(c) introductory portion, (2)(c)(I), (2)(c)(II), (2)(e), and (4)(a)
26 as follows:

27 **42-2-114. License issued - voluntary disability identifier**

1 **symbol - fees - rules - report - definitions.** (2) (b) The department shall
2 transfer the fee to the state treasurer, who shall credit the fee to the
3 ~~licensing services cash fund created in section 42-2-114.5~~ COLORADO
4 DRIVES VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

5 (c) Notwithstanding ~~paragraph (b) of this subsection (2)~~
6 SUBSECTION (2)(b) OF THIS SECTION:

7 (I) If the driver's license is issued by the office of a county clerk
8 and recorder in a county with a population of at least one hundred
9 thousand individuals, the county clerk and recorder shall retain the sum
10 set forth in ~~subparagraph (I.5) of this paragraph (c)~~ SUBSECTION
11 (2)(c)(I.5) OF THIS SECTION and forward the remainder to the department
12 for transmission to the state treasurer, who shall credit the remainder of
13 the fee to the ~~licensing services cash fund~~ COLORADO DRIVES VEHICLE
14 SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

15 (II) If the driver's license is issued by an office of a county clerk
16 and recorder in a county with a population of fewer than one hundred
17 thousand individuals, the county clerk and recorder shall retain the sum
18 set forth in ~~subparagraph (II.5) of this paragraph (c)~~ SUBSECTION
19 (2)(c)(II.5) OF THIS SECTION and forward the remainder to the department
20 for transmission to the state treasurer, who shall credit the remainder of
21 the fee to the ~~licensing services cash fund~~ COLORADO DRIVES VEHICLE
22 SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

23 (e) In addition to the fee established in ~~paragraph (a) of this~~
24 ~~subsection (2)~~ SUBSECTION (2)(a) OF THIS SECTION, a surcharge is added
25 for issuance of a driver's or minor driver's license, or instruction permit,
26 when an applicant retakes either the examination of knowledge of the
27 traffic laws of this state or the demonstration of the applicant's ability to

1 exercise ordinary and reasonable care and control in the operation of a
2 motor vehicle. The surcharge applies regardless of whether the applicant
3 retakes the examination or demonstration with the department or a vendor
4 approved by the department. The department shall set the surcharge by
5 rule in an amount to offset the direct and indirect cost of giving the failed
6 examination or demonstration. The department shall transfer the
7 surcharge to the state treasurer, who shall credit it to the ~~licensing~~
8 ~~services cash fund, created in section 42-2-114.5~~ COLORADO DRIVES
9 VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

10 (4) (a) A fee is required for the issuance of a minor driver's
11 license, which expires twenty days after the twenty-first birthday of the
12 licensee. The department shall set the fee in accordance with section
13 42-2-114.5 (2). The department shall transfer the fee to the state treasurer,
14 who shall credit it to the ~~licensing services cash fund created in section~~
15 ~~42-2-114.5 (1)~~ COLORADO DRIVES VEHICLE SERVICES ACCOUNT
16 CREATED IN SECTION 42-1-211 (2). In the case of the issuance of any
17 minor driver's license by the office of the county clerk and recorder, the
18 fee for the minor driver's license is apportioned in the same manner as for
19 the issuance of a driver's license in accordance with ~~paragraph (c) of~~
20 ~~subsection (2)~~ SUBSECTION (2)(c) of this section.

21 **SECTION 10.** In Colorado Revised Statutes, 42-2-117, **amend**
22 (1) as follows:

23 **42-2-117. Duplicate permits and minor licenses - replacement**
24 **licenses.** (1) If an instruction permit or a minor driver's license issued
25 under this article is lost, stolen, or destroyed, the person to whom it was
26 issued, upon request and the payment of a fee to the department, may
27 obtain a duplicate or substitute upon furnishing satisfactory proof to the

1 department that the permit or minor license was lost, stolen, or destroyed
2 and that the applicant is qualified to have a permit or license. The
3 department shall set the fees for a first duplicate and for any subsequent
4 duplicate in accordance with section 42-2-114.5. The department shall
5 transfer either fee to the state treasurer, who shall credit it to the ~~licensing~~
6 ~~services cash fund created in section 42-2-114.5~~ COLORADO DRIVES
7 VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

8 **SECTION 11.** In Colorado Revised Statutes, 42-2-118, **amend**
9 (1)(b)(I)(C) and (1.5)(b) as follows:

10 **42-2-118. Renewal of license in person, by mail, or**
11 **electronically - donations to Emily Keyes - John W. Buckner organ**
12 **and tissue donation awareness fund - rules - report - repeal.**

13 (1) (b) (I) (C) The department shall transfer the fees paid in accordance
14 with this subsection (1)(b) to the state treasurer, who shall credit them to
15 the ~~licensing services cash fund, created in section 42-2-114.5~~ (1)
16 COLORADO DRIVES VEHICLE SERVICES ACCOUNT CREATED IN SECTION
17 42-1-211 (2). The extensions authorized in this subsection (1)(b) become
18 null and void ninety days after the licensee renews his or her residency in
19 the state or otherwise becomes able to comply with subsection (1)(a) of
20 this section. The department shall grant no more than one extension under
21 this subsection (1)(b) unless a resident of this state, other than a resident
22 who had been issued a license under part 5 of this article 2, is temporarily
23 residing in a foreign country, in which case the department may grant no
24 more than two one-year extensions.

25 (1.5)(b) Pursuant to sections 24-19.5-103 (3) and 29-11.5-103 (3),
26 ~~C.R.S.~~, the department shall not allow any third-party charges that may
27 be assessed to complete the electronic transaction to reduce the amount

1 of revenue that would otherwise be required to be distributed to the
2 highway users tax fund or the ~~licensing services cash fund~~ COLORADO
3 DRIVES VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

4 **SECTION 12.** In Colorado Revised Statutes, 42-2-133, **amend**
5 (2) as follows:

6 **42-2-133. Surrender and return of license.** (2) At the end of the
7 period of suspension, the licensee may apply for and receive a
8 replacement license upon payment of a fee. The department shall set the
9 fee in accordance with section 42-2-114.5 (2). The department shall
10 transfer the fee to the state treasurer, who shall credit it to the ~~licensing~~
11 ~~services cash fund created by section 42-2-114.5(1)~~ COLORADO DRIVES
12 VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

13 **SECTION 13.** In Colorado Revised Statutes, 42-2-306, **amend**
14 (2) as follows:

15 **42-2-306. Fees - disposition.** (2) Fees collected under this section
16 shall be remitted monthly to the state treasurer, who shall deposit the fee
17 in the ~~licensing services cash fund created in section 42-2-114.5~~
18 COLORADO DRIVES VEHICLE SERVICES ACCOUNT CREATED IN SECTION
19 42-1-211 (2).

20 **SECTION 14.** In Colorado Revised Statutes, 42-2-406, **amend**
21 (1), (2), (3)(d), and (6) as follows:

22 **42-2-406. Fees - rules.** (1) A fee is required for the issuance of
23 a commercial driver's license. The department shall set the fee in
24 accordance with section 42-2-114.5. The department shall transfer the fee
25 to the state treasurer, who shall credit it to the ~~licensing services cash~~
26 ~~fund created in section 42-2-114.5~~ COLORADO DRIVES VEHICLE
27 SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2). The license

1 expires on the birthday of the applicant in the fourth year after its
2 issuance. When issuing a commercial driver's license, the office of the
3 county clerk and recorder shall retain eight dollars and shall forward the
4 remainder to the department for transmission to the state treasurer, who
5 shall credit it to the ~~licensing services cash fund~~ COLORADO DRIVES
6 VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

7 (2) The fee for a person eighteen years of age or older for issuance
8 of a minor driver's license that authorizes operation of a commercial
9 motor vehicle upon the highways is the same as for a commercial driver's
10 license issued under subsection (1) of this section. The department shall
11 transfer the fee to the state treasurer, who shall credit it to the ~~licensing~~
12 ~~services cash fund created in section 42-2-114.5~~ COLORADO DRIVES
13 VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2). When
14 issuing a minor driver's license, the office of the county clerk and
15 recorder shall retain eight dollars and shall forward the remainder to the
16 department for transmission to the state treasurer, who shall credit it to
17 the ~~licensing services cash fund created in section 42-2-114.5~~ COLORADO
18 DRIVES VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

19 (3) (d) The department shall forward all fees collected for the
20 administration of driving tests to the state treasurer, who shall credit them
21 to the ~~licensing services cash fund~~ COLORADO DRIVES VEHICLE
22 SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

23 (6) The department shall forward all fees collected for the
24 issuance of testing unit licenses and driving test licenses under
25 subsections (4) and (5) of this section to the state treasurer, who shall
26 credit the fees to the ~~licensing services cash fund~~ COLORADO DRIVES
27 VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

1 **SECTION 15.** In Colorado Revised Statutes, 42-2-508, **amend**
2 (1) as follows:

3 **42-2-508. Fees - operations - rule.** (1) The department may
4 promulgate a rule imposing an additional fee for issuance of a document
5 issued under this part 5 to cover the direct and indirect cost of
6 implementing this part 5. The department shall set the fee in accordance
7 with section 42-2-114.5 (2). The department shall transfer the fees to the
8 state treasurer, who shall credit the fees to the ~~licensing services cash~~
9 ~~fund, created in section 42-2-114.5 (1)~~ COLORADO DRIVES VEHICLE
10 SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

11 **SECTION 16.** In Colorado Revised Statutes, 42-3-107, **amend**
12 (22) as follows:

13 **42-3-107. Taxable value of classes of property - rate of tax -**
14 **when and where payable - department duties - apportionment of tax**
15 **collections - definitions - rules - repeal.** (22) Each authorized agent
16 shall retain, out of the amount of annual specific ownership tax collected
17 on each item of classified personal property, the sum of fifty cents ~~which~~
18 ~~sum shall constitute~~ AS remuneration for the collection of such tax. The
19 sums so retained shall be transmitted to the county treasurer and credited
20 in the manner provided by law. In addition, each authorized agent shall
21 retain, out of the amount of annual specific ownership tax collected on
22 each item of classified personal property, the sum of fifty cents, which
23 ~~sum shall be transmitted to the state treasurer who shall credit the same~~
24 AND CREDITED to the ~~special purpose account established under section~~
25 ~~42-1-211~~ COLORADO DRIVES VEHICLE SERVICES ACCOUNT CREATED IN
26 SECTION 42-1-211 (2).

27 **SECTION 17.** In Colorado Revised Statutes, 42-3-213, **amend**

1 (1)(b)(IV) as follows:

2 **42-3-213. License plates - military veterans - rules -**
3 **retirement.** (1) (b) (IV) One dollar of each additional fee collected from
4 purchasers of license plates issued under subsections (4) and (5) of this
5 section shall be retained by the authorized agent, and one dollar and
6 fifteen cents of each additional fee shall be credited to the ~~special purpose~~
7 ~~account established under section 42-1-211~~ COLORADO DRIVES VEHICLE
8 SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

9 **SECTION 18.** In Colorado Revised Statutes, **amend** 42-3-312 as
10 follows:

11 **42-3-312. Special license plate surcharge.** In addition to any
12 other fee imposed by this article 3, an applicant for a special license plate
13 created by rule in accordance with section 42-3-207, as the section existed
14 when the plate was created, or special license plates issued pursuant to
15 sections 42-3-211 to 42-3-214, sections 42-3-217 to 42-3-218, sections
16 42-3-221 to 42-3-234, sections 42-3-237 to 42-3-258, and section
17 42-3-260 shall pay an issuance fee of twenty-five dollars; except that the
18 fee is not imposed on special license plates exempted from additional fees
19 for the issuance of a military special license plate by section 42-3-213
20 (1)(b)(II). The department shall transfer the fee to the state treasurer, who
21 shall credit it to the ~~licensing services cash fund created in section~~
22 ~~42-2-114.5~~ COLORADO DRIVES VEHICLE SERVICES ACCOUNT CREATED
23 IN SECTION 42-1-211 (2).

24 **SECTION 19.** In Colorado Revised Statutes, 42-6-110, **amend**
25 (1.7)(c) as follows:

26 **42-6-110. Certificate of title - transfer - department records -**
27 **rules - definition.** (1.7) (c) The department may charge the insurer, the

1 insurer's agent, the salvage pool, a motor vehicle dealer, a used motor
2 vehicle dealer, or a person approved by the department a fee in an amount
3 not to exceed the lesser of five dollars or the direct and indirect costs of
4 implementing this subsection (1.7). The department shall deposit the fee
5 in the ~~special purpose account created in section 42-1-211~~ COLORADO
6 DRIVES VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

7 **SECTION 20.** In Colorado Revised Statutes, 42-6-138, **amend**
8 (1)(a), (2), and (4) as follows:

9 **42-6-138. Disposition of fees.** (1) (a) All fees received by the
10 authorized agent under section 42-6-137 (1)(a), (2), or (4) or 38-29-138
11 (1)(a), (2), or (4) ~~C.R.S.~~, upon application for a certificate of title, shall
12 be disposed of as follows: Four dollars shall be retained by the authorized
13 agent and disposition made as provided by law; three dollars and twenty
14 cents shall be credited to the ~~special purpose account established by~~
15 ~~section 42-1-211~~ COLORADO DRIVES VEHICLE SERVICES ACCOUNT
16 CREATED IN SECTION 42-1-211 (2).

17 (2) The authorized agent shall dispose of all fees collected under
18 section 42-6-137 (5) or 38-29-138 (5) ~~C.R.S.~~, as follows:

19 (a) For a copy of a recorded certificate of title, six dollars and fifty
20 cents shall be retained by the authorized agent and disposition made as
21 provided by law; and one dollar and seventy cents shall be credited to the
22 ~~special purpose account established by section 42-1-211~~ COLORADO
23 DRIVES VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2);
24 and

25 (b) For assignment of a new identifying number to a motor or
26 off-highway vehicle or manufactured home, the authorized agent shall
27 retain two dollars and fifty cents and dispose of it as provided by law and

1 shall credit one dollar to the ~~special purpose account established by~~
2 ~~section 42-1-211~~ COLORADO DRIVES VEHICLE SERVICES ACCOUNT
3 CREATED IN SECTION 42-1-211 (2). The department shall credit all fees it
4 collects under section 42-6-137 (1)(a), (4), or (5) or 38-29-138 (1)(a), (4),
5 or (5) ~~C.R.S.~~, to the ~~special purpose account~~ COLORADO DRIVES
6 VEHICLE SERVICES ACCOUNT.

7 (4) The director shall credit the fee paid by a motor or
8 off-highway vehicle dealer pursuant to section 42-6-137 (6) for issuance
9 of a certificate of title within one working day after application to the
10 ~~special purpose account established by section 42-1-211 (2)~~ COLORADO
11 DRIVES VEHICLE SERVICES ACCOUNT CREATED IN SECTION 42-1-211 (2).

12 **SECTION 21. Effective date.** (1) Except as otherwise provided
13 in this section, this act takes effect July 1, 2022.

14 (2) Section 4 of this act takes effect only if House Bill 22-1338
15 does not become law.

16 **SECTION 22. Safety clause.** The general assembly hereby finds,
17 determines, and declares that this act is necessary for the immediate
18 preservation of the public peace, health, or safety.