

HB1254_L.001

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Transportation & Local Government.

HB21-1254 be amended as follows:

1 Amend printed bill, page 2, strike lines 2 through 4.

2 Strike pages 3 and 4.

3 Page 5, strike lines 1 through 13 and substitute:

4 "SECTION 1. In Colorado Revised Statutes, 42-1-211, **amend**
5 (2)(b)(I); and **add** (2)(b)(III) as follows:

6 **42-1-211. Driver's license, record, identification, and vehicle**
7 **enterprise solution - rule.** (2) (b) (I) There is hereby created the
8 Colorado DRIVES vehicle services account in the highway users tax fund
9 for the purpose of providing funds for the development and operation of
10 Colorado DRIVES, including operations performed under articles 3, 4, 6,
11 7, and 12 of this title 42, to cover the costs of administration and
12 enforcement of the motorist insurance identification database program
13 created in section 42-7-604, and to purchase and issue license plates,
14 decals, and validating tabs in accordance with article 3 of this title 42.
15 Money received from the fees imposed by ~~section~~ SECTIONS 38-29-138
16 (1), (2), (4), and (5), ~~and sections~~ 42-1-206 (2)(a), 42-1-231, ~~42-3-103~~
17 ~~(4)(a)(II)(C)~~, 42-3-107 (22), 42-3-213 (1)(b)(IV), 42-3-304 (18),
18 42-3-306 (14), 42-3-313 (2)(c)(I), and 42-6-137 (1), (2), (4), (5), and (6),
19 as well as any money received through gifts, grants, and donations to the
20 account from private or public sources for the purposes of this section,
21 shall be credited by the state treasurer to the Colorado DRIVES vehicle
22 services account. The general assembly shall appropriate annually the
23 money in the account for the purposes of this subsection (2). If any
24 unexpended and unencumbered money remains in the account at the end
25 of a fiscal year, the balance remains in the account and is not transferred
26 to the general fund or any other fund.

27 (III) NOTWITHSTANDING THE AMOUNT SPECIFIED FOR ANY FEE IN
28 SECTIONS 38-29-138 (1), (2), (4), AND (5), 42-3-213 (1)(b)(IV), 42-3-306
29 (14), 42-3-313 (2)(c)(I), AND 42-6-137 (1), (2), (4), (5), AND (6), THE
30 EXECUTIVE DIRECTOR OF THE DEPARTMENT BY RULE SHALL REDUCE, IN
31 ACCORDANCE WITH SECTION 24-75-402 (3), THE AMOUNT OF ONE OR MORE
32 OF THE FEES IN THESE SECTIONS TO REDUCE THE UNCOMMITTED RESERVES
33 OF THE COLORADO DRIVES VEHICLE SERVICES ACCOUNT; EXCEPT THAT
34 THE EXECUTIVE DIRECTOR OF THE DEPARTMENT SHALL NOT REDUCE THE
35 FEE AMOUNT THAT IS RETAINED BY THE AUTHORIZED AGENT. AFTER THE
36 UNCOMMITTED RESERVES OF THE FUND ARE SUFFICIENTLY REDUCED, THE
37 EXECUTIVE DIRECTOR OF THE DEPARTMENT BY RULE MAY INCREASE THE

1 AMOUNT OF ONE OR MORE OF THE FEES IN THESE SECTIONS AS PROVIDED
2 IN SECTION 24-75-402 (4).".

3 Renumber succeeding sections accordingly.

4 Page 6, line 6, after "ARTICLE 3" insert "AND PART 8 OF ARTICLE 4 OF
5 TITLE 43".

6 Page 6, strike lines 13 through 22 and substitute:

7 "(III) THE DEPARTMENT SHALL PROMULGATE RULES GOVERNING
8 THE DOCUMENTATION AND EVIDENCE THAT ESTABLISH THE DATES
9 DESCRIBED IN SUBSECTIONS (4)(a)(II)(A) AND (4)(a)(II)(B) OF THIS
10 SECTION;

11 (IV) THE DEPARTMENT SHALL TRANSFER THE FEES TO THE STATE
12 TREASURER, WHO SHALL CREDIT THE FEES, WHICH DO NOT INCLUDE
13 SPECIFIC OWNERSHIP TAX, IMPOSED IN SUBSECTION (4)(a)(II)(C) OF THIS
14 SECTION TO THE COLORADO DRIVES VEHICLE SERVICES ACCOUNT
15 CREATED IN SECTION 42-1-211 (2)(b)(I); EXCEPT THAT, WHEN THE
16 AMOUNT CREDITED TO THE ACCOUNT EXCEEDS THE AMOUNT
17 APPROPRIATED FROM THE ACCOUNT FOR THE PURPOSES OF SECTION
18 42-1-211 IN A FISCAL YEAR, THE STATE TREASURER SHALL CREDIT THE
19 REMAINDER OF THE FEES FOR THE FISCAL YEAR AS FOLLOWS:

20 (A) THE FIRST SEVEN MILLION FIVE HUNDRED THOUSAND DOLLARS
21 TO THE STATEWIDE BRIDGE ENTERPRISE SPECIAL REVENUE FUND CREATED
22 IN SECTION 43-4-805 (3)(a); AND

23 (B) THE REMAINDER OF THE FEES TO THE HIGHWAY USERS TAX
24 FUND CREATED IN SECTION 43-4-201.".

25 Page 7, line 14, after the period add "THE DEPARTMENT SHALL CREDIT
26 THE FEES TO THE STATE TREASURER, WHO SHALL CREDIT THE FEES, WHICH
27 DO NOT INCLUDE SPECIFIC OWNERSHIP TAX, IN ACCORDANCE WITH
28 SECTION 42-3-103 (4)(a)(IV).".

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