

## CHAPTER 378

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**MOTOR VEHICLES AND TRAFFIC REGULATION**

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## HOUSE BILL 17-1212

BY REPRESENTATIVE(S) Rosenthal and Sias, Coleman, Covarrubias, Melton;  
also SENATOR(S) Gardner and Kagan, Coram, Crowder, Kerr, Lambert, Todd, Williams A.

**AN ACT****CONCERNING THE CREATION OF AN AVIATION SPECIAL LICENSE PLATE.**

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

**SECTION 1.** In Colorado Revised Statutes, **add** 42-3-251 as follows:

**42-3-251. Special plates - aviation license plate.** (1) BEGINNING ON THE EARLIER OF SEPTEMBER 1, 2018, OR WHEN THE DEPARTMENT IS ABLE TO ISSUE THE PLATES, THE DEPARTMENT SHALL ISSUE SPECIAL LICENSE PLATES TO QUALIFIED APPLICANTS IN ACCORDANCE WITH THIS SECTION FOR MOTORCYCLES, PASSENGER CARS, TRUCKS, OR NONCOMMERCIAL OR RECREATIONAL MOTOR VEHICLES THAT DO NOT EXCEED SIXTEEN THOUSAND POUNDS EMPTY WEIGHT.

(2) (a) THERE IS HEREBY ESTABLISHED THE AVIATION LICENSE PLATE. THE DEPARTMENT MAY STOP ISSUING THE AVIATION LICENSE PLATE IF FEWER THAN THREE THOUSAND LICENSE PLATES ARE ISSUED BY JULY 1, 2022. A PERSON WHO WAS ISSUED AN AVIATION LICENSE PLATE ON OR BEFORE JULY 1, 2022, MAY CONTINUE TO USE THE LICENSE PLATE AFTER JULY 1, 2022, REGARDLESS OF WHETHER THE DEPARTMENT STOPS ISSUING THE SPECIAL LICENSE PLATE.

(b) THE DEPARTMENT SHALL USE A DESIGN OF THE COLORADO AVIATION BUSINESS ASSOCIATION, BUT THE DESIGN MUST CONFORM TO DEPARTMENT STANDARDS AND BE APPROVED BY THE DEPARTMENT.

(3) THE AMOUNT OF THE TAXES AND FEES FOR SPECIAL LICENSE PLATES UNDER THIS SECTION IS THE SAME AS THE AMOUNT OF THE TAXES AND FEES FOR REGULAR MOTOR VEHICLE LICENSE PLATES; EXCEPT THAT THE DEPARTMENT SHALL COLLECT AN ADDITIONAL ONE-TIME FEE OF TWENTY-FIVE DOLLARS FOR ISSUANCE OR

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

REPLACEMENT OF THE LICENSE PLATE. THE DEPARTMENT SHALL TRANSMIT THE ADDITIONAL ONE-TIME FEE TO THE STATE TREASURER, WHO SHALL CREDIT THE FEE TO THE HIGHWAY USERS TAX FUND CREATED IN SECTION 43-4-201.

(4) AN APPLICANT MAY APPLY FOR PERSONALIZED AVIATION LICENSE PLATES. UPON PAYMENT OF THE ADDITIONAL FEE REQUIRED BY SECTION 42-3-211 (6)(a) FOR PERSONALIZED LICENSE PLATES, THE DEPARTMENT MAY ISSUE THE PLATES IF THE APPLICANT COMPLIES WITH SECTION 42-3-211. IF AN APPLICANT HAS EXISTING PERSONALIZED LICENSE PLATES FOR A MOTOR VEHICLE, THE APPLICANT MAY TRANSFER THE COMBINATION OF LETTERS OR NUMBERS TO A NEW SET OF AVIATION LICENSE PLATES FOR THE VEHICLE UPON PAYING THE FEE REQUIRED BY SECTION 42-3-211 (6)(a) AND UPON TURNING IN THE EXISTING PLATES TO THE DEPARTMENT. A PERSON WHO HAS OBTAINED PERSONALIZED LICENSE PLATES UNDER THIS SUBSECTION (4) SHALL PAY THE ANNUAL FEE IMPOSED BY SECTION 42-3-211 (6)(b) FOR RENEWAL OF THE PERSONALIZED PLATES. THE FEES UNDER THIS SUBSECTION (4) ARE IN ADDITION TO ALL OTHER APPLICABLE TAXES AND FEES.

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

**42-3-312. Special license plate surcharge.** In addition to any other fee imposed by this ~~article~~ ARTICLE 3, an applicant for a special license plate created by rule in accordance with section 42-3-207, as the section existed when the plate was created, or license plates issued pursuant to sections 42-3-211 to 42-3-218, sections 42-3-221 to 42-3-234, and sections 42-3-237 to ~~42-3-249~~ 42-3-251 shall pay an issuance fee of twenty-five dollars; except that the fee is not imposed on special license plates exempted from additional fees for the issuance of a military special license plate by section 42-3-213 (1)(b)(II). The department shall transfer the fee to the state treasurer, who shall credit it to the licensing services cash fund created in section 42-2-114.5.

**SECTION 3. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: June 6, 2017