

**Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO**

ENGROSSED

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

LLS NO. 24-1092.01 Jery Payne x2157

HOUSE BILL 24-1369

HOUSE SPONSORSHIP

Holtorf and Martinez,

SENATE SPONSORSHIP

Pelton B. and Marchman,

House Committees

Agriculture, Water & Natural Resources
Finance
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE CREATION OF A COLORADO AGRICULTURE LICENSE**
102 **PLATE, AND, IN CONNECTION THEREWITH, MAKING AN**
103 **APPROPRIATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill creates the Colorado agriculture license plate. In addition to the normal fees for a license plate, a person must pay 2 additional one-time fees, one in the amount of \$25 and one in the amount of \$50, for the issuance of the plate. The \$25 fee is credited to the Colorado DRIVES vehicle services account. Of the \$50 fee, \$25 is credited to the highway

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
April 30, 2024

users tax fund, and the remainder is credited to the agriculture management fund and designated for supporting or expanding marketing programs designed to help consumers, restaurants, and retailers identify and purchase Colorado agricultural products.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 42-3-270 as
3 follows:

4 **42-3-270. Special plates - Colorado agriculture.** (1) ON
5 JANUARY 1, 2025, OR WHEN THE DEPARTMENT IS ABLE TO ISSUE THE
6 PLATES, THE DEPARTMENT SHALL ISSUE SPECIAL LICENSE PLATES TO
7 QUALIFIED APPLICANTS IN ACCORDANCE WITH THIS SECTION FOR
8 MOTORCYCLES, PASSENGER CARS, TRUCKS, OR NONCOMMERCIAL OR
9 RECREATIONAL MOTOR VEHICLES THAT DO NOT EXCEED SIXTEEN
10 THOUSAND POUNDS EMPTY WEIGHT.

11 (2) (a) THERE IS ESTABLISHED THE COLORADO AGRICULTURE
12 LICENSE PLATE.

13 (b) THE DEPARTMENT SHALL USE A DESIGN:

14 (I) THAT INCLUDES A TAGLINE TO READ "FEEDING THE WORLD";
15 AND

16 (II) SUBMITTED BY OR DEVELOPED WITH THE LOGAN COUNTY
17 CATTLEWOMEN, BUT THE DESIGN MUST CONFORM TO DEPARTMENT
18 STANDARDS AND BE APPROVED BY THE DEPARTMENT.

19 (3) A PERSON MAY APPLY FOR A COLORADO AGRICULTURE LICENSE
20 PLATE IF THE PERSON PAYS THE TAXES AND FEES REQUIRED UNDER THIS
21 SECTION.

22 (4) THE AMOUNT OF THE TAXES AND FEES FOR SPECIAL LICENSE
23 PLATES UNDER THIS SECTION IS THE SAME AS THE AMOUNT OF THE TAXES

1 AND FEES FOR REGULAR MOTOR VEHICLE LICENSE PLATES; EXCEPT THAT
2 THE DEPARTMENT SHALL COLLECT THE FEE SPECIFIED IN SECTION 42-3-312
3 AND AN ADDITIONAL ONE-TIME FEE OF FIFTY DOLLARS FOR ISSUANCE OR
4 REPLACEMENT OF THE LICENSE PLATE. THE DEPARTMENT SHALL TRANSMIT
5 THE ADDITIONAL ONE-TIME FEE TO THE STATE TREASURER, WHO SHALL
6 CREDIT TWENTY-FIVE DOLLARS OF THE FEE TO THE HIGHWAY USERS TAX
7 FUND CREATED IN SECTION 43-4-201 AND THE REMAINDER OF THE FEE TO
8 THE AGRICULTURE MANAGEMENT FUND CREATED IN SECTION 35-1-106.9.

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

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

25 **42-3-312. Special license plate surcharge.** In addition to any
26 other fee imposed by this article 3, an applicant for a special license plate
27 created by rule in accordance with section 42-3-207, as the section existed

1 when the plate was created, personalized plates issued under section
2 42-3-211, or special license plates issued under sections 42-3-212 to
3 42-3-214, sections 42-3-217 to 42-3-218, sections 42-3-221 to 42-3-234,
4 sections 42-3-237 to 42-3-258, sections 42-3-260 to 42-3-265, ~~42-3-267,~~
5 ~~42-3-268, and section 42-3-269~~ AND SECTIONS 42-3-267 TO 42-3-270
6 shall pay an issuance fee of twenty-five dollars; except that the fee is not
7 imposed on special license plates exempted from additional fees for the
8 issuance of a military special license plate by section 42-3-213 (1)(b)(II).
9 The department shall transfer the money from the fee to the state
10 treasurer, who shall credit it to the Colorado DRIVES vehicle services
11 account created in section 42-1-211 (2).

12 **SECTION 3.** In Colorado Revised Statutes, **amend** 35-1-106.9
13 as follows:

14 **35-1-106.9. Agriculture management fund - creation.**

15 (1) ~~There is hereby created in the state treasury~~ The agriculture
16 management fund IS CREATED IN THE STATE TREASURY. The fund ~~shall~~
17 ~~consist~~ CONSISTS of money transferred pursuant to ~~section 38-13-801.5~~
18 ~~(3), any money realized from the sale of the inspection and consumer~~
19 ~~services division facility and other real property associated with that~~
20 ~~facility that are all located in the Highlands neighborhood of Denver,~~
21 ~~Colorado, and any money realized from the sale of the warehouse and~~
22 ~~storage facility located at 5000 Packing House Road, Denver, Colorado~~
23 SECTIONS 38-13-801.5 (3) AND 42-3-270.

24 (2) The department shall use ~~such~~ THE money to fund agricultural
25 efforts approved by the commissioner, including ~~but not limited to,~~
26 funding additional department employees necessary to implement and
27 manage approved programs. Money IN THE FUND may be used for direct

1 assistance or grant assistance for conservation districts created pursuant
2 to article 70 of this title 35. ~~Money in the fund may be used for expenses~~
3 ~~related to the department's office consolidation as authorized by House~~
4 ~~Bill 13-1234, enacted in 2013, and as authorized by House Bill 16-1460,~~
5 ~~enacted in 2016.~~ THE MONEY TRANSFERRED TO THE FUND PURSUANT TO
6 SECTION 42-3-270 MAY BE USED TO SUPPORT OR EXPAND MARKETING
7 PROGRAMS DESIGNED TO HELP CONSUMERS, RESTAURANTS, AND
8 RETAILERS IDENTIFY AND PURCHASE COLORADO AGRICULTURAL
9 PRODUCTS.

10 (3) Money in the fund is subject to annual appropriation to the
11 department. Any money not expended or encumbered from any
12 appropriation at the end of any fiscal year ~~shall remain~~ REMAINS available
13 for expenditure in the next fiscal year without further appropriation. All
14 interest derived from the deposit and investment of money in the fund
15 shall be credited to the fund and shall not be transferred or credited to the
16 general fund or any other fund.

17 **SECTION 4. Appropriation.** (1) For the 2024-25 state fiscal
18 year, \$15,775 is appropriated to the department of revenue. This
19 appropriation is from the Colorado DRIVES vehicle services account in
20 the highway users tax fund created in section 42-1-211 (2), C.R.S. To
21 implement this act, the department may use this appropriation as follows:

22 (a) \$1,225 for use by the executive director's office for personal
23 services related to administration and support;

24 (b) \$1,782 for payments to OIT;

25 (c) \$864 for use by the division of motor vehicles for personal
26 services related to vehicle services; and

27 (d) \$11,904 for DRIVES maintenance and support.

1 (2) For the 2024-25 state fiscal year, \$17,431 is appropriated to the
2 department of revenue for use by the division of motor vehicles. This
3 appropriation is from the license plate cash fund created in section
4 42-3-301 (1)(b), C.R.S. To implement this act, the division may use this
5 appropriation for license plate ordering.

6 **SECTION 5. Act subject to petition - effective date.** This act
7 takes effect at 12:01 a.m. on the day following the expiration of the
8 ninety-day period after final adjournment of the general assembly; except
9 that, if a referendum petition is filed pursuant to section 1 (3) of article V
10 of the state constitution against this act or an item, section, or part of this
11 act within such period, then the act, item, section, or part will not take
12 effect unless approved by the people at the general election to be held in
13 November 2024 and, in such case, will take effect on the date of the
14 official declaration of the vote thereon by the governor.