

CHAPTER 262

MOTOR VEHICLES AND TRAFFIC REGULATION

HOUSE BILL 21-1219

BY REPRESENTATIVE(S) Esgar and Mullica, Bernett, Bird, Duran, Exum, Herod, Hooton, Jackson, Jodeh, McCluskie, Ortiz, Ricks, Titone, Valdez D., Cutter, Michaelson Jenet, Garnett;
also SENATOR(S) Moreno and Buckner, Jaquez Lewis, Story, Winter.

AN ACT

CONCERNING A SPECIAL LICENSE PLATE TO RECOGNIZE NURSES IN COLORADO, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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

SECTION 1. Short title. The short title of this act is the "Councilwoman Jennifer Allen-Thomas Colorado Nurses License Plate Act".

SECTION 2. In Colorado Revised Statutes, **add** 42-3-258 as follows:

42-3-258. Special plates - Colorado nurses - definition. (1) BEGINNING THE EARLIER OF JANUARY 15, 2022, 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 COLORADO NURSES LICENSE PLATE.

(b) THE NURSES FOUNDATION THAT SATISFIES ALL APPLICABLE REQUIREMENTS MAY DESIGN THE COLORADO NURSES LICENSE PLATE, BUT THE LICENSE PLATE MUST CONFORM WITH STANDARDS ESTABLISHED BY THE DEPARTMENT.

(c) FOR THE PURPOSES OF THIS SECTION, THE DEPARTMENT SHALL UTILIZE SIGNATURES COLLECTED BY THE STEPHEN T. MARCHELLO SCHOLARSHIP FOUNDATION TO SATISFY THE REQUIREMENT DESCRIBED IN SECTION 42-3-207 (6) AND SHALL APPLY THOSE SIGNATURES TO THE APPLICATION FOR A SPECIAL GROUP LICENSE PLATE BY THE COLORADO NURSES ASSOCIATION.

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

(3) (a) A PERSON MAY APPLY FOR A COLORADO NURSES LICENSE PLATE IF THE PERSON PAYS THE TAXES AND FEES REQUIRED UNDER THIS SECTION AND PROVIDES TO THE DEPARTMENT OR AN AUTHORIZED AGENT A CERTIFICATE ISSUED BY THE NURSES FOUNDATION CONFIRMING THAT THE APPLICANT HAS MADE A DONATION TO THE NURSES FOUNDATION IN AN AMOUNT THAT THE NURSES FOUNDATION MAY DETERMINE BUT THAT MAY NOT EXCEED ONE HUNDRED DOLLARS.

(b) THE NURSES FOUNDATION SHALL FILE WITH THE DEPARTMENT AN ANNUAL STATEMENT VERIFYING THAT IT IS A NONPROFIT ORGANIZATION UNLESS THE DEPARTMENT STOPS ISSUING THE COLORADO NURSES LICENSE PLATE.

(c) FOR EACH DONATION THAT THE NURSES FOUNDATION RECEIVES IN ASSOCIATION WITH THE SALE OF A COLORADO NURSES LICENSE PLATE, THE NURSES FOUNDATION SHALL USE A PORTION OF THE DONATION TO PROVIDE SCHOLARSHIPS TO NURSES FROM MINORITY POPULATIONS.

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

(5) AN APPLICANT MAY APPLY FOR PERSONALIZED COLORADO NURSES 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 COLORADO NURSES 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 COLORADO NURSES LICENSE PLATES UNDER THIS SUBSECTION (5) SHALL PAY THE ANNUAL FEE IMPOSED BY SECTION 42-3-211 (6)(b) FOR RENEWAL OF THE PERSONALIZED PLATES. THE FEES UNDER THIS SUBSECTION (5) ARE IN ADDITION TO ALL OTHER APPLICABLE TAXES AND FEES.

(6) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "NURSES FOUNDATION" MEANS A COLORADO-BASED NURSES FOUNDATION THAT IS DEDICATED TO ADVANCING NURSING THROUGH SCHOLARSHIP, LEADERSHIP DEVELOPMENT, AND NURSE RECOGNITION.

SECTION 3. 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 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 42-3-214, sections 42-3-217 to 42-3-218, sections 42-3-221 to 42-3-234, and sections 42-3-237 to ~~42-3-254~~

42-3-258 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 4. Appropriation. (1) For the 2021-22 state fiscal year, \$17,490 is appropriated to the department of revenue for use by the division of motor vehicles. This appropriation consists of \$5,400 from the Colorado DRIVES vehicle services account in the highway users tax fund created in section 42-1-211 (2)(b)(I), C.R.S., and \$12,090 from the license plate cash fund created in section 42-3-301 (1)(b), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) \$5,400 from the Colorado DRIVES vehicle services account in the highway users tax fund for DRIVES maintenance and support; and

(b) \$12,090 from the license plate cash fund for license plate ordering.

SECTION 5. 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; 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 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: June 18, 2021