

SB054_L.004

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Veterans, & Military Affairs.SB19-054 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, 42-1-102, amend
4 (58); and add (102.6) as follows:

5 **42-1-102. Definitions.** As used in articles 1 to 4 of this title 42,
6 unless the context otherwise requires:

7 (58) (a) "Motor vehicle" means:

8 (I) Any self-propelled vehicle that is designed primarily for travel
9 on ~~the public~~ highways and that is generally and commonly used to
10 transport persons and property over ~~the public highways~~; or HIGHWAYS;

11 (II) A low-speed electric vehicle; OR

12 (III) A SURPLUS MILITARY VEHICLE.

13 (b) ~~except that the term~~ "MOTOR VEHICLE" does not include
14 electrical assisted bicycles, low-power scooters, wheelchairs, or vehicles
15 moved solely by human power.

16 (c) (I) For the purposes of the offenses described in sections
17 42-2-128, 42-4-1301, 42-4-1301.1, and 42-4-1401 for farm tractors and
18 off-highway vehicles, as defined in section 33-14.5-101 (3), operated on
19 streets and highways, "motor vehicle" includes a farm tractor or an
20 off-highway vehicle that is not otherwise classified as a motor vehicle.

21 (II) For the purposes of sections 42-2-127, 42-2-127.7, 42-2-128,
22 42-2-138, 42-2-206, 42-4-1301, and 42-4-1301.1, "motor vehicle"
23 includes a low-power scooter.

24 (102.6) "SURPLUS MILITARY VEHICLE":

25 (a) MEANS A SELF-PROPELLED VEHICLE THAT:

26 (I) HAS BEEN PURCHASED FOR NONMILITARY USE;

27 (II) WAS COMMONLY USED BY THE UNITED STATES ARMED FORCES
28 TO TRANSPORT PERSONS OR PROPERTY OVER THE HIGHWAY; AND

29 (III) WAS BUILT FOR THE UNITED STATES ARMED FORCES.

30 (b) DOES NOT INCLUDE HIGH MOBILITY MULTIPURPOSE WHEELED
31 VEHICLES, ALSO KNOWN AS HMMWVs OR HUMVEES.

32 **SECTION 2.** In Colorado Revised Statutes, 42-5-201, add (11.5)
33 as follows:

34 **42-5-201. Definitions.** As used in this part 2, unless the context
35 otherwise requires:

36 (11.5) "SURPLUS MILITARY VEHICLE" HAS THE SAME MEANING SET
37 FORTH IN SECTION 42-1-102.

38 **SECTION 3.** In Colorado Revised Statutes, 42-5-202, add (5) as
39 follows:

1 **42-5-202. Vehicle identification number inspection.** (5) A
2 SURPLUS MILITARY VEHICLE NEED NOT HAVE A PHYSICAL INSPECTION TO
3 DETERMINE WHETHER THE VEHICLE IS ROADWORTHY AS PART OF A
4 VEHICLE IDENTIFICATION NUMBER INSPECTION PERFORMED IN
5 ACCORDANCE WITH THIS PART 2.

6 **SECTION 4.** In Colorado Revised Statutes, 42-6-102, **amend**
7 (11.5)(a); **repeal** (11.5)(b)(III); and **add** (20.5) as follows:

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

10 (11.5) (a) "Off-highway vehicle" means a self-propelled vehicle
11 that is:

12 (I) Designed to travel on wheels or tracks in contact with the
13 ground; AND

14 (II) Designed primarily for use off of the public highways. **and**

15 (III) ~~Generally and commonly used to transport persons for~~
16 ~~recreational purposes.~~

17 (b) "Off-highway vehicle" includes vehicles commonly known as
18 all-terrain vehicles and snowmobiles but does not include:

19 (III) ~~Military vehicles;~~

20 (20.5) "SURPLUS MILITARY VEHICLE" HAS THE SAME MEANING SET
21 FORTH IN SECTION 42-1-102.

22 **SECTION 5.** In Colorado Revised Statutes, 42-6-107, **amend**
23 (1)(a)(II) as follows:

24 **42-6-107. Certificates of title - contents - rules.** (1) (a) (II) In
25 addition to other information that the director may by rule require, the
26 certificates of title must contain the make and model of the motor or
27 off-highway vehicle described in the record, if the information is
28 available, together with the motor and any other serial number of the
29 vehicle; **and** a description of any other marks or symbols placed upon the
30 vehicle by the vehicle manufacturer for identification purposes; AND, IF
31 THE VEHICLE IS A SURPLUS MILITARY VEHICLE, A NOTATION TO THAT
32 EFFECT.

33 **SECTION 6. Safety clause.** The general assembly hereby finds,
34 determines, and declares that this act is necessary for the immediate
35 preservation of the public peace, health, and safety."

36 Page 1, line 101, strike "DEMILITARIZED MOTOR" and substitute
37 "SURPLUS MILITARY".

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