

**Final**  
STAFF SUMMARY OF MEETING

TRANSPORTATION LEGISLATION REVIEW COMMITTEE

Date: 10/29/2013

ATTENDANCE

Time: **09:03 AM to 03:34 PM**

Place: HCR 0107

This Meeting was called to order by  
Representative Tyler

This Report was prepared by  
Kelli Kelty

Baumgardner	X
Buck	X
Coram	X
Everett	*
Fischer	X
Jones	X
King	X
Kraft-Tharp	X
Lawrence	E
Lee	X
Mitsch Bush	X
Moreno	*
Peniston	X
Primavera	X
Scott	X
Todd	X
Heath	E
Tyler	X

X = Present, E = Excused, A = Absent, \* = Present after roll call

Bills Addressed:	Action Taken:
Briefing by the Department of Revenue	Witness Testimony and/or Committee Discussion Only
Bill 3	Forwarded to Legislative Council
Resolution 1	Postponed Indefinitely
Bill 5	Forwarded, as amended, to Legislative Council
Bill 4	Forwarded, as amended, to Legislative Council
Bill 2	Forwarded, as amended, to Legislative Council
Bill 6	Not approved to be forwarded to Legislative Council
Bill 1	Forwarded, as amended, to Legislative Council

**09:04 AM -- Call to Order**

Representative Tyler, chair, called the meeting to order. A quorum was present. Representative Tyler commented on the committee's activities throughout the interim. He explained the agenda for the meeting.

**09:06 AM -- Briefing by the Department of Revenue**

Mr. Michael Dixon, representing the Department of Revenue (DOR), introduced himself to the committee. Handouts were distributed to the committee (Attachments A and Attachment B). Mr. Dixon commented on the Department of Motor Vehicles' (DMV) strategic plan and explained that the division's mission is to provide excellent identification, driver, and motor vehicle services to help make Colorado a safe place to live, work, and play. He commented on the following components of the strategic plan: organization, business processes, facilities, and IT systems. Representative Tyler asked about the lien related to the strategic plan. Discussion ensued concerning how liens are the cornerstone to the strategic plan process for the division. Representative Mitsch Bush asked about the online renewal licensing process, specifically for those persons over the age of 65. Representative Lee asked if the department is working with the Department of Corrections (DOC) concerning identification (ID) cards for those inmates who are being released on probation. Mr. Dixon responded that the department is working closely with the DOC on how to better provide ID documents to inmates who are leaving a facility or a county jail. Representative Lee said that he understands that the state is releasing offenders who do not have ID cards and whether the department is aware that this is an issue. Mr. Dixon said that the DOR offers the service but that he does not know how often the DOC is releasing inmates under these circumstances. Discussion ensued concerning current law surrounding the ID card process and the federal REAL ID Act. Mr. Dixon commented on exceptions processing, which allows individuals alternatives to showing proper identification when they do not have the required documentation.

**09:20 AM**

Senator Todd asked for more information concerning online driver's license renewal for persons over the age of 65. Mr. Dixon commented on criteria by which individuals may not be eligible for online renewal of their driver's license.

**09:22 AM**

Representative Kraft-Tharp asked about wait times for DMV offices and what the division is doing to improve wait times. Mr. Dixon commented on wait times at offices and the new Wait Less Project. He said that part of the strategic plan will evaluate how to improve those wait times. He stated that the division's objective is to have 65 percent of costumers being seen within 60 minutes or less. Discussion ensued concerning customer volume at DMV offices.

**09:27 AM**

Representative Peniston commented on her positive recent experience at a DMV. Representative Primavera asked about the emissions program and what the department has done to improve the emissions program. Mr. Dixon commented on the emissions program and spoke to a few legislative changes from last session that impacted the program. Discussion ensued concerning audit recommendations from the last few audits of the program. Representative Primavera asked about upgrading of the Colorado State Title and Registration System (CSTARS) and if the department is hoping to do something with the financial strategy to replace the system. Mr. Dixon responded that the system is still in place today and that the department recognizes the need to replace the driver's license and CSTARS systems. Discussion ensued concerning vehicle registration.

**09:35 AM**

Representative Buck asked about the mobile emissions program. Mr. Dixon commented on the Clean Screen Program and said that it is run by a vendor. Discussion ensued concerning locations of the mobile program.

**09:37 AM**

Representative Coram commented on a constituent's experience in obtaining a Colorado driver's license when she moved here from Utah. Mr. Dixon said that to comply with state law the DMV offices ask for certain types of documentation.

**09:41 AM**

Senator Jones asked about the gold star on his license. Mr. Dixon said that the gold star indicates that the license is REAL ID compliant.

**09:41 AM**

Mr. Dixon continued to discuss the organizational component of the strategic plan, including major initiatives such as an enhanced hiring process and international registration plan program to the Titles and Registration sections of the DMV pursuant to House Bill 12-1019. He commented on the business processes. Representative Primavera asked about entry level Titles and Registration staff salaries. Mr. Dixon said that the average starting salary is approximately \$26,000 per year. He commented on IT systems.

**09:46 AM**

Mr. Dixon commented on the implementation of Senate Bill 13-251 concerning non-citizen ID cards and driver's licenses. He said that the bill creates a new tiered system for the issuance of documents to different customers. He said that the law allows a non-citizen to qualify for a three year ID card or driver's license if he or she meets certain requirements, including being a Colorado resident for 24 months, a signed affidavit, and certain documentation. He said that the department will create an executive steering committee to further advance implementation and that the department is on track for an August 1, 2014 start date. Representative Fischer asked about the look of the ID card or driver's license under the bill. Representative Primavera asked if CSTARs will be able to accept all of these changes in the program.

**09:53 AM**

Mr. Dixon provided an update on the implementation of House Bill 13-1289 concerning electronic liens and titles. He said that the law allows DOR to establish a system to allow the electronic transmission of registration, lien, and titling information for motor vehicles. He commented on the creation of working groups comprised of county and industry representatives to evaluate the implementation of the legislation.

**09:54 AM**

Mr. Dixon commented on financial challenges that the DMV faces, including persistent structural deficit. He said that appropriation exceeds revenue and that revenue is projected to remain relatively flat. He said that the only option is to align spending with revenue impacting the ability to provide customer service and spend down the fund balance. He stated that the current financing structure expires on June 30, 2015.

**09:59 AM -- Bill 3**

Representative Tyler commented on the process for voting and sponsorship of the committee bills. Representative Moreno asked for clarification on sponsorship and whether it counts toward the 5 bill limit.

**10:03 AM**

Representative Fischer commented on Bill 3 (Attachment C). He said that Bill 3 is a technical cleanup bill to House Bill 13-1110 concerning the definition of plug-in electric motor vehicles.

<b>BILL:</b>	<b>Bill 3</b>	
<b>TIME:</b>	<b>10:05:09 AM</b>	
<b>MOVED:</b>	Fischer	
<b>MOTION:</b>	Move that Bill 3 be included as one of the bills forwarded to Legislative Council. The motion passed on a vote of 11-5.	
<b>SECONDED:</b>	Jones	
		<b>VOTE</b>
	Baumgardner	No
	Buck	No
	Coram	No
	Everett	No
	Fischer	Yes
	Jones	Yes
	King	Yes
	Kraft-Tharp	Yes
	Lawrence	Excused
	Lee	Yes
	Mitsch Bush	Yes
	Moreno	Yes
	Peniston	Yes
	Primavera	Yes
	Scott	No
	Todd	Yes
	Heath	Excused
	Tyler	Yes
<b>YES: 11 NO: 5 EXC: 2 ABS: 0 FINAL ACTION: PASS</b>		

**10:06 AM**

Representative Fischer requested to be prime sponsor in the House and Senator Jones requested to be prime sponsor in the Senate. Co-sponsors will be Representatives Mitsch Bush, Lee, Peniston, Primavera, and Tyler and Senator Todd.



<b>BILL:</b>	<b>Resolution 1</b>	
<b>TIME:</b>	<b>10:31:02 AM</b>	
<b>MOVED:</b>	Coram	
<b>MOTION:</b>	Move a substitute motion to allow a legislator to attend the meetings of the working group if they wish to and that there be notice of such meetings. The committee further discussed the substitute motion. The motion passed on a vote of 15-2.	
<b>SECONDED:</b>	King	
		<b>VOTE</b>
	Baumgardner	Yes
	Buck	Yes
	Coram	Yes
	Everett	Yes
	Fischer	Yes
	Jones	Yes
	King	No
	Kraft-Tharp	No
	Lawrence	Excused
	Lee	Yes
	Mitsch Bush	Yes
	Moreno	Yes
	Peniston	Yes
	Primavera	Yes
	Scott	Yes
	Todd	Yes
	Heath	Yes
	Tyler	Yes
<b>YES: 15 NO: 2 EXC: 1 ABS: 0 FINAL ACTION: PASS</b>		



<b>BILL:</b>	<b>Resolution 1</b>	
<b>TIME:</b>	<b>11:12:44 AM</b>	
<b>MOVED:</b>	Scott	
<b>MOTION:</b>	Moved to postpone Resolution 1 indefinitely. The motion passed on a vote of 17-0.	
<b>SECONDED:</b>	Baumgardner	
		<b>VOTE</b>
	Baumgardner	Yes
	Buck	Yes
	Coram	Yes
	Everett	Yes
	Fischer	Yes
	Jones	Yes
	King	Yes
	Kraft-Tharp	Yes
	Lawrence	Excused
	Lee	Yes
	Mitsch Bush	Yes
	Moreno	Yes
	Peniston	Yes
	Primavera	Yes
	Scott	Yes
	Todd	Yes
	Heath	Yes
	Tyler	Yes
	<b>Final YES: 17 NO: 0 EXC: 1 ABS: 0 FINAL ACTION: PASS</b>	

**11:14 AM -- Bill 1**

Representative Primavera explained Bill 1 (Attachment E). She explained the intent of the bill and said it reorganizes and clarifies the disabled parking statutes. Mr. Jerry Payne, Office of Legislative Legal Services, explained the changes made under the bill. Senator Heath asked about companies that violate disabled parking laws and said that he is troubled at how far the violations might go. Mr. Payne said that under current law, both the executive officer and the employee are separately liable. Senator Baumgardner asked about the "c" on the registration or parking placard. Mr. Payne said that it is not in current statute, although he thinks the Department of Revenue might already be doing it. He said that the "c" in current statute refers to the parking placard. Senator Baumgardner asked about penalties if the person who owns the placard is not in the vehicle when the placard is being used. Mr. Payne clarified that Senator Baumgardner is asking about a disabled child whose parent is using the placard and that if the child is not in the vehicle, under current law that would be illegal. Senator Baumgardner said he is trying to make the point that it is hard to enforce if you do not know that the child is in the car or not.

**11:24 AM** -- Mr. Mark Simon, representing himself, responded to questions from the committee. He said that current law indicates that disabled parking placard is meant to be used for the direct benefit of the individual for whom the placard is intended. Representative Peniston asked for more information about the prohibition against using reserved disabled parking for commercial purposes. Mr. Simon responded about a situation at Coors Field where an individual was parking in a disabled parking space to sell items to customers.

**11:26 AM**

Mr. Simon referred the committee to his handout (Attachment F). Mr. Simon clarified that the handout is new language that he is proposing as an amendment to the bill. Representative Tyler said that the committee could not consider the amendment since it was not a formal amendment that has been written up, and that Mr. Simon's proposed changes are too large to be considered a conceptual amendment. Mr. Simon said that the statute flows much better in the bill and is more clear about how to get a parking placard and how to use it.

**11:28 AM**

Mr. Payne commented that some of Mr. Simon's proposed language changes would go beyond clarifying changes and may require the title of the bill to be broadened. Discussion ensued concerning whether to broaden the title and how to handle the proposed language. Representative Primavera said she has not had a chance to look at the proposed language. Mr. Payne said that the violation and penalty changes that Mr. Simon is proposing would require a broadened title. Representative Tyler said that the bill is solid and that a separate bill could be run in session to address the penalty changes, rather than changing the title for the purposes of incorporating the proposed language changes as a committee bill. Discussion ensued concerning broadening the short title.

<b>BILL:</b>	<b>Bill 1</b>	
<b>TIME:</b>	<b>11:32:00 AM</b>	
<b>MOVED:</b>	Fischer	
<b>MOTION:</b>	Move a conceptual amendment to strike ", AND, IN CONNECTION THEREWITH, CLARIFYING CERTAIN PROVISIONS" from the bill's title. The motion passed on a vote of 17-0.	
<b>SECONDED:</b>	Todd	
		<b>VOTE</b>
	Baumgardner	Yes
	Buck	Yes
	Coram	Yes
	Everett	Yes
	Fischer	Yes
	Jones	Yes
	King	Yes
	Kraft-Tharp	Yes
	Lawrence	Excused
	Lee	Yes
	Mitsch Bush	Yes
	Moreno	Yes
	Peniston	Yes
	Primavera	Yes
	Scott	Yes
	Todd	Yes
	Heath	Yes
	Tyler	Yes
<b>YES: 17 NO: 0 EXC: 1 ABS: 0 FINAL ACTION: PASS</b>		

**11:34 AM** -- Ms. Peg Ackerman, representing the County Sheriffs, and Mr. David Hall, representing the Colorado State Patrol, came to the table to address the bill. Ms. Ackerman discussed a potential conceptual amendment she and Mr. Hall would like the committee to include.

<b>BILL:</b>	<b>Bill 1</b>	
<b>TIME:</b>	<b>11:36:33 AM</b>	
<b>MOVED:</b>	King	
<b>MOTION:</b>	Move a conceptual amendment page 19, line 10 strike "SHALL" and insert "MAY". The motion passed on a vote of 17-0.	
<b>SECONDED:</b>	Baumgardner	
		<b>VOTE</b>
	Baumgardner	Yes
	Buck	Yes
	Coram	Yes
	Everett	Yes
	Fischer	Yes
	Jones	Yes
	King	Yes
	Kraft-Tharp	Yes
	Lawrence	Excused
	Lee	Yes
	Mitsch Bush	Yes
	Moreno	Yes
	Peniston	Yes
	Primavera	Yes
	Scott	Yes
	Todd	Yes
	Heath	Yes
	Tyler	Yes
<b>YES: 17 NO: 0 EXC: 1 ABS: 0 FINAL ACTION: PASS</b>		

<b>BILL:</b>	<b>Bill 1</b>	
<b>TIME:</b>	<b>11:37:00 AM</b>	
<b>MOVED:</b>	Primavera	
<b>MOTION:</b>	Move that Bill 1, as amended, be included as one of the bills forwarded to Legislative Council. The motion passed on a vote of 17-0.	
<b>SECONDED:</b>	Todd	
		<b>VOTE</b>
	Baumgardner	Yes
	Buck	Yes
	Coram	Yes
	Everett	Yes
	Fischer	Yes
	Jones	Yes
	King	Yes
	Kraft-Tharp	Yes
	Lawrence	Excused
	Lee	Yes
	Mitsch Bush	Yes
	Moreno	Yes
	Peniston	Yes
	Primavera	Yes
	Scott	Yes
	Todd	Yes
	Heath	Yes
	Tyler	Yes
	<b>Final YES: 17 NO: 0 EXC: 1 ABS: 0 FINAL ACTION: PASS</b>	

**11:38 AM**

Representative Primavera requested to be the prime sponsor in the House, where the bill will start. Senator Todd will be prime sponsor in the Senate. Co-sponsors will be Representatives Peniston, Mitsch Bush, Tyler, Lee, and Kraft-Tharp, and Senators Jones and Heath. Representative Tyler gave OLLS authority to make technical changes to the bills.

**11:40 AM**

The committee took a recess for lunch.

**01:14 PM -- Bill 5**

The committee came back to order. Representative Moreno explained Bill 5 (Attachment G). He explained the intent of the bill and said that the bill requires the recommendations to be presented within a year.

<b>BILL:</b>	<b>Bill 5</b>	
<b>TIME:</b>	<b>01:17:17 PM</b>	
<b>MOVED:</b>	Moreno	
<b>MOTION:</b>	Adopt amendment #1 (Attachment H). The committee discussed the amendment. The motion passed without objection.	
<b>SECONDED:</b>	King	
		<b>VOTE</b>
	Baumgardner	
	Buck	
	Coram	
	Everett	
	Fischer	
	Jones	
	King	
	Kraft-Tharp	
	Lawrence	Excused
	Lee	
	Mitsch Bush	
	Moreno	
	Peniston	
	Primavera	
	Scott	
	Todd	
	Heath	
	Tyler	
<b>YES: 0 NO: 0 EXC: 1 ABS: 0 FINAL ACTION: Pass Without Objection</b>		

<b>BILL:</b>	<b>Bill 5</b>	
<b>TIME:</b>	<b>01:21:59 PM</b>	
<b>MOVED:</b>	Moreno	
<b>MOTION:</b>	Adopt amendment #2 (Attachment I). The motion passed without objection.	
<b>SECONDED:</b>	King	
		<b>VOTE</b>
	Baumgardner	
	Buck	
	Coram	
	Everett	
	Fischer	
	Jones	
	King	
	Kraft-Tharp	
	Lawrence	Excused
	Lee	
	Mitsch Bush	
	Moreno	
	Peniston	
	Primavera	
	Scott	
	Todd	
	Heath	
	Tyler	
<b>YES: 0 NO: 0 EXC: 1 ABS: 0 FINAL ACTION: Pass Without Objection</b>		

<b>BILL:</b>	<b>Bill 5</b>	
<b>TIME:</b>	<b>01:23:12 PM</b>	
<b>MOVED:</b>	Moreno	
<b>MOTION:</b>	Move that Bill 5, as amended, be included as one of the bills forwarded to Legislative Council. The motion passed on a vote of 15-1.	
<b>SECONDED:</b>	Tyler	
		<b>VOTE</b>
	Baumgardner	Excused
	Buck	Yes
	Coram	No
	Everett	Yes
	Fischer	Yes
	Jones	Yes
	King	Yes
	Kraft-Tharp	Yes
	Lawrence	Excused
	Lee	Yes
	Mitsch Bush	Yes
	Moreno	Yes
	Peniston	Yes
	Primavera	Yes
	Scott	Yes
	Todd	Yes
	Heath	Yes
	Tyler	Yes
<b>YES: 15 NO: 1 EXC: 2 ABS: 0 FINAL ACTION: PASS</b>		

**01:24 PM**

Representative Moreno requested to be the House sponsor, where the bill will start. Co-sponsors will be Representatives Mitsch Bush, Lee, Tyler, Fischer, Peniston, and Primavera.

**01:13 PM -- Bill 4**

Representative Tyler explained Bill 4 (Attachment J) and Amendment #1 (Attachment K), which is a strike everything below the enacting clause amendment. Representative Mitsch Bush commented on the bill. Representative Buck commented on Independence Pass. Senator Heath clarified that the bill only applies to commercial vehicles. Representative Tyler said that there are signs on each side of the pass indicating the restriction. Representative Primavera asked where the revenue from the fines go. Representative Tyler responded that the fines could go to the Highway Users Tax Fund (HUTF). Representative Coram asked about fines for recreational vehicles. Representative Tyler responded that the bill only applies to commercial vehicles.

The following person testified on the bill:

**01:34 PM --** Mr. RJ Hicks, representing the Colorado Motor Carriers Association (CMCA), testified on the bill. He said that he would like to convene a group to see if there is an administrative fix to the legislation. Representative Tyler said that he would have no problem with that approach. Representative Fischer asked about global positioning systems (GPS) that route trucks over Independence Pass. Discussion ensued concerning restricted passes.

<b>BILL:</b>	<b>Bill 4</b>	
<b>TIME:</b>	<b>01:41:49 PM</b>	
<b>MOVED:</b>	Tyler	
<b>MOTION:</b>	Adopt amendment #1 (Attachment K). The motion passed without objection.	
<b>SECONDED:</b>	Todd	
		<b>VOTE</b>
	Baumgardner	
	Buck	
	Coram	
	Everett	
	Fischer	
	Jones	
	King	
	Kraft-Tharp	
	Lawrence	Excused
	Lee	
	Mitsch Bush	
	Moreno	
	Peniston	
	Primavera	
	Scott	
	Todd	
	Heath	Excused
	Tyler	
<b>YES: 0 NO: 0 EXC: 2 ABS: 0 FINAL ACTION: Pass Without Objection</b>		

<b>BILL:</b>	<b>Bill 4</b>	
<b>TIME:</b>	<b>01:43:00 PM</b>	
<b>MOVED:</b>	Tyler	
<b>MOTION:</b>	Move that Bill 4, as amended, be included as one of the bills forwarded to Legislative Council. The motion passed on a vote of 10-6.	
<b>SECONDED:</b>	Heath	
		<b>VOTE</b>
	Baumgardner	No
	Buck	No
	Coram	No
	Everett	No
	Fischer	Yes
	Jones	Excused
	King	No
	Kraft-Tharp	Yes
	Lawrence	Excused
	Lee	Yes
	Mitsch Bush	Yes
	Moreno	Yes
	Peniston	Yes
	Primavera	Yes
	Scott	No
	Todd	Yes
	Heath	Yes
	Tyler	Yes
<b>YES: 10 NO: 6 EXC: 2 ABS: 0 FINAL ACTION: PASS</b>		

**01:44 PM**

Representatives Tyler, Fischer, and Mitsch Bush requested to be co-prime sponsors in the House, where the bill will start. Senator Heath requested to be a co-sponsor.

**01:45 PM -- Bill 2**

Representative Mitsch Bush explained Bill 2 (Attachment L). She explained Amendment #2 (Attachment M).

<b>BILL:</b>	<b>Bill 2</b>	
<b>TIME:</b>	<b>01:47:25 PM</b>	
<b>MOVED:</b>	Mitsch Bush	
<b>MOTION:</b>	Amendment #2 (Attachment M). The motion passed without objection.	
<b>SECONDED:</b>	Fischer	
		<b>VOTE</b>
	Baumgardner	
	Buck	
	Coram	
	Everett	
	Fischer	
	Jones	
	King	
	Kraft-Tharp	
	Lawrence	Excused
	Lee	
	Mitsch Bush	
	Moreno	
	Peniston	
	Primavera	
	Scott	
	Todd	
	Heath	Excused
	Tyler	
<b>YES: 0 NO: 0 EXC: 2 ABS: 0 FINAL ACTION: <span style="color: red;">Pass Without Objection</span></b>		

<b>BILL:</b>	<b>Bill 2</b>	
<b>TIME:</b>	<b>01:47:55 PM</b>	
<b>MOVED:</b>	Heath	
<b>MOTION:</b>	Motion to reconsider Amendment #2 (Attachment M). The motion passed on a vote of 16-0.	
<b>SECONDED:</b>	Coram	
		<b>VOTE</b>
	Baumgardner	Yes
	Buck	Yes
	Coram	Yes
	Everett	Yes
	Fischer	Yes
	Jones	Excused
	King	Yes
	Kraft-Tharp	Yes
	Lawrence	Excused
	Lee	Yes
	Mitsch Bush	Yes
	Moreno	Yes
	Peniston	Yes
	Primavera	Yes
	Scott	Yes
	Todd	Yes
	Heath	Yes
	Tyler	Yes
<b>YES: 16 NO: 0 EXC: 2 ABS: 0 FINAL ACTION: PASS</b>		

<b>BILL:</b>	<b>Bill 2</b>	
<b>TIME:</b>	<b>01:59:23 PM</b>	
<b>MOVED:</b>	Mitsch Bush	
<b>MOTION:</b>	Amend Amendment #2 line 5, insert "or contracted" after "operated", and line 28 insert an effective date of January 1, 2015. The motion passed without objection.	
<b>SECONDED:</b>	Fischer	
		<b>VOTE</b>
	Baumgardner	
	Buck	
	Coram	
	Everett	
	Fischer	
	Jones	
	King	
	Kraft-Tharp	
	Lawrence	Excused
	Lee	
	Mitsch Bush	
	Moreno	
	Peniston	
	Primavera	
	Scott	
	Todd	
	Heath	
	Tyler	
<b>YES: 0 NO: 0 EXC: 1 ABS: 0 FINAL ACTION: <span style="color: red;">Pass Without Objection</span></b>		

<b>BILL:</b>	<b>Bill 2</b>	
<b>TIME:</b>	<b>02:01:51 PM</b>	
<b>MOVED:</b>	Mitsch Bush	
<b>MOTION:</b>	Adopt Amendment #2 (Attachment M), as amended. The motion passed without objection.	
<b>SECONDED:</b>	Peniston	
		<b>VOTE</b>
	Baumgardner	
	Buck	
	Coram	
	Everett	
	Fischer	
	Jones	
	King	
	Kraft-Tharp	
	Lawrence	Excused
	Lee	
	Mitsch Bush	
	Moreno	
	Peniston	
	Primavera	
	Scott	
	Todd	
	Heath	
	Tyler	
<b>YES: 0 NO: 0 EXC: 1 ABS: 0 FINAL ACTION: Pass Without Objection</b>		

<b>BILL:</b>	<b>Bill 2</b>	
<b>TIME:</b>	<b>02:02:22 PM</b>	
<b>MOVED:</b>	Mitsch Bush	
<b>MOTION:</b>	Move that Bill #2, as amended, be included as one of the bill forwarded to Legislative Council. The motion passed on a vote of 16-0.	
<b>SECONDED:</b>	Coram	
		<b>VOTE</b>
	Baumgardner	Yes
	Buck	Yes
	Coram	Yes
	Everett	Yes
	Fischer	Yes
	Jones	Excused
	King	Yes
	Kraft-Tharp	Yes
	Lawrence	Excused
	Lee	Yes
	Mitsch Bush	Yes
	Moreno	Yes
	Peniston	Yes
	Primavera	Yes
	Scott	Yes
	Todd	Yes
	Heath	Yes
	Tyler	Yes
<b>YES: 16 NO: 0 EXC: 2 ABS: 0 FINAL ACTION: PASS</b>		

**02:03 PM**

The bill will start in the House with Representatives Mitsch Bush and Coram as co-prime sponsors. Senator Todd will be prime sponsor in the Senate. Co- sponsors will be Representatives Lee, Fischer, Primavera, and Tyler.

**02:04 PM -- Bill 6**

Representative Fischer explained Bill 6 (Attachment N). Representative Coram said that 97,000 pounds on a 5-axle unit is almost impossible to manage. Discussion ensued concerning the intent of the bill.

The following people testified on the bill:

**02:13 PM --** Mr. RJ Hicks, representing the Colorado Motor Carriers Association (CMCA), testified on the bill. He commented on axle and gross weights under current law. He said that the CMCA is opposed to the bill. Representative Mitsch Bush asked about empirical evidence related to safety issues or extreme pavement degradation. Discussion ensued concerning current law and safety issues. Representative Tyler asked what other states are doing on this issue.

**02:32 PM --** Mr. David Hall, representing the Colorado State Patrol (CSP), and Mr. Kurt Morrison, representing the Colorado Department of Transportation (CDOT), came to the table to respond to questions from the committee. Mr. Morrison said CDOT remains neutral on the bill in its current form. Mr. Hall said that the CSP does not have a position on the bill. Discussion ensued concerning overweight loads and safety issues due to excess weights.

**02:42 PM --** Mr. Jery Payne, Office of Legislative Legal Services (OLLS), came to the table to respond to questions from the committee.

**02:43 PM --** Mr. RJ Hicks came back to the table to respond to questions from the committee. He clarified his earlier comments and said that CMCA will lose 5,000 pounds in gross weight under the bill.

**02:45 PM --** Mr. Ray Burgener, representing Truckers for Common Sense, testified in support of the bill. A handout was distributed to the committee (Attachment O). He discussed the need for the bill. Mr. Burgener responded to questions from the committee.

<b>BILL:</b>	<b>Bill 6</b>	
<b>TIME:</b>	<b>03:09:42 PM</b>	
<b>MOVED:</b>	Fischer	
<b>MOTION:</b>	Move that Bill 6 be included as one of the bills forwarded to Legislative Council. The motion failed on a vote of 2-14.	
<b>SECONDED:</b>	Jones	
		<b>VOTE</b>
	Baumgardner	Excused
	Buck	No
	Coram	No
	Everett	No
	Fischer	Yes
	Jones	Yes
	King	No
	Kraft-Tharp	No
	Lawrence	Excused
	Lee	No
	Mitsch Bush	No
	Moreno	No
	Peniston	No
	Primavera	No
	Scott	No
	Todd	No
	Heath	No
	Tyler	No
<b>YES: 2 NO: 14 EXC: 2 ABS: 0 FINAL ACTION: FAIL</b>		

**03:26 PM**

Senator Jones explained that he is not moving forward with the High-Performance Transportation Enterprise bill. Senator Heath thanked the committee for its hard work this interim. Representative Tyler thanked the committee and staff. The committee discussed the possibility of a letter concerning the working group proposed in Joint Resolution 1. Representative Tyler asked that staff comprise a letter similar to the intent of the resolution concerning the permitting process. Representative Primavera asked whether Truckers for Common Sense could be included in the letter.

**03:34 PM**

The committee adjourned.

**Colorado Department of Revenue  
Division of Motor Vehicles**

**Update to the  
Transportation**

**Legislation Review Committee**

**October 29, 2013**



# Division of Motor Vehicles



## Colorado Department of Revenue

### Vision

To become a premier Department of Revenue known for its outstanding customer service, innovation, and dedicated employees.

### Mission

The Department of Revenue will provide quality service to our customers in fulfillment of our fiduciary and statutory responsibilities while instilling public confidence through professional and responsive employees.

### Vision

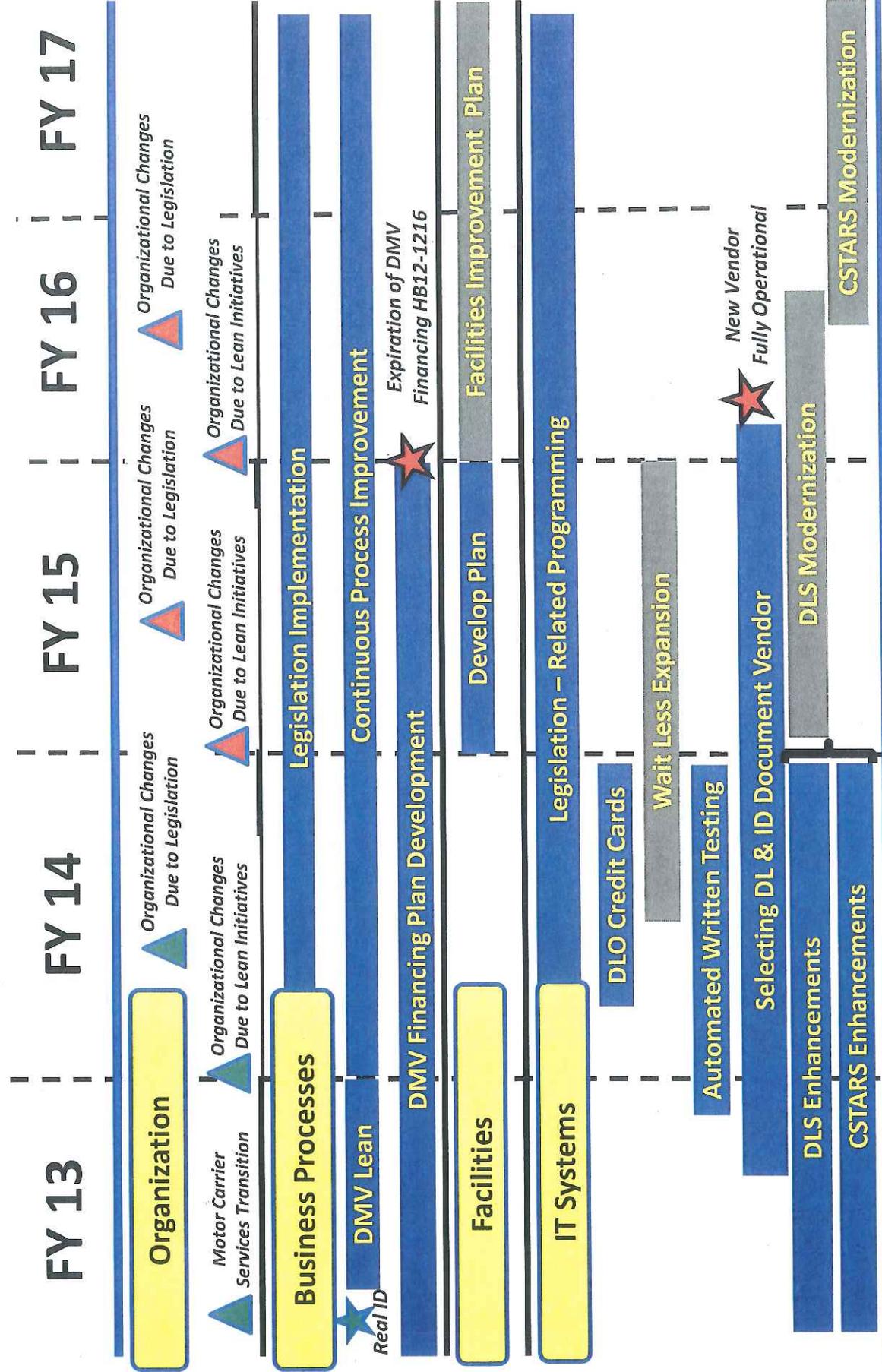
A high performing team with dedicated employees driving forward to excellence in customer service, identity security, and public safety.

### Mission

Our mission is to provide excellent identification, driver, and motor vehicle services to help make Colorado a safe place to live, work, and play.



# Colorado DMV Strategic Plan



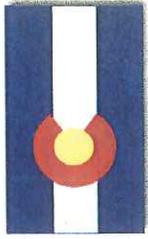


# Major Initiatives



## Organization

- ✓ International Registration Plan Program to Titles & Registration Section (HB12-1019)
- ✓ Commercial Drivers License Testing Unit to Driver's License Section (HB12-1019)
- ✓ Enhanced Hiring Process
  - Operations Directors Driver's License and Titles & Registration Sections
  - General Professionals
  - Regional Managers
  - Communications Specialist
- ✓ Project Management Office



# Major Initiatives



## Business Processes

- ✓ Legislation Implementation on Track – 14 Bills
- ✓ Strategic Plan / Established Performance Metrics
  - 65 % of DL customer served within an average of 60 minutes at 13 Front Range “Wait Less” equipped offices.
  - 90 % of DL customers with appointments called to the counter within 15 minutes of their scheduled appointment.
- ✓ Initiated DMV Lean Program
  - Streamlined Procedures & Continuous Process Improvement
  - Successful Implementation of Quick Wins
  - Monitoring Performance with Automated and Manual Tracking Systems
  - “Model Driver’s License Office Design”
- ✓ Project Management Process
  - Wait Less Project Successful First PMO Managed Initiative
  - All Projects Managed by PMO

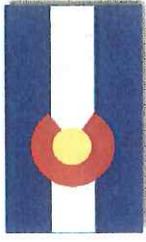


# Major Initiatives



## IT Systems

- ✓ Driver's License Office Equipment Upgrade - JUN 2012
- ✓ Driver's License Network Equipment Upgrade - OCT 2012
- ✓ Wait Less Project (13 DLOs) - DEC 2012
  - Credit Cards in 36 Driver's License Offices – MAR 2014
  - Alumni, Military, and Special License Plates Print on Demand – MAR 2014
  - Automated Written Regular DL & CDL Testing – MAY 2014
  - New Contract in Place for DL/ID Card Credentialing Vendor – OCT 2015
  - Expansion of Wait Less Office Management System
  - *Modernization of Driver's License System (DLS) and Colorado State Title & Registration System (CSTARS)*



# SB13-251 Implementation



## *“Colorado Road & Community Safety Act”*

- Added Part 5 to Title 42, Article 2
- Authorizes a non-citizen to qualify for a 3 year ID Card or DL
- Colorado Resident for 24 Months
- Signed affidavit applied to be lawfully present or when eligible
- Presents one of the following from country of origin:
  - Passport
  - Consular Identification Card
  - Military Identification Document
- For DL, Individual must meet all written & drive testing
- New card design - “Not Valid for Federal Identification, Voting, or Public Benefit Purposes”
- Additional fees authorized to cover direct and indirect Departmental costs

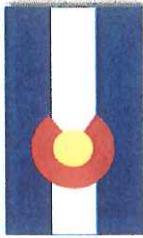


## HB13-1289 Update

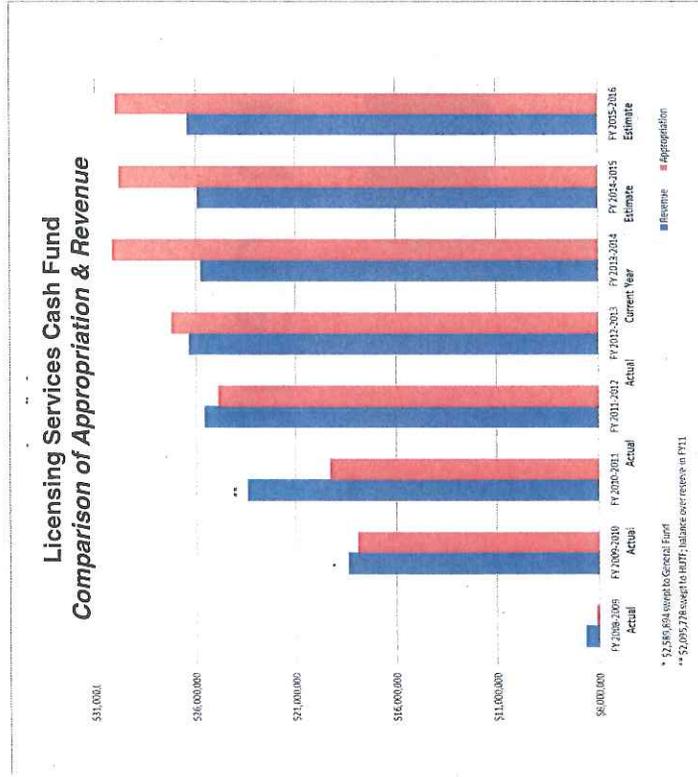


### *“Electronic Lien and Title”*

- Allows the Department to establish a system to allow the electronic transmission of registration, lien and titling information for motor vehicles
- Department leading a working group comprised of County & Industry representatives
- Funded with Gifts, Grants, and Donations



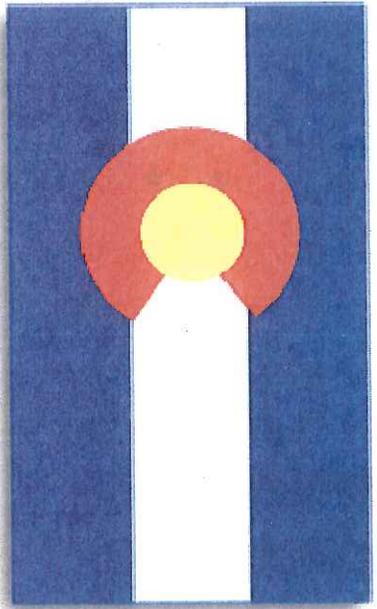
# Financial Challenges



- Persistent Structural Deficit
- Appropriation exceeds Revenue
- Appropriation increases
  - Personnel
  - IT-Related Costs
- Revenue projected to remain relatively flat
- Fees last changed in 2007
- No fee setting authority in state statutes

- Only option is to align spending with revenue impacting ability to provide customer service and spend down fund balance
- Current financing structure expires June 30, 2015

# Questions or Comments?



**Colorado Department of Revenue**

**Division of Motor Vehicles**

**Strategic Plan for 2013-2017**

**February 20, 2013**



***Driving Forward to Excellence in Service, Security, and Safety***

## From the Director

The Colorado Department of Revenue's Division of Motor Vehicles (DMV) is committed to improving its operations to provide better service to the citizens of the Centennial State. This five-year strategic plan provides a roadmap for the division to achieve higher levels of performance and attain our vision – ***To be a high performing team with dedicated employees Driving Forward to Excellence in Customer Service, Identity Security, and Public Safety.*** The DMV plan complements the Department of Revenue Strategic Plan. It was created with the input from managers across all sections within the division.

The overall purpose of the DMV Strategic Plan is to establish a framework from which to streamline operations and increase effectiveness in serving customers in the most efficient manner possible in order to achieve what Governor Hickenlooper has termed an "elegant" experience for both the citizens of Colorado and our employees. It builds upon all the work done in the past to improve DMV services. The plan addresses four areas of focus for improvement over the next five years as well as goals and performance objectives for measuring progress on a monthly basis.

There are four areas of focus for making improvements in customer service, document security, and public safety. The four focus areas include organization, business processes, facilities, and Information Technology (IT) systems. Over the next 5 years the division will strive to increase the effectiveness of the organization, improve business processes, and upgrade facilities and information technology systems. One of the business processes included in the strategy is the development of a DMV finance plan. With the assistance of key outside partners, the DMV will implement a viable financing strategy to adequately fund its services and future capital improvements.

As previously mentioned, the strategic plan addresses goals and performance objectives for the DMV. The five goals include customer service, fiduciary compliance, statutory compliance, employees, and public confidence. Measureable performance objectives were developed for each goal which will be evaluated monthly to make appropriate actions for improvement. The division has measurable performance standards for its call centers and offices that are provided in a monthly report to the department.

The DMV was successful in completing numerous major initiatives over the past 12 months which are already assisting in improving services and will serve as the foundation for future enhancements. In June 2012, a new information technology network, as well as driver's license office equipment was deployed to all our offices. This deployment of new equipment was critical to the establishment of more reliable services at driver's license offices and to increasing the security of our processes. As a result of these enhancements, the U.S. Department of Homeland Security recently announced the Colorado driver's license and identification card are recognized as being compliant with Real ID standards. In December 2012, the division completed the planned deployment of an electronic queuing system to 13 Front Range driver's

license offices. Additionally, online appointments are now available at each of the 13 offices. Included in the strategy is developing a plan to expand this capability to all our offices and use this technology as a basis for continued improvement in our service across the State.

Key partnerships remain a vital part of the strategy and will continue in support of public safety and public assistance. The DMV will continue to work with the department and the State-wide Internet Portal Authority (SIPA) to increase and improve online services.

The DMV Team is committed to improving our service delivery at the least cost to the Colorado taxpayer. Each passing month, we will strive to provide the citizens of Colorado a higher level of customer service. Thank you for your interest in reviewing our strategic plan. If you have any comments or suggestions, please send them to [DOR\\_MVAdmin@state.co.us](mailto:DOR_MVAdmin@state.co.us) or call (303) 205-5944.

Sincerely,

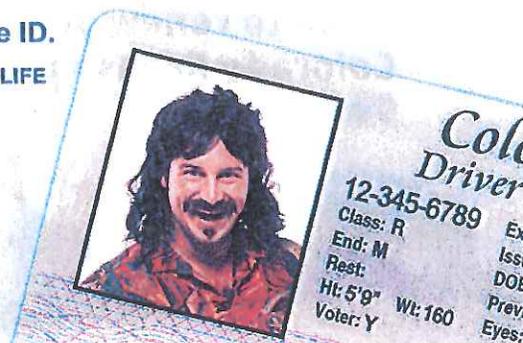
Mike Dixon  
Senior Director  
**Division of Motor Vehicles**  
**Colorado Department of Revenue**  
*Driving Forward to Excellence in Service, Security, and Safety!*

## Save time. Renew online.

### Driver's License or State ID.

Please say **YES** to the **GIFT OF LIFE**

There are no age or health restrictions to be an organ, eye and tissue donor.



## Contents

Introduction

Organization

Core Functions

Support Functions

Yesterday, Today, and Tomorrow

Performance Goals & Objectives

DMV Strategic Plan



## Introduction

The Division of Motor Vehicles or DMV provides services used by nearly every citizen of the State. Colorado citizens utilize identification, driver, and vehicle services at State and County offices to obtain identification cards, driver licenses, vehicle registrations, titles, and other related services. Additionally, the DMV licenses and provides oversight of private businesses and government organizations that provide driver and emission testing services. Finally, the division works closely with other state agencies and programs to provide information and education to serve the public and encourage voluntary compliance.

The DMV Strategic Plan for 2013-2017 was published to outline a positive path forward to successfully transform the DMV into a customer-focused business enterprise. The transformation of the division will address not only the business processes used within the division, but also the information technology systems that are used to accomplish all business transactions. The mission of the division reflects our purpose:

***Our mission is to provide excellent identification, driver, and motor vehicle services to help make Colorado a safe place to live, work, and play.***

Our vision is to build a Division of Motor Vehicles that is always driving forward to achieve excellence in all areas of business. Management and employees are committed to a vision of becoming ***a high performing team with dedicated employees Driving Forward to Excellence in customer Service, identity Security, and public Safety.*** We are striving to improve our organization, procedures, and information technology systems to achieve excellence in service to all our customers, the highest level of security in all our products, and afford our citizens a safer Colorado.

The plan was created with the input from a team of managers from all sections within the division. It aligns with the "Colorado Department of Revenue Strategic Plan for FY2012-FY2013". The development of both the department and division strategies included input from employees in the 2011 Department of Revenue Engagement Survey.

The DMV Strategic Plan is also intended to achieve higher levels of "effectiveness" and "efficiencies" in order to create an "elegant" experience for both our customers and employees. The department's five performance goals and related objectives will help the division measure progress on a monthly basis in the areas of customer service, fiduciary compliance, statutory compliance, employees, and public confidence.

The strategic plan has four areas of focus in order to improve customer service, document security, and public safety.

The four focus areas include:

- **Organization.** Improve the organization of the DMV to optimize and empower the management team and employees to instill a customer-focused approach in providing the highest quality and accessibility of identification, driver, and motor vehicle services.
- **Business Processes.** Continuously review and revise procedures used within the DMV to ensure excellent customer service while sustaining the security of all identification, driver, and motor vehicle products and related services. Improve the funding model for the DMV to achieve sustainability, sufficiency, and simplicity that ensures the most efficient use of resources to attain the most effective results.
- **Facilities.** Establish management processes to ensure our offices provide a safe and pleasant environment for customers and employees.
- **Information Technology (IT) Systems.** Upgrade information technology systems to improve customer and employee satisfaction to achieve high levels of mission performance and make the DMV an employer of choice.

The following are Colorado Department of Revenue employee values:

**Communication** – Encourage an inclusive environment that fosters ongoing creative and respectful exchange of information and ideas between employees, management, and public.

**Dedication** – Demonstrate a strong support for the mission of the organization and service to the people of Colorado.

**Ownership** - Promote active and constructive participation in the organization; Take pride in the organization and what you do; and create a sense of community.

**Responsible Government** – Guarantee responsive, accountable services and pursue policies and ideas that are prudent and consistent.

**Teamwork** - Work collaboratively to achieve a common goal.

**Respect** - Value the opinions and thoughts of all customers and employees and treat them with dignity.

**Unity** – Foster a unified Department of Revenue.

**Stewardship** – Ensure careful and responsible collection and distribution of the public’s money and information.

**Transparency** - Utilize processes, procedures, and forms that are understandable and easy to use.

## Organization

The Division of Motor Vehicles (DMV) is one of four divisions of the Colorado Department of Revenue. The division has an administrative section, investigations unit, identification and driver services sections, and motor vehicle services sections. The division is located at 1881 Pierce Street in Lakewood.

There are 56 driver's license offices across the State including the Lakewood facility that provide identification and driver services. Twenty offices are operated by the County Clerk and Recorder under memorandum of agreement with the DMV. The Driver's License section provides oversight of driver's license offices. The Driver Control section operates from the Lakewood Office to provide management of driving records, administers court directed sanctions, and provides support to law enforcement and other agencies.

Motor vehicle services are provided at and 1 State office and 105 County offices. Each of the 64 County Clerk and Recorders are authorized agents of the Department of Revenue for providing title and registration services. The Title and Registration sections provide operational support to the Counties. The Emissions section regulates emission-testing facilities and their inspectors.

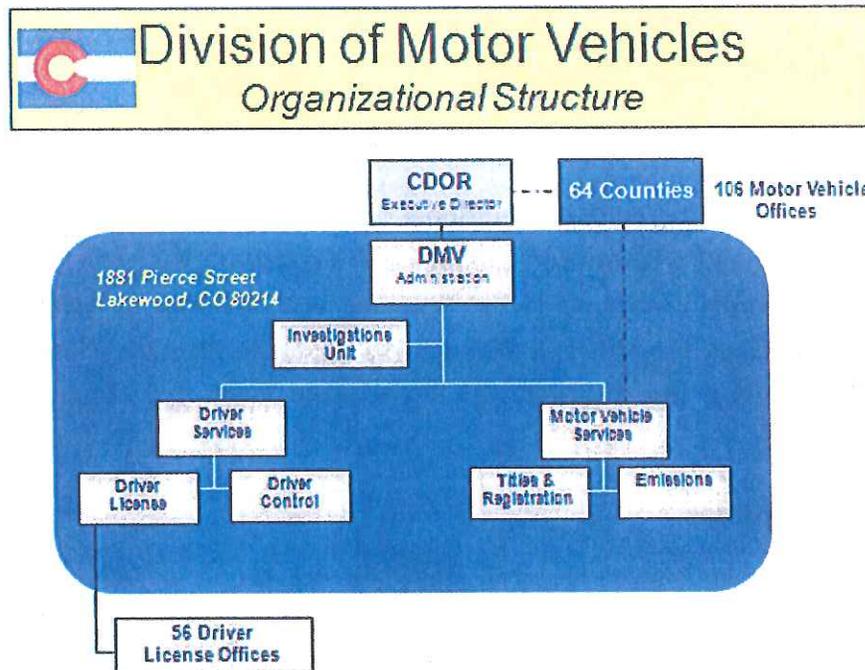
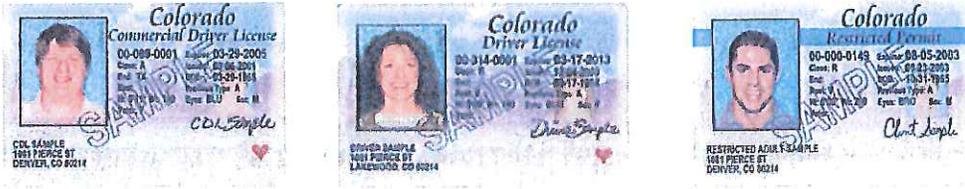


Figure 1 – DMV Organization Summary

# Core Functions

## Identification and Driver Services



This section of the DMV issues permits, licenses, and identification cards to qualified individuals as well as manages the official record of all drivers and administers sanctions based on information exchanged with the courts, law enforcement, and other authorized entities. Included is licensing and auditing of commercial driving schools and their testers, managing the Ignition Interlock program, and providing support to law enforcement.

## Motor Vehicle Services



This section of the DMV provides operational support to county motor vehicle offices who serve as the Department’s authorized agents for the collaborative issuance of vehicle title and registration documents. Included is the licensing and auditing of vehicle emission-testing facilities and individual inspectors, managing the Motorist Insurance Identification Database program, administering the International Registration Plan, and supporting vehicle-related organizations.

## Enforcement Services

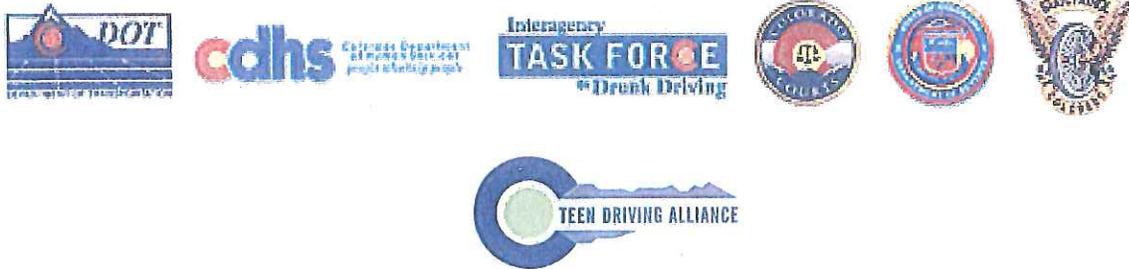


This unit of the DMV investigates all activities related to the DMV core functions to detect and prevent fraud. In pursuit of criminal prosecutions and administrative sanctions, the unit works

with local, state and federal law enforcement. Included is the verification of customer identification through exception processing.

## Support Functions

### Public Safety Outreach



The DMV supports local, state, and federal agencies and organizations in an effort to improve public safety. The division provides representatives, training, education, and subject matter expertise to numerous task forces, work groups, and programs. Some examples include: Colorado Interagency Task Force on Drunk Driving (IATFDD); Persistent Drunk Driver Committee; State Traffic Records Advisory Committee; Colorado Teen Driver Alliance; Colorado District Attorney’s Council; and State and Municipal Courts. Additionally, the division works on the national level with the American Association of Motor Vehicle Administrators (AAMVA), the Federal Motor Carrier Safety Administration (FMCSA), National Highway Traffic Safety Administration (NHTSA), and related programs to improve public safety on our roadways.

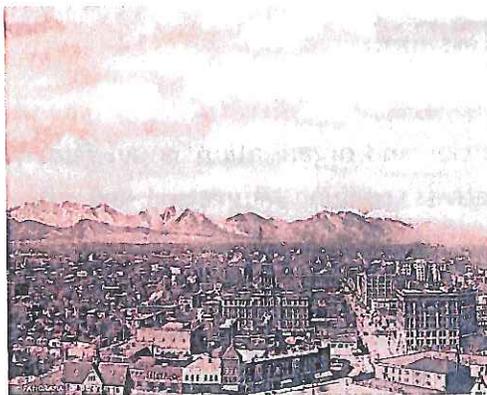
### Public Service Assistance



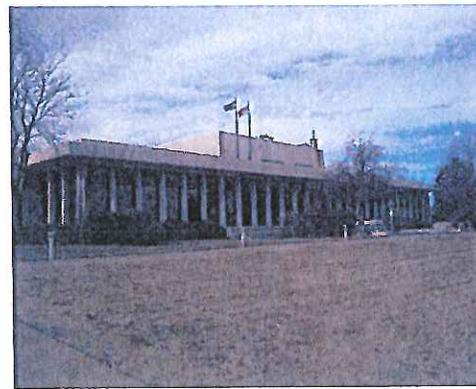
The DMV supports non-profit, local, state, and federal agencies and organizations to provide customers assistance in applying for voter registration, receiving financial and medical benefits, and registering to be an organ, eye, and tissue donor.

## Yesterday, Today, and Tomorrow

The Colorado Department of Revenue's Division of Motor Vehicles or DMV has undergone many changes throughout its existence and has provided identification, driver, and motor vehicle services for over 76 years. Some of Colorado's Cities began issuing license plates as early as 1906. County Clerks established motor vehicle services for the State when they began issuing vehicle registrations in 1913 and driver licenses in 1920. The Department of Revenue and a Motor Vehicle Division were established in 1936. With the DMV operating in the basement of the Capitol building, it became the central depository of driver, registration, and title records. All records were maintained in vertical Cardex files that were used until 1984.



Yesterday – Capitol Building



Today – Lakewood

The Motor Vehicle Division operated in the basement of the Capitol building for 18 years until it moved to a remodeled machine shop. Purchased from the Moore Equipment Company in 1953, the remodeled property on 150 West 6<sup>th</sup> Avenue was dedicated in early 1954. The average production standard for a clerk at the time was 150 written reports produced a day. In 1966, an additional wing was constructed adding office space for a new driver improvement section and file storage. Ten years later, another wing was added to increase office space.

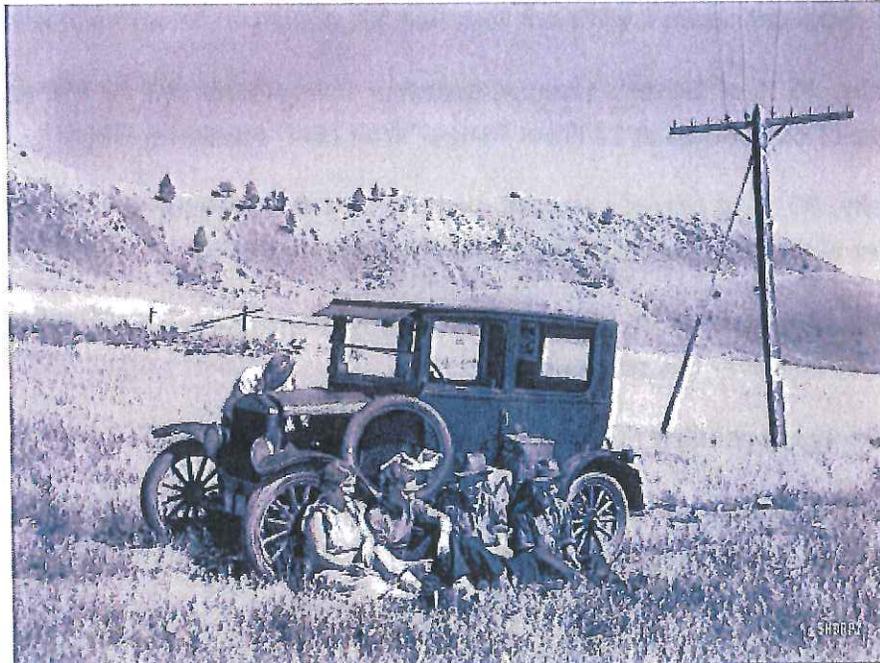
The Port of Entry (POE) section was transferred from the Colorado State Patrol to the Colorado Department of Revenue's Division of Motor Vehicles in 1955. The section remained with the Division until returning back to the Colorado State Patrol on July 1, 2012. Effective collaboration between the Departments of Transportation, Public Safety, and Revenue resulted in a highly successful, seamless transfer.

Computers began to be used by the division in 1974 with the installation of two IBM CRT terminals and printers for driver records and vehicle registrations. A distributed data processing (DDP) system for maintaining title and registration data was implemented between 1983 and 1988. It replaced the manual Cardex files used since 1936. This DDP system has been

renamed the Colorado State Title and Registration System (CSTARS) and is used by the division today. In 1992, a project began to modernize and standardize business processes for driver's license offices. The Driver's License System or DLS was brought online in 1995, replacing a largely manual paper process with a limited computer database. The DLS continues in use today, having gone through several mainframe and software upgrades.

An Emissions Section was established within the DMV in 1981 to support the Colorado Air Inspection and Readjustment (AIR) Program. Operating in partnership with the Colorado Department of Public Health and Environment (CDPHE), the section continues to license and audit emission-testing facilities in counties residing in the emissions program area.

The Division of Motor Vehicles moved to its present location at 1881 Pierce Street in Lakewood in 1996. From a state population of over 800,000 and 13,000 vehicles in 1913 to over 5 million for both in 2012, the services provided by the division and counties have changed to comply with Colorado Revised Statutes. Moving forward, change will continue as the division strives to improve its business processes, comply and enforce Colorado laws, as well as leverage information technology in order to improve customer service, document security, and public safety.



On the Road in 1936

## Performance Goals and Objectives

The performance goals and objectives for the DMV are from the Colorado Department of Revenue's FY 2012-FY 2013 Strategic Plan. The division is responsible for achieving the performance standards on the following five performance goals and objectives:

### Goal: Customer Service

Provide processes that are clear, simple, timely, and convenient for and respectful of the customer.

#### Objectives:

- Average wait times for all call centers fall within 10% of programmatic standards identified below:
  - The Driver Services Call Center will answer calls within an average of 8 ½ minutes on an annual basis.
  - The Title and Registration section's call center will answer calls within an average of one minute on an annual basis.
  - Both call centers will block less than 5% of calls on an annual basis
- Annually, 70 % of Driver's License customer transactions will be completed within an average of 60 minutes at 13 Front Range "Wait Less" equipped offices.
- Annually, 90 % of Driver's License customers with appointments will be called to the counter within 15 minutes of their scheduled appointment.
- Increase the number of driver's license and identification card renewals processed online by 20% over the previous year.

### Goal: Fiduciary Responsibility

Provide responsible financial, resource, and project management that builds a sustainable foundation utilizing a high standard of care.

#### Objectives:

- 80% of projects will be completed within budget, on time, and in scope.

### **Goal: Statutory Responsibility**

Promote fairness and consistency in the application of the law.

#### **Objectives:**

- Review at least 20% of its rules and regulations each year to make sure that they are in compliance with EO 5, EO 2, and HB 12-1008.
- Increase IRP registrations through electronic filing by at least 5% each year.
- Audit 100 % of 3<sup>rd</sup>-party Commercial Driving Schools each year.
- Audit 100% of Commercial Driver License Testing Units each year.
- Audit 100% of Emission-Testing Facilities each year.
- Provide all records and information in accordance with statutory requirements

### **Goal: Employees**

Recruit, develop, retain, and value a high quality, diverse workforce in an environment that promotes collaboration, professional development, and employee innovation.

#### **Objectives:**

- Support the Department's "onboarding" process for new hires to be implemented by April 2013.
- Support the Department in reducing the time to fill a position, beginning with the personnel request form arriving in human resources to the job offer, by 10%
- Improve employee satisfaction, driving toward 5% improvement over the October 2011 baseline in the DPA employee survey within the 3 categories below. The Survey will be completed in March 2013.
  - Capacity to act on innovative ideas
  - Satisfied with opportunities for career growth and advancement
  - Leaders give a clear picture of direction
- Employees receive timely and meaningful performance plans and evaluations
- Employees complete all CDOR required training within established policy standards
- DL employees meet the fingerprint-based criminal history check required by statute.

**Goal: Public Confidence**

Maximize public trust through responsible stewardship and transparent processes

**Objectives:**

- Solicit Customer comments via cards, online or by telephone and respond appropriately.
- Participate in Public Safety and Service outreach efforts.
- Increase Transparency through Rules Process and public outreach.
- Improve accuracy of information on CDOR Website and in employee job aides.



North



West



East



South

# DMV Strategic Plan

The Strategic Plan for The Division of Motor Vehicles provides a road map for the organization from 2013 to 2017. There are four areas of focus for making improvements in customer service, document security, and public safety. The four focus areas include organization, business processes, facilities, and Information Technology (IT) systems. The chart below (Figure 2) provides a graphic outline of the strategic plan. Included within each of the four focus areas are ongoing or planned major initiatives (See Figure 3). This plan builds upon the successes achieved this past year.

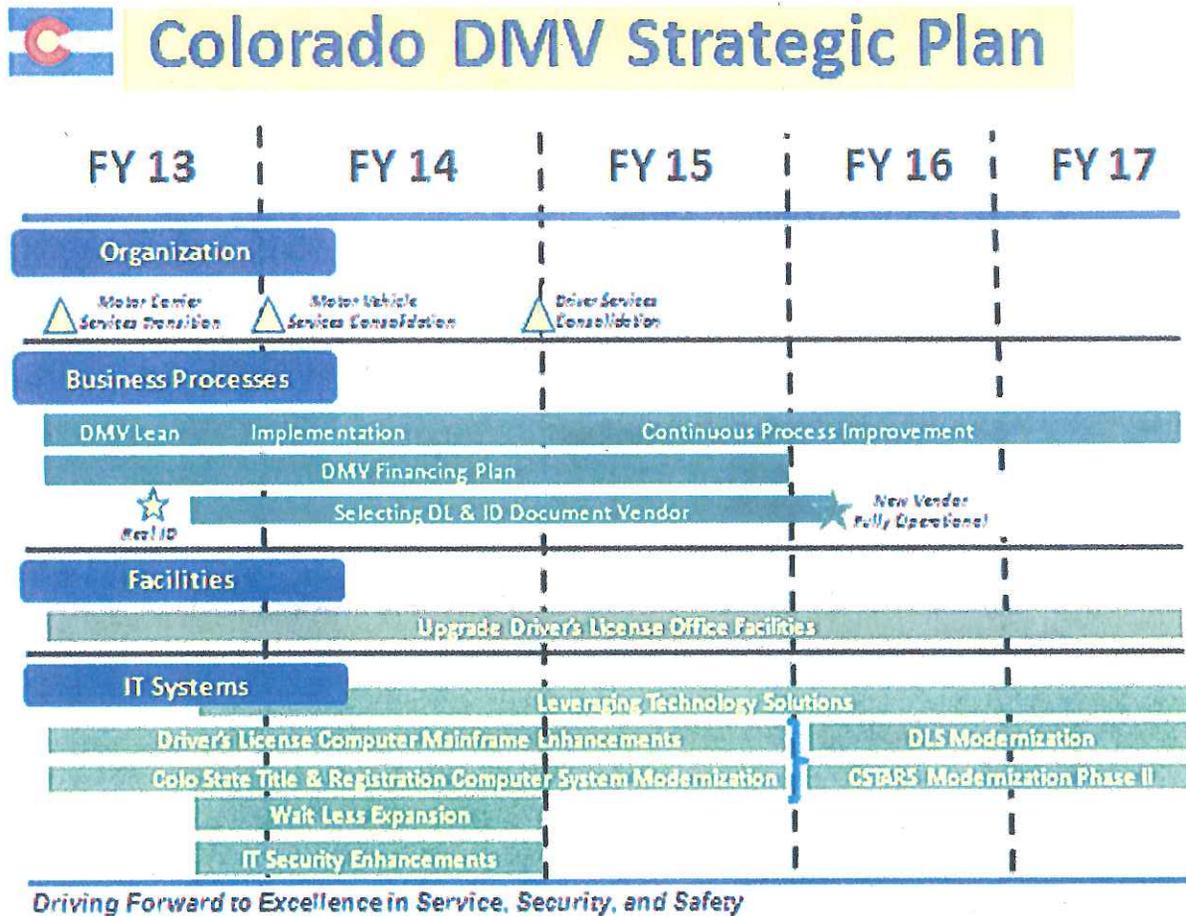


Figure 2 – DMV Strategic Plan Overview

## Organization

This first focus area of the strategic plan is the DMV organization. With the elimination of the Motor Carrier Services Division and transfer of the Port of Entry section to the Colorado State

Patrol in July 2012, the DMV executed one of the most significant organizational changes in recent years. Two Motor Carrier Services units were reassigned and moved to two separate sections. The International Registration Program unit was transferred to Titles and Registrations and the Commercial Driver's License Compliance unit was reassigned to the Driver's License section. Both moves have had positive results improving the efficiency and effectiveness of each unit. Moving forward, the division will analyze and if appropriate, make additional organizational changes to streamline and improve performance in providing the highest quality and access for identification, driver, and motor vehicle services.



## Major Initiatives

- DMV Lean
- DMV Financing Plan
- Expansion of Wait Less
- CSTARs Modernization & Upgrade
- DLS Enhancements & Upgrade
- Customer Service Technology Enhancements
  - Credit Cards
  - Automated CDL Driver Testing
  - Security Cameras
  - Improved Website
- Facilities Upgrades
- Selection of Driver's License and Identification Card Document Production Vendor

Figure 3 – DMV List of Major Initiatives

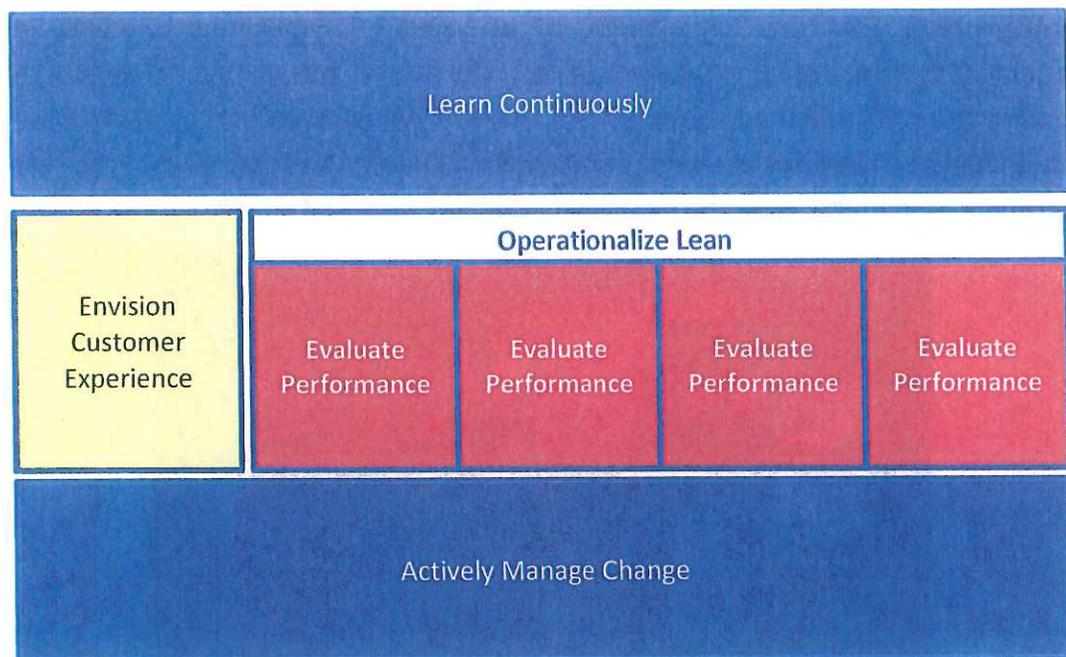
## Business Processes

A second area of focus is business processes. The DMV has fully participated in the Governor's Lean initiative which was codified in Colorado Revised Statute in 2011. Utilizing a process developed by Toyota and modified for the State of Colorado, the division has already experienced significant improvement in business processes in several of its sections as well as

with other departments. The DMV participated with the Department of Corrections and the Office of the Secretary of State in two separate Lean projects.

Moving forward, the main effort for employing the State of Colorado Lean Model will be in evaluating and improving driver's license office procedures. The supporting effort will be continuous process improvements in all other areas. In addition to employing Lean processes, the division is also working with the department to develop a finance plan to ensure DMV operations and capital improvements are sufficiently funded. Further, the division will continue to work within the department's new project management process to successfully complete all initiatives. One significant initiative that must be accomplished by 2015 is the selection of a vendor to produce Colorado Driver's Licenses and Identification Cards.

The DMV will sustain key partnerships and increase its outreach in order to improve communications with stakeholders and the public. Leveraging online and other technical solutions will be an important part of process improvement.



State of Colorado Lean Model

## Facilities

The third focus area is facilities. The DMV manages 56 driver's license offices, including the facility at 1881 Pierce Street in Lakewood. This past year the division has made progress in upgrading several offices. There is considerable work ahead to ensure all offices meet consistent standards. The division will work with the department in this area as it is creating a new Facilities Management office.

## IT Systems

The final focus area for the Strategic Plan is Information Technology (IT) systems. Last year the DMV was successful in completing much needed upgrades of the information technology network and upgrades of equipment of all driver's license offices. These two projects greatly reduced the number of network and workstation outages as well as implemented the final security processes necessary to meet federal standards. Another critical project completed in December 2012 was the deployment of an electronic customer queuing and office management system at 13 Front Range offices. The project was named "Wait Less" and allows customers to make office appointments online and provides office managers with a tool to enable them to actively manage their employees and ultimately reduce customer service times. The strategic plan builds upon the increased capability provided by these three projects.



"Wait Less" Kiosks at Lakewood Office

In the coming months and years, the DMV will continue to evaluate its existing information technology systems as well as explore available technologies in order to improve the effectiveness of employees and improve customer service. In the near term, the division has several major initiatives planned to leverage technology to enhance business operations. Two projects scheduled to begin early this year include an automated testing system for Commercial and non-commercial driver's written tests and the installation of security cameras at driver's license offices. Expansion of the "Wait Less" technology to all driver's license offices will be a top priority as additional funding becomes available. Another critical enhancement that the division is eager to initiate is allowing credit card usage at all offices.

Two longer term projects include replacing or upgrading the computer mainframe systems and associated peripherals that support the driver's license offices and motor vehicle title and registration offices. The DMV has already begun the evaluation process and will develop a proposal which will be used to create a financing strategy that will be provided to the Office of State Planning and Budgeting (OSP) and Joint Budget Committee (JBC).





The circular Seal of the State of Colorado is an adaptation of the Territorial Seal which was adopted by the First Territorial Assembly on November 6, 1861. The only changes made in the Territorial Seal design being the substitution of the words, "State of Colorado" and the figures "1876" for the corresponding inscriptions on the territorial seal. The first General Assembly of the State of Colorado approved the adoption of the state seal on March 15, 1877. The Colorado Secretary of State alone is authorized to affix the Great Seal of Colorado to any document whatsoever. By statute, the seal of the State is two and one-half inches in diameter with the following devices inscribed thereon: At the top is the eye of God within a triangle, from which golden rays radiate on two sides. Below the eye is a scroll, the Roman fasces, a bundle of birch or elm rods with a battle axe bound together by red thongs and bearing on a band of red, white and blue, the word, "Union and Constitution." The Roman fasces is the insignia of a republican form of government. The bundle of rods bound together symbolizes strength which is lacking in the single rod. The axe symbolizes authority and leadership. Below the scroll is the heraldic shield bearing across the top on a red ground three snow-capped mountains with clouds above them. The lower half of the shield has two miner's tools, the pick and sledge hammer, crossed on a golden ground. Below the shield in a semicircle is the motto, "Nil Sine Numine", Latin words meaning "nothing without the Deity", and at the bottom the figures 1876, the year Colorado came into statehood.

The design for the Territorial Seal which served as a model for the State Seal or Great Seal of Colorado has been variously credited, but the individual primarily responsible was Lewis Ledyard Weld, the Territorial Secretary, appointed by President Lincoln in July of 1861. There is also evidence that Territorial Governor William Gilpin also was at least partially responsible for the design. Both Weld and Gilpin were knowledgeable in the art and symbolism of heraldry. Elements of design from both the Weld and Gilpin family coat-of-arms are incorporated in the Territorial Seal.



***Driving Forward to Excellence in Service, Security, and Safety***

Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

DRAFT  
10.21.13

BILL 3

LLS NO. 14-0232.01 Ed DeCecco x4216

INTERIM COMMITTEE BILL

Transportation Legislation Review  
Committee

**SHORT TITLE: "Plug-in Electric Motor Vehicle Definition"**

**A BILL FOR AN ACT**

101 **CONCERNING THE CLARIFICATION OF THE DEFINITION OF A PLUG-IN**  
102 **ELECTRIC MOTOR VEHICLE.**

**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://www.leg.state.co.us/billsummaries>.)*

**Transportation Legislation Review Committee.** For purposes of registering a motor vehicle, a "plug-in electric motor vehicle" is defined to include motor vehicles that are certified to be eligible for a particular federal tax credit and a catch-all provision that applies to other vehicles; for example, one that is retrofitted to be a plug-in electric vehicle. The bill

*Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

clarifies the catch-all component of the definition to ensure that it is not too expansive.

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

2           **SECTION 1.** In Colorado Revised Statutes, 42-3-304, **amend** (25)

3 (c) (II) as follows:

4           **42-3-304. Registration fees - passenger and passenger-mile**  
5 **taxes - clean screen fund - definitions - repeal.** (25) (c) As used in this  
6 section, "plug-in electric motor vehicle" means:

7           (II) Any motor vehicle ~~that draws electricity from a battery that is~~  
8 ~~capable of being charged from an external source~~ THAT CAN BE RECHARGED  
9 FROM ANY EXTERNAL SOURCE OF ELECTRICITY AND THE ELECTRICITY  
10 STORED IN A RECHARGEABLE BATTERY PACK PROPELS OR CONTRIBUTES TO  
11 PROPEL THE VEHICLE'S DRIVE WHEELS.

12           **SECTION 2. Safety clause.** The general assembly hereby finds,  
13 determines, and declares that this act is necessary for the immediate  
14 preservation of the public peace, health, and safety.

Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

10.22.13

RESOLUTION 1

Temporary storage location: C:\Temp\14-0227.tmp

LLS NO. R14-0227.01 Chuck Brackney x2295

COMMITTEE Joint Resolution

Transportation Legislation Review Committee

SHORT TITLE: "Oversize Overweight Vehicle Working Group"

HOUSE JOINT RESOLUTION

101 CONCERNING THE CREATION OF A WORK GROUP TO STUDY THE PERMIT  
102 SYSTEM FOR OVERSIZE AND OVERWEIGHT VEHICLES.

1 WHEREAS, Colorado's economy is dependent on the movement  
2 of goods and services over the state's roadway infrastructure, including  
3 the federal and state highway system, county roads, and city streets, and  
4 the movement of these goods and services is essential to business and is  
5 a major factor in our state's economic development and growth; and

6 WHEREAS, Colorado has a greater percentage of its freight  
7 moved on its roads and highways than any other state; and

8 WHEREAS, Trucks transport almost 90% of total manufactured  
9 tonnage in the state, and over 79% of communities in Colorado rely  
10 exclusively on trucks to move their goods; and

11 WHEREAS, The movement of certain products, goods, or  
12 equipment may require a special permit due to the fact that such loads  
13 may exceed legal dimensions for size, weight, or length; and

1           WHEREAS, Colorado law under section 42-4-510, Colorado  
2 Revised Statutes, also allows counties and cities to adopt ordinances for  
3 the issuance of an oversize and overweight permit for their respective  
4 roadways; and

5           WHEREAS, The number of city and county jurisdictions requiring  
6 oversize and overweight permits has greatly increased over the past  
7 several years; and

8           WHEREAS, The sheer number of permits, the overall cost  
9 associated with acquiring and complying with the many different  
10 community permit requirements, and a lack of any central clearinghouse  
11 with information regarding which communities have such permit  
12 requirements and what those requirements may be has created a challenge  
13 for companies that transport such loads; and

14           WHEREAS, The current process adversely affects the efficiency  
15 and effectiveness of those companies that must transport these goods,  
16 resulting in greater costs for the businesses and their customers; and

17           WHEREAS, State and local governments and transporters of  
18 oversize and overweight loads would all benefit from a simpler, more  
19 efficient and streamlined overall process covering all roadways that must  
20 be traveled by a transporter; now, therefore,

21           *Be It Resolved by the \_\_\_\_\_ of the Sixty-ninth General Assembly of*  
22 *the State of Colorado, the \_\_\_\_\_ concurring herein:*

23           (1) That there shall be a working group, led by the department of  
24 transportation, to address the issues and opportunities for improvements  
25 to the oversize and overweight permit system in Colorado under the  
26 supervision of the department of transportation and county and city  
27 agencies.

28           (2) The working group consists of one representative from each  
29 of the following, appointed by the head of the department or organization:

- 30           (a) The department of transportation;
- 31           (b) The Colorado Municipal League;
- 32           (c) Colorado Counties, Incorporated;
- 33           (d) The Colorado Motor Carriers Association;
- 34           (e) The Colorado State Patrol;
- 35           (f) The Colorado Farm Bureau; and
- 36           (g) The Colorado Contractors Association.

37           (3) The working group shall hold its first meeting no later than  
38 thirty days after the date the General Assembly adopts this joint  
39 resolution.

- 1 (4) The working group shall include in its review the following:
- 2 (a) The permit system for oversize and overweight commercial  
3 vehicles, including the permit fee structure;
- 4 (b) The utilization of web-based application processes;
- 5 (c) A single point of application;
- 6 (d) Operational issues; and
- 7 (e) Opportunities for improvement of the permit system.
- 8 (5) The working group shall make written recommendations to the  
9 Transportation Legislation Review Committee ~~no later than July 30,~~  
10 2014, regarding any changes to the permit system for oversize and  
11 overweight commercial vehicles.



Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

10.23.13

**BILL 1**

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LLS NO. 14-0229.01 Jery Payne x2157

**INTERIM COMMITTEE BILL**

**Transportation Legislation Review Committee**

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**SHORT TITLE: "Disabled Parking License Plates Placards"**

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**A BILL FOR AN ACT**

101 **CONCERNING A RECODIFICATION OF THE LAWS GOVERNING RESERVED**  
102 **PARKING FOR PERSONS WITH DISABILITIES, AND, IN CONNECTION**  
103 **THEREWITH, CLARIFYING CERTAIN PROVISIONS.**

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**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://www.leg.state.co.us/billsummaries>.)*

**Transportation Legislation Review Committee.** The bill recodifies the disabled parking statutes to clarify that:

- The Colorado advisory council for persons with disabilities

- may implement an education program;
- A person may get personalized license plates with an identifying figure;
- The department of revenue places a "C" on the registration of the parent of a child who is mobility-impaired and has a license plate granting reserved parking;
- If an entity transports mobility-impaired people, the entity must provide a driver's license or identification document of its executive director or chief executive officer;
- When a person uses a disabled placard, the placard must be visible through the windshield and hung on the rear-view mirror or placed on the dashboard;
- An applicant for a license plate or placard with the identifying figure must sign an affidavit that the person for whom it is issued is eligible;
- Reserved parking signs must conform to the requirements of the "Americans with Disabilities Act";
- The chief officer and the employee of a company that violates disabled parking law are each individually liable; and
- The prohibition against using reserved parking for commercial purposes does not apply when the owner of the business consents to the use.

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

2           **SECTION 1.** In Colorado Revised Statutes, 42-1-227, **amend** (1)

3 (a) as follows:

4           **42-1-227. Disabled parking education program.** (1) Subject to  
5 the availability of funds appropriated under section 42-1-226, the Colorado  
6 advisory council for persons with disabilities, created in section  
7 24-45.5-103, C.R.S.:

8           (a) May make grants or develop, IMPLEMENT, or deliver education  
9 programs for the purpose of providing peace officers, local governments,  
10 medical providers, drivers, and persons with disabilities with education  
11 concerning eligibility standards for RESERVED parking ~~privileges~~ available  
12 to a person with a disability affecting mobility, appropriate use of the  
13 RESERVED parking, ~~privileges~~; the legal standards and violations contained

1 in sections 42-3-204 and 42-4-1208, and the advantages of creating a  
2 volunteer enforcement program; and

3 **SECTION 2.** In Colorado Revised Statutes, **repeal and reenact,**  
4 **with amendments,** 42-3-204 as follows:

5 **42-3-204. Reserved parking for persons with disabilities -**  
6 **applicability - definitions - rules. (1) Definitions.** AS USED IN THIS  
7 SECTION:

8 (a) "DISABILITY" OR "DISABLED" MEANS A PHYSICAL IMPAIRMENT  
9 THAT MEETS THE STANDARDS OF 23 CFR 1235.

10 (b) "EXTENDED" MEANS A CONDITION THAT IS NOT EXPECTED TO  
11 CHANGE WITHIN THIRTY MONTHS AFTER THE ISSUANCE OF AN IDENTIFYING  
12 FIGURE, GIVEN THE CURRENT STATE OF MEDICAL OR ADAPTIVE  
13 TECHNOLOGY.

14 (c) "IDENTIFICATION NUMBER" MEANS THE NUMBER ON A  
15 COLORADO DRIVER'S LICENSE, A COLORADO IDENTIFICATION DOCUMENT,  
16 OR AN IDENTIFICATION DOCUMENT ISSUED BY THE UNITED STATES.

17 (d) "IDENTIFYING FIGURE" MEANS A FIGURE THAT PROVIDES NOTICE  
18 THAT A PERSON IS AUTHORIZED TO USE A RESERVED PARKING SPACE.

19 (e) "IDENTIFYING PLACARD" MEANS A PLACARD BEARING AN  
20 IDENTIFYING FIGURE ISSUED UNDER THIS SECTION OR A SIMILAR  
21 PROVISION IN ANOTHER STATE AND REFERS TO A TEMPORARY, EXTENDED,  
22 OR PERMANENT PLACARD.

23 (f) "IDENTIFYING PLATE" MEANS A LICENSE PLATE BEARING AN  
24 IDENTIFYING FIGURE ISSUED UNDER THIS SECTION OR A SIMILAR  
25 PROVISION IN ANOTHER STATE AND REFERS TO EITHER AN EXTENDED OR  
26 PERMANENT LICENSE PLATE.

27 (g) "PERMANENT" MEANS A CONDITION THAT IS NOT EXPECTED TO

1 CHANGE WITHIN A PERSON'S LIFETIME, GIVEN THE CURRENT STATE OF  
2 MEDICAL OR ADAPTIVE TECHNOLOGY.

3 (h) "PROFESSIONAL" MEANS A PHYSICIAN LICENSED TO PRACTICE  
4 MEDICINE OR PRACTICING MEDICINE PURSUANT TO SECTION 12-36-106  
5 (3) (i), C.R.S., A PHYSICIAN ASSISTANT LICENSED PURSUANT TO SECTION  
6 12-36-107.4, C.R.S., A PODIATRIST LICENSED UNDER ARTICLE 32 OF TITLE  
7 12, C.R.S., AN ADVANCED PRACTICE NURSE REGISTERED PURSUANT TO  
8 SECTION 12-38-111.5, C.R.S., OR A PHYSICIAN, PHYSICIAN ASSISTANT,  
9 PODIATRIST, OR ADVANCED PRACTICE NURSE AUTHORIZED TO PRACTICE  
10 PROFESSIONALLY BY ANOTHER STATE THAT SHARES A COMMON BORDER  
11 WITH COLORADO. FOR THE PURPOSES OF ISSUANCE OF A TEMPORARY  
12 PLACARD ONLY, "PROFESSIONAL" INCLUDES A CHIROPRACTOR OR PHYSICAL  
13 THERAPIST.

14 (i) "RESERVED PARKING" MEANS A PARKING SPACE RESERVED FOR  
15 A PERSON WITH A DISABILITY AS SET FORTH IN PARAGRAPH (a) OF THIS  
16 SUBSECTION (1).

17 (j) "TEMPORARY" MEANS A CONDITION THAT IS EXPECTED TO LAST  
18 LESS THAN THIRTY MONTHS AFTER THE ISSUANCE OF AN IDENTIFYING  
19 PLATE OR PLACARD, GIVEN THE CURRENT STATE OF MEDICAL OR ADAPTIVE  
20 TECHNOLOGY.

21 (2) **Administration by the department.** (a) **Records.** THE  
22 DEPARTMENT SHALL MAINTAIN IN ITS RECORDS FOR AT LEAST THREE  
23 YEARS:

24 (I) THE REGISTRATION INFORMATION USED TO ISSUE AN  
25 IDENTIFYING PLATE OR PLACARD;

26 (II) ANY VIOLATIONS OF SECTION 42-4-1208 BY THE HOLDER OF  
27 AN IDENTIFYING PLATE OR PLACARD; AND

1 (III) THE APPLICATION FOR AN IDENTIFYING PLATE OR PLACARD OR  
2 AN ELECTRONIC OR DIGITAL REPRODUCTION OF THE APPLICATION.

3 (b) **Peace officers may access records.** UPON THE MONEYS BEING  
4 AVAILABLE AND APPROPRIATED FROM THE DISABLED PARKING EDUCATION  
5 AND ENFORCEMENT FUND CREATED IN SECTION 42-1-226, THE  
6 DEPARTMENT SHALL PROVIDE IMMEDIATE ELECTRONIC ACCESS TO THE  
7 RECORDS UNDER THIS SUBSECTION (2) TO A PEACE OFFICER WORKING  
8 WITHIN THE COURSE AND SCOPE OF THE OFFICER'S OFFICIAL DUTIES.

9 (c) **Records confidential.** IDENTIFYING INFORMATION ABOUT THE  
10 PERSON WITH THE DISABILITY FOR WHOM AN IDENTIFYING PLATE OR  
11 PLACARD IS ISSUED IS STRICTLY CONFIDENTIAL AND ONLY AVAILABLE TO:

12 (I) A PEACE OFFICER ACTING WITHIN THE COURSE AND SCOPE OF  
13 THE OFFICER'S DUTIES; OR

14 (II) PERSONNEL WITHIN THE DEPARTMENT FOR OFFICIAL BUSINESS  
15 RELATED TO THE IDENTIFYING PLATE OR PLACARD.

16 (d) **Department to establish forms - rules.** THE DEPARTMENT, IN  
17 CONSULTATION WITH THE COLORADO ADVISORY COUNCIL FOR PERSONS  
18 WITH DISABILITIES, CREATED IN SECTION 24-45.5-103, C.R.S., SHALL  
19 PROMULGATE A RULE CREATING A FORM THAT:

20 (I) MAY BE SIGNED BY A PROFESSIONAL, UNDER PENALTY OF  
21 PERJURY, TO AFFIRM THAT AN APPLICANT MEETS THE ELIGIBILITY  
22 REQUIREMENTS FOR AN IDENTIFYING PLATE OR PLACARD AND SETTING  
23 OUT THE PENALTIES FOR AUTHORIZING AN IDENTIFYING PLATE OR  
24 PLACARD WHEN AN APPLICANT IS INELIGIBLE OR BEFORE VERIFYING THAT  
25 A PERSON HAS A DISABILITY; AND

26 (II) CONTAINS A NOTICE OF THE ELIGIBILITY REQUIREMENTS TO  
27 OBTAIN AN IDENTIFYING PLATE OR PLACARD.

1           **(3) Types of plates or placards. (a) Authorization.** THE  
2 DEPARTMENT MAY ISSUE THE FOLLOWING DISABLED PLATES AND  
3 PLACARDS THAT NOTIFY THE PUBLIC THAT THE VEHICLE TRANSPORTS A  
4 PERSON WHO MAY USE RESERVED PARKING:

- 5           (I) A TEMPORARY IDENTIFYING PLACARD;
- 6           (II) AN EXTENDED IDENTIFYING PLACARD;
- 7           (III) A PERMANENT IDENTIFYING PLACARD;
- 8           (IV) AN EXTENDED IDENTIFYING PLATE;
- 9           (V) A PERMANENT IDENTIFYING PLATE;
- 10          (VI) A DISABLED VETERAN LICENSE PLATE WITH AN ADDITIONAL  
11 IDENTIFYING FIGURE, AS DETERMINED BY THE DEPARTMENT, TO INDICATE  
12 THAT THE OWNER OF THE VEHICLE IS AUTHORIZED TO MAKE USE OF  
13 RESERVED PARKING FOR PERSONS WITH DISABILITIES.

14           **(b) Number of placards and license plates allowed. (I)** THE  
15 DEPARTMENT MAY ISSUE TWO IDENTIFYING PLACARDS, TWO IDENTIFYING  
16 PLATES, OR ONE PLATE AND ONE PLACARD TO AN ELIGIBLE INDIVIDUAL.

17           (II) THE DEPARTMENT MAY ISSUE A DISABLED VETERAN LICENSE  
18 PLATE WITH AN ADDITIONAL IDENTIFYING FIGURE AND ONE PLACARD TO  
19 AN INDIVIDUAL.

20           (III) THE DEPARTMENT MAY ISSUE TWO IDENTIFYING PLATES, TWO  
21 IDENTIFYING PLACARDS, OR ONE PLATE AND ONE PLACARD TO EACH  
22 PARENT OR GUARDIAN OF A CHILD WITH A DISABILITY WHO IS UNDER  
23 SIXTEEN YEARS OF THE AGE.

24           **(4) Cost.** THE COST FOR ISSUANCE OF AN IDENTIFYING PLATE IS  
25 THE SAME AS FOR A STANDARD PLATE. THERE IS NO FEE FOR AN  
26 IDENTIFYING PLACARD.

27           **(5) Issuance of plate or placard - rules. (a) Department to**

1 **issue.** THE DEPARTMENT SHALL ISSUE AN IDENTIFYING PLATE OR PLACARD  
2 TO AN APPLICANT THAT PAYS ANY REQUIRED FEES AND IS QUALIFIED FOR  
3 THE PLATE OR PLACARD UNDER PARAGRAPH (h) OF THIS SUBSECTION (5).

4 (b) **Identification number on placard.** THE DEPARTMENT SHALL  
5 PLACE THE LAST FOUR DIGITS OF THE HOLDER'S IDENTIFICATION NUMBER  
6 ON THE FACE OF AN IDENTIFYING PLACARD. IF AN ENTITY THAT  
7 TRANSPORTS PERSONS WITH DISABILITIES OBTAINS A PLACARD, THE  
8 PLACARD SHALL BEAR THE TRUE NAME OF THE ENTITY PROVIDING THE  
9 SERVICE RATHER THAN THE IDENTIFICATION NUMBER.

10 (c) **Expiration date on placard.** THE DEPARTMENT SHALL PLACE  
11 THE EXPIRATION DATE ON AN IDENTIFYING PLACARD USING A DATE  
12 SYSTEM THAT REMOVES A PORTION OF THE PLACARD TO INDICATE THE  
13 EXPIRATION DATE. THE DEPARTMENT SHALL AFFIX TO AN IDENTIFYING  
14 PLACARD A VALIDATING STICKER INDICATING THE EXPIRATION DATE.

15 (d) **Department to give notice of rights and responsibilities.**  
16 WHEN A PERSON FILES AN APPLICATION FOR ISSUANCE OR RENEWAL OF AN  
17 IDENTIFYING PLATE OR PLACARD UNDER THIS SECTION, THE DEPARTMENT  
18 SHALL PROVIDE TO THE APPLICANT AN INFORMATIONAL PAMPHLET OR  
19 OTHER INFORMATIONAL SOURCE THAT DESCRIBES RESERVED PARKING AND  
20 THE RIGHTS AND RESPONSIBILITIES OF THE HOLDERS OF IDENTIFYING  
21 PLATES OR PLACARDS. THE PAMPHLET OR OTHER INFORMATIONAL SOURCE  
22 SHALL BE DEVELOPED BY THE DEPARTMENT IN CONSULTATION WITH THE  
23 COLORADO ADVISORY COUNCIL FOR PERSONS WITH DISABILITIES, CREATED  
24 IN SECTION 24-45.5-103, C.R.S.

25 (e) **Personalized and other specialty plates authorized.** AN  
26 APPLICANT MAY APPLY FOR A PERSONALIZED IDENTIFYING PLATE. UPON  
27 PAYMENT OF THE ADDITIONAL FEE REQUIRED BY SECTION 42-3-211 (6) (a)

1 FOR PERSONALIZED LICENSE PLATES, THE DEPARTMENT MAY ISSUE SUCH  
2 PLATES IF THE APPLICANT COMPLIES WITH SECTION 42-3-211. IF AN  
3 APPLICANT HAS EXISTING PERSONALIZED LICENSE PLATES FOR A MOTOR  
4 VEHICLE, THE APPLICANT MAY TRANSFER THE COMBINATION OF LETTERS  
5 OR NUMBERS TO A NEW SET OF IDENTIFYING PLATES FOR THE VEHICLE  
6 UPON PAYMENT OF THE FEE IMPOSED BY SECTION 42-3-211 (6) AND UPON  
7 TURNING IN THE EXISTING PLATES TO THE DEPARTMENT. A PERSON WHO  
8 HAS OBTAINED PERSONALIZED DENVER BRONCOS SPECIAL LICENSE PLATES  
9 UNDER THIS PARAGRAPH (e) SHALL PAY THE ANNUAL FEE IMPOSED BY  
10 SECTION 42-3-211 (6) (b) FOR RENEWAL OF PERSONALIZED PLATES. THE  
11 FEES UNDER THIS PARAGRAPH (e) ARE IN ADDITION TO ALL OTHER TAXES  
12 AND FEES IMPOSED FOR PERSONALIZED IDENTIFYING PLATES.

13 (f) **Trusts may use.** A PERSON MAY USE AN IDENTIFYING PLATE OR  
14 PLACARD ON A MOTOR VEHICLE THAT IS OWNED BY A TRUST CREATED FOR  
15 THE BENEFIT OF AND IN THE NAME OF A PERSON WHO IS ELIGIBLE FOR  
16 RESERVED PARKING.

17 (g) **Placards and license plates issued by other states.** AN  
18 IDENTIFYING PLACARD ISSUED IN ANOTHER STATE OR COUNTRY IS NOT  
19 VALID FOR MORE THAN NINETY DAYS AFTER THE HOLDER BECOMES A  
20 RESIDENT OF COLORADO. A PERSON MUST SURRENDER ANY CURRENTLY  
21 HELD IDENTIFYING PLACARD ISSUED IN ANOTHER STATE OR COUNTRY TO  
22 BE ISSUED AN IDENTIFYING PLACARD IN COLORADO.

23 (h) **Requirements for issuance of identifying placards or**  
24 **plates.** (I) TO QUALIFY FOR AN IDENTIFYING PLACARD OR PLATE, AN  
25 INDIVIDUAL MUST SUBMIT:

26 (A) A WRITTEN STATEMENT, MADE BY A PROFESSIONAL ON A FORM  
27 PUBLISHED BY THE DEPARTMENT, THAT THE PERSON HAS A PHYSICAL

1 IMPAIRMENT MEETING THE STANDARDS OF 23 CFR 1235 AND THAT THE  
2 IMPAIRMENT IS EXPECTED TO BE TEMPORARY, LAST THIRTY MONTHS, OR  
3 BE PERMANENT, AS THE CASE MAY BE;

4 (B) A SIGNED AFFIDAVIT AFFIRMING: KNOWLEDGE OF THE  
5 ELIGIBILITY REQUIREMENTS; THAT THE PERSON TO WHOM THE PLACARD OR  
6 PLATE IS ISSUED IS AND REMAINS ELIGIBLE TO USE THE PLACARD OR PLATE;  
7 AND KNOWLEDGE OF THE PENALTIES FOR OBTAINING A PLATE OR PLACARD  
8 WHEN INELIGIBLE; AND

9 (C) A COLORADO DRIVER'S LICENSE OR IDENTIFICATION  
10 DOCUMENT, OR AN IDENTIFICATION DOCUMENT ISSUED BY THE UNITED  
11 STATES GOVERNMENT, FOR THE PERSON WHO IS ENTITLED TO USE  
12 RESERVED PARKING.

13 (II) TO QUALIFY FOR A TEMPORARY IDENTIFYING PLACARD, A  
14 RESIDENT OF ANOTHER STATE WHO BECOMES DISABLED WHILE IN THIS  
15 STATE MUST SUBMIT A DRIVER'S LICENSE OR IDENTIFICATION DOCUMENT  
16 ISSUED BY THE STATE OF RESIDENCE OR THE UNITED STATES  
17 GOVERNMENT ALONG WITH THE DOCUMENTS REQUIRED BY  
18 SUB-SUBPARAGRAPHS (A) AND (B) OF SUBPARAGRAPH (I) OF THIS  
19 PARAGRAPH (h).

20 (III) A PLACARD ISSUED FOR A PERSON UNDER SIXTEEN YEARS OF  
21 AGE MAY BEAR THE PARENT'S OR GUARDIAN'S IDENTIFICATION NUMBER IN  
22 LIEU OF THE HOLDER'S NUMBER. IF THE PLACARD BEARS THE LAST FOUR  
23 DIGITS OF A PARENT'S OR GUARDIAN'S IDENTIFICATION NUMBER, THE  
24 DEPARTMENT SHALL ALSO PLACE THE LETTER "C" AS A DESIGNATOR ON  
25 THE PLACARD.

26 (IV) A STATE AGENCY OR BUSINESS ENTITY THAT TRANSPORTS  
27 PERSONS WITH DISABILITIES MAY OBTAIN A PERMANENT IDENTIFYING

1 PLACARD FOR RESERVED PARKING. TO QUALIFY FOR AN EXTENDED OR  
2 PERMANENT IDENTIFYING PLATE OR PLACARD, THE AGENCY OR BUSINESS  
3 ENTITY MUST:

- 4 (A) SHOW THAT IT TRANSPORTS PERSONS WITH DISABILITIES;
- 5 (B) PROVIDE A DRIVER'S LICENSE OR IDENTIFICATION DOCUMENT  
6 OF ITS EXECUTIVE DIRECTOR OR CHIEF EXECUTIVE OFFICER;
- 7 (C) PROVIDE ITS EMPLOYEE IDENTIFICATION NUMBER; AND
- 8 (D) PROVIDE ANY OTHER INFORMATION REQUIRED BY THE  
9 DEPARTMENT BY RULE.

10 (i) **Requirements for identifying figure on disabled veteran**  
11 **license plate.** TO QUALIFY FOR A DISABLED VETERAN LICENSE PLATE WITH  
12 AN IDENTIFYING FIGURE, THE APPLICANT MUST QUALIFY FOR A  
13 PERMANENT IDENTIFYING PLATE UNDER SUBPARAGRAPH(I) OF PARAGRAPH  
14 (h) OF THIS SUBSECTION (5) AND MEET THE ELIGIBILITY CRITERIA IN  
15 SECTION 42-3-213 (5) FOR A DISABLED VETERAN LICENSE PLATE. A  
16 DISABLED VETERAN LICENSE PLATE WITH AN IDENTIFYING FIGURE EXPIRES  
17 IN ACCORDANCE WITH THE SCHEDULE ESTABLISHED BY THE DEPARTMENT  
18 FOR PERIODIC REGISTRATION UNDER SECTION 42-3-102 (1) (a). EVERY  
19 NINE YEARS, THE HOLDER MAY RESUBMIT THE STATEMENT REQUIRED IN  
20 SUB-SUBPARAGRAPH (A) OF SUBPARAGRAPH (I) OF PARAGRAPH (h) OF THIS  
21 SUBSECTION (5) TO RENEW THE LICENSE PLATE.

22 (6) **Expiration and renewal.** (a) **Temporary placards.** A  
23 TEMPORARY IDENTIFYING PLACARD EXPIRES ON THE LAST DAY OF THE  
24 MONTH IN WHICH THE NINETIETH DAY AFTER ISSUANCE OCCURS. THE  
25 HOLDER MAY APPLY FOR OR RENEW THE PLACARD BY MEETING THE  
26 REQUIREMENTS OF PARAGRAPH (h) OF SUBSECTION (5) OF THIS SECTION  
27 TO QUALIFY FOR THE PLACARD.

1           (b) **Extended placards.** AN EXTENDED IDENTIFYING PLACARD  
2 EXPIRES ON THE LAST DAY OF THE THIRTY-SIXTH FULL MONTH AFTER THE  
3 DATE OF ISSUANCE OR RENEWAL. THE HOLDER MAY APPLY FOR OR RENEW  
4 THE PLACARD BY MEETING THE REQUIREMENTS OF SUBPARAGRAPH (I) OF  
5 PARAGRAPH (h) OF SUBSECTION (5) OF THIS SECTION TO QUALIFY FOR THE  
6 PLACARD.

7           (c) **Permanent placards.** (I) A PERMANENT IDENTIFYING  
8 PLACARD EXPIRES ON THE LAST DAY OF THE THIRTY-SIXTH FULL MONTH  
9 AFTER THE DATE OF ISSUANCE OR RENEWAL. THE HOLDER MAY RENEW THE  
10 PLACARD BY SUBMITTING:

11           (A) A CURRENT VERIFICATION FORM BY MAIL OR IN PERSON IN THE  
12 OFFICE OF AN AUTHORIZED AGENT;

13           (B) AN AFFIDAVIT, MADE UNDER PENALTY OF PERJURY, THAT THE  
14 PERSON TO WHOM THE PLACARD IS ISSUED REMAINS ELIGIBLE TO USE THE  
15 PLACARD;

16           (C) THE DATE OF BIRTH AND COLORADO DRIVER'S LICENSE OR  
17 IDENTIFICATION CARD NUMBER OF THE PERSON WHO MAY USE RESERVED  
18 PARKING; AND

19           (D) EVERY THIRD RENEWAL, A WRITTEN STATEMENT REQUIRED BY  
20 SUB-SUBPARAGRAPH (A) OF SUBPARAGRAPH (I) OF PARAGRAPH (h) OF  
21 SUBSECTION (5) OF THIS SECTION TO QUALIFY FOR THE PLACARD.

22           (II) IF THE HOLDER IS AN ENTITY, THE HOLDER MAY RENEW THE  
23 PLACARD UPON RESUBMITTING AND UPDATING THE INFORMATION  
24 NECESSARY TO BE ISSUED THE PLACARD UNDER SUBPARAGRAPH (IV) OF  
25 PARAGRAPH (h) OF SUBSECTION (5) OF THIS SECTION.

26           (d) **Extended identifying plates.** (I) AN EXTENDED IDENTIFYING  
27 PLATE EXPIRES IN ACCORDANCE WITH THE SCHEDULE ESTABLISHED BY THE

1 DEPARTMENT FOR PERIODIC REGISTRATION UNDER SECTION 42-3-102 (1)  
2 (a). ELIGIBILITY FOR AN EXTENDED IDENTIFYING PLATE EXPIRES ON THE  
3 LAST DAY OF THE THIRTY-SIXTH FULL MONTH AFTER THE DATE OF  
4 ISSUANCE OR RENEWAL. THE HOLDER MAY RENEW THE PLATE BY MEETING  
5 THE REQUIREMENTS OF SUBPARAGRAPH (I) OF PARAGRAPH (h) OF  
6 SUBSECTION (5) OF THIS SECTION TO QUALIFY FOR THE PLATE.

7 (II) IF AN EXTENDED IDENTIFYING PLATE IS ISSUED FOR A PERSON  
8 UNDER SIXTEEN YEARS OF AGE USING A PARENT'S OR GUARDIAN'S  
9 IDENTIFICATION DOCUMENT, THE DEPARTMENT SHALL PLACE A "C" ON THE  
10 REGISTRATION CARD ISSUED UNDER SECTION 42-3-113 (2).

11 (e) **Permanent identifying plates.** (I) A PERMANENT  
12 IDENTIFYING PLATE EXPIRES IN ACCORDANCE WITH THE SCHEDULE  
13 ESTABLISHED BY THE DEPARTMENT FOR PERIODIC REGISTRATION UNDER  
14 SECTION 42-3-102 (1) (a). ELIGIBILITY FOR AN PERMANENT IDENTIFYING  
15 PLATE EXPIRES ON THE LAST DAY OF THE THIRTY-SIXTH FULL MONTH  
16 AFTER THE DATE OF ISSUANCE OR RENEWAL. THE HOLDER MAY RENEW THE  
17 PLATE BY SUBMITTING:

18 (A) A CURRENT VERIFICATION FORM BY MAIL OR IN PERSON IN THE  
19 OFFICE OF AN AUTHORIZED AGENT;

20 (B) AN AFFIDAVIT, MADE UNDER PENALTY OF PERJURY, THAT THE  
21 PERSON TO WHOM THE PLATE IS ISSUED REMAINS ELIGIBLE TO USE THE  
22 PLATE;

23 (C) THE DATE OF BIRTH AND COLORADO DRIVER'S LICENSE OR  
24 IDENTIFICATION CARD NUMBER OF THE PERSON WHO MAY USE RESERVED  
25 PARKING; AND

26 (D) EVERY THIRD RENEWAL, A WRITTEN STATEMENT REQUIRED BY  
27 SUB-SUBPARAGRAPH (A) OF SUBPARAGRAPH (I) OF PARAGRAPH (h) OF

1 SUBSECTION (5) OF THIS SECTION TO QUALIFY FOR THE PLATE.

2 (II) IF THE PLATE IS ISSUED FOR A PERSON UNDER SIXTEEN YEARS  
3 OF AGE USING A PARENT'S OR GUARDIAN'S IDENTIFICATION DOCUMENT,  
4 THE DEPARTMENT SHALL PLACE A "C" ON THE REGISTRATION CARD ISSUED  
5 UNDER SECTION 42-3-113 (2).

6 (7) **Violations - department may revoke.** (a) (I) UPON RECEIPT  
7 OF A SWORN STATEMENT FROM A PEACE OFFICER OR AN AUTHORIZED  
8 PARKING ENFORCEMENT OFFICIAL THAT A PERSON HAS IMPROPERLY USED  
9 RESERVED PARKING IN VIOLATION OF SECTION 42-4-1208, AN  
10 IDENTIFYING PLATE OR PLACARD MAY BE REVOKED BY THE DEPARTMENT.  
11 TO BE ACCEPTED BY THE DEPARTMENT, THE PEACE OFFICER OR  
12 AUTHORIZED PARKING ENFORCEMENT OFFICIAL MUST INCLUDE WITH THE  
13 STATEMENT THE NAME OF THE PERSON WHO MISUSED THE IDENTIFYING  
14 PLATE OR PLACARD AND EITHER THE IDENTIFYING PLATE OR PLACARD  
15 NUMBER OR THE LAST FOUR DIGITS OF THE DRIVER'S LICENSE OR  
16 IDENTIFICATION DOCUMENT NUMBER PRINTED ON THE PLACARD.

17 (II) THE REVOCATION IS EFFECTIVE FORTY-FIVE DAYS AFTER THE  
18 DEPARTMENT RECEIVES THE SWORN STATEMENT UNLESS A HEARING IS  
19 REQUESTED IN ACCORDANCE WITH PARAGRAPH (e) OF THIS SUBSECTION  
20 (7).

21 (b) UPON RECEIPT OF A NOTICE THAT THE HOLDER OF AN  
22 IDENTIFYING PLATE OR PLACARD WAS CONVICTED OF, OR PLED NOLO  
23 CONTENDERE TO, A VIOLATION OF SECTION 42-4-1208, THE DEPARTMENT  
24 SHALL REVOKE EACH IDENTIFYING PLACARD OR PLATE HELD BY THE  
25 PERSON.

26 (c) **Revocation period.** (I) UPON A FIRST VIOLATION OF SECTION  
27 42-4-1208, THE DEPARTMENT SHALL DENY REISSUANCE OF THE

1 IDENTIFYING PLATE OR PLACARD FOR TWELVE MONTHS AFTER THE DATE  
2 OF REVOCATION.

3 (II) UPON A SECOND OR SUBSEQUENT VIOLATION OF SECTION  
4 42-4-1208, THE DEPARTMENT SHALL DENY REISSUANCE OF THE  
5 IDENTIFYING PLATE OR PLACARD FOR A PERIOD OF AT LEAST FIVE YEARS  
6 AFTER THE DATE OF THE SECOND OR MOST RECENT SUBSEQUENT  
7 REVOCATION.

8 (d) **Written notice of revocation.** THE DEPARTMENT SHALL  
9 NOTIFY IN WRITING THE PERSON ISSUED THE IDENTIFYING PLATE OR  
10 PLACARD OF THE REVOCATION. THE DEPARTMENT SHALL INCLUDE IN THE  
11 NOTICE:

12 (I) A DEMAND FOR THE RETURN OF THE IDENTIFYING PLATE OR  
13 PLACARD;

14 (II) A WARNING THAT CONTINUED USE OF THE IDENTIFYING PLATE  
15 OR PLACARD BY ANY PERSON IS SUBJECT TO THE PENALTY SET FORTH IN  
16 SECTION 42-4-1208 (7); AND

17 (III) A STATEMENT THAT THE PERSON MAY APPEAL THE  
18 REVOCATION BY FILING A WRITTEN REQUEST WITH THE DEPARTMENT  
19 WITHIN THIRTY DAYS AFTER THE DEPARTMENT ISSUED THE NOTICE.

20 (e) **Request for hearing.** IF A PERSON REQUESTS A HEARING ON  
21 THE REVOCATION OF AN IDENTIFYING PLATE OR PLACARD WITHIN THIRTY  
22 DAYS AFTER THE DEPARTMENT ISSUED THE NOTICE, THE DEPARTMENT  
23 SHALL HOLD A HEARING BEFORE REVOKING THE PLATE OR PLACARD. IF A  
24 HEARING IS HELD AND THE HEARING OFFICER UPHOLDS THE REVOCATION,  
25 THE REVOCATION TAKES EFFECT IMMEDIATELY.

26 (f) **Penalty.** A PERSON WHO FAILS TO RETURN A REVOKED  
27 IDENTIFYING PLACARD OR PLATE, OR WHO ATTEMPTS TO OBTAIN AN

1 IDENTIFYING PLATE OR PLACARD WHEN UNDER REVOCATION PURSUANT TO  
2 THIS SUBSECTION (7), COMMITS A CLASS B TRAFFIC INFRACTION.

3 **SECTION 3.** In Colorado Revised Statutes, **repeal and reenact,**  
4 **with amendments,** 42-4-1208 as follows:

5 **42-4-1208. Reserved parking for persons with disabilities -**  
6 **applicability - rules. (1) Definitions.** AS USED IN THIS SECTION:

7 (a) "DISABILITY" OR "DISABLED" HAS THE SAME MEANING AS SET  
8 FORTH IN SECTION 42-3-204.

9 (b) "HOLDER" MEANS A PERSON WITH A DISABILITY WHO HAS  
10 LAWFULLY OBTAINED AN IDENTIFYING PLATE OR PLACARD.

11 (c) "IDENTIFYING FIGURE" HAS THE SAME MEANING AS SET FORTH  
12 IN SECTION 42-3-204.

13 (d) "IDENTIFYING PLACARD" HAS THE SAME MEANING AS SET FORTH  
14 IN SECTION 42-3-204.

15 (e) "IDENTIFYING PLATE" HAS THE SAME MEANING AS SET FORTH IN  
16 SECTION 42-3-204.

17 (f) "PROFESSIONAL" HAS THE SAME MEANING AS SET FORTH IN  
18 SECTION 42-3-204.

19 (g) "RESERVED PARKING" MEANS A PARKING SPACE RESERVED FOR  
20 A PERSON WITH A DISABILITY.

21 (2) **Use of plate or placard.** (a) A PERSON WITH A DISABILITY  
22 MAY USE RESERVED PARKING ON PUBLIC PROPERTY OR PRIVATE PROPERTY  
23 AVAILABLE FOR PUBLIC USE IF THE PERSON DISPLAYS AN IDENTIFYING  
24 PLATE OR PLACARD WHILE USING RESERVED PARKING.

25 (b) WHEN AN IDENTIFYING PLACARD IS USED FOR RESERVED  
26 PARKING, THE DRIVER OF THE PARKED MOTOR VEHICLE SHALL ENSURE  
27 THAT THE FRONT OF THE IDENTIFYING PLACARD IS LEGIBLE AND VISIBLE

1 THROUGH THE WINDSHIELD WHEN VIEWED FROM OUTSIDE THE VEHICLE.  
2 THE DRIVER SHALL HANG THE PLACARD FROM THE REAR-VIEW MIRROR  
3 UNLESS A REAR-VIEW MIRROR IS NOT AVAILABLE OR THE INDIVIDUAL IS  
4 PHYSICALLY UNABLE TO HANG THE PLACARD FROM THE REAR-VIEW  
5 MIRROR. IF THE TAG IS NOT HUNG FROM THE REAR-VIEW MIRROR, THE  
6 DRIVER SHALL DISPLAY IT ON THE DASHBOARD.

7 (c) A PERSON WITH A DISABILITY WHO IS A RESIDENT OF A STATE  
8 OTHER THAN COLORADO MAY USE RESERVED PARKING IN COLORADO IF  
9 THE MOTOR VEHICLE DISPLAYS AN IDENTIFYING PLATE OR PLACARD ISSUED  
10 BY A STATE OTHER THAN COLORADO, AND IF:

11 (I) THE IDENTIFYING PLATE OR PLACARD IS CURRENTLY VALID IN  
12 THE STATE OF ISSUANCE AND MEETS THE REQUIREMENTS OF 23 CFR 1235;  
13 AND

14 (II) THE HOLDER HAS NOT BEEN A RESIDENT IN COLORADO FOR  
15 MORE THAN NINETY DAYS.

16 (d) A MOTOR VEHICLE WITH AN IDENTIFYING PLATE OR A PLACARD  
17 MAY BE PARKED IN PUBLIC PARKING AREAS ALONG PUBLIC STREETS OR IN  
18 PRIVATE PARKING LOTS REGARDLESS OF ANY TIME LIMITATION IMPOSED  
19 UPON PARKING IN THE AREA; EXCEPT THAT A JURISDICTION MAY  
20 SPECIFICALLY LIMIT RESERVED PARKING ON ANY PUBLIC STREET TO NO  
21 LESS THAN FOUR HOURS. TO LIMIT RESERVED PARKING, THE JURISDICTION  
22 MUST CLEARLY POST THE APPROPRIATE TIME LIMITS IN THE AREA. THE  
23 ABILITY TO PARK NOTWITHSTANDING PARKING LIMITATIONS DOES NOT  
24 APPLY TO AREAS IN WHICH:

25 (I) STOPPING, STANDING, OR PARKING OF ALL VEHICLES IS  
26 PROHIBITED;

27 (II) ONLY SPECIAL VEHICLES MAY BE PARKED; OR

1 (III) PARKING IS NOT ALLOWED DURING SPECIFIC PERIODS OF THE  
2 DAY IN ORDER TO ACCOMMODATE HEAVY TRAFFIC.

3 (3) **Misuse of disabled placard or plate.** (a) A PERSON WITHOUT  
4 A DISABILITY SHALL NOT PARK IN A PARKING SPACE ON PUBLIC OR PRIVATE  
5 PROPERTY THAT IS CLEARLY IDENTIFIED BY AN OFFICIAL SIGN AS BEING  
6 RESERVED PARKING UNLESS:

7 (I) THE PERSON IS PARKING THE VEHICLE FOR THE DIRECT BENEFIT  
8 OF A PERSON WITH A DISABILITY TO ENTER OR EXIT THE VEHICLE WHILE IT  
9 IS PARKED IN THE RESERVED PARKING SPACE; AND

10 (II) AN IDENTIFYING PLATE OR PLACARD OBTAINED UNDER OR  
11 AUTHORIZED BY SECTION 42-3-204 IS DISPLAYED IN OR ON THE VEHICLE.

12 (b) (I) A PERSON, AFTER USING A RESERVED PARKING SPACE THAT  
13 HAS A TIME LIMIT, SHALL NOT SWITCH MOTOR VEHICLES OR MOVE THE  
14 MOTOR VEHICLE TO ANOTHER RESERVED PARKING SPACE WITHIN ONE  
15 HUNDRED YARDS OF THE ORIGINAL PARKING SPACE WITHIN THE SAME  
16 EIGHT HOURS IN ORDER TO EXCEED THE TIME LIMIT.

17 (II) PARKING IN A TIME-LIMITED RESERVED PARKING SPACE FOR  
18 MORE THAN THREE HOURS FOR AT LEAST THREE DAYS A WEEK FOR AT  
19 LEAST TWO WEEKS CREATES A REBUTTABLE PRESUMPTION THAT THE  
20 PERSON IS VIOLATING THIS PARAGRAPH (b).

21 (III) THIS SUBSECTION (3) DOES NOT APPLY TO PRIVATELY OWNED  
22 PARKING SPACES.

23 (c) A PERSON SHALL NOT USE RESERVED PARKING FOR A  
24 COMMERCIAL PURPOSE UNLESS:

25 (I) THE PURPOSE RELATES TO TRANSACTING BUSINESS WITH A  
26 BUSINESS THE RESERVED PARKING IS INTENDED TO SERVE; OR

27 (II) THE OWNER OF PRIVATE PROPERTY CONSENTS TO ALLOW THE

1 USE.

2 (d) (I) AN EMPLOYEE OF AN ENTITY SHALL NOT USE AN  
3 IDENTIFYING PLACARD ISSUED TO THE ENTITY UNLESS THE EMPLOYEE IS  
4 TRANSPORTING PERSONS WITH DISABILITIES.

5 (II) FOR A VIOLATION OF THIS PARAGRAPH (d), THE EXECUTIVE  
6 DIRECTOR OR OFFICER OF THE ENTITY TO WHOM THE PLACARD OR PLATE  
7 WAS ISSUED AND THE OFFENDING EMPLOYEE ARE EACH SUBJECT TO THE  
8 PENALTIES IN PARAGRAPH (a) OR (b) OF SUBSECTION (7) OF THIS SECTION.

9 (e) A PERSON WHO VIOLATES THIS SUBSECTION (3) IS SUBJECT TO  
10 THE PENALTIES IN PARAGRAPH (a) OR (b) OF SUBSECTION (7) OF THIS  
11 SECTION.

12 (4) **Blocking access.** (a) REGARDLESS OF WHETHER A PERSON  
13 DISPLAYS AN IDENTIFYING PLATE OR PLACARD, A PERSON SHALL NOT PARK  
14 A VEHICLE SO AS TO BLOCK REASONABLE ACCESS TO CURB RAMPS,  
15 PASSENGER LOADING ZONES, OR ACCESSIBLE ROUTES, AS IDENTIFIED IN 28  
16 CFR PART 36 APPENDIX A, THAT ARE CLEARLY IDENTIFIED UNLESS THE  
17 PERSON IS ACTIVELY LOADING OR UNLOADING A PERSON WITH A  
18 DISABILITY.

19 (b) A PERSON WHO VIOLATES THIS SUBSECTION (4) IS SUBJECT TO  
20 THE PENALTIES IN PARAGRAPH (c) OF SUBSECTION (7) OF THIS SECTION.

21 (5) **Fraud and trafficking.** A PERSON IS GUILTY OF A  
22 MISDEMEANOR AND, UPON CONVICTION, SHALL BE PUNISHED AS PROVIDED  
23 IN PARAGRAPH (d) OF SUBSECTION (7) OF THIS SECTION IF THE PERSON:

24 (a) KNOWINGLY AND FRAUDULENTLY OBTAINS, POSSESSES, USES,  
25 OR TRANSFERS AN IDENTIFYING PLACARD ISSUED TO A PERSON WITH A  
26 DISABILITY;

27 (b) KNOWINGLY MAKES, POSSESSES, USES, OR TRANSFERS WHAT

1 PURPORTS TO BE, BUT IS NOT, AN IDENTIFYING PLACARD; OR

2 (c) KNOWINGLY CREATES OR USES A DEVICE INTENDED TO GIVE  
3 THE IMPRESSION THAT IT IS AN IDENTIFYING PLACARD WHEN VIEWED  
4 FROM OUTSIDE THE VEHICLE.

5 (6) **Enforcement of reserved parking.** (a) A PEACE OFFICER OR  
6 AUTHORIZED AND UNIFORMED PARKING ENFORCEMENT OFFICIAL MAY  
7 CHECK THE IDENTIFICATION OF A PERSON USING AN IDENTIFYING PLATE  
8 OR PLACARD IN ORDER TO DETERMINE WHETHER THE USE IS AUTHORIZED.

9 (b) (I) A PEACE OFFICER OR AUTHORIZED AND UNIFORMED PARKING  
10 ENFORCEMENT OFFICIAL <sup>MAY</sup> ~~SHALL~~ CONFISCATE AN IDENTIFYING PLACARD  
11 THAT IS BEING USED IN VIOLATION OF THIS SECTION.

12 (II) THE PEACE OFFICER OR PARKING ENFORCEMENT OFFICIAL  
13 SHALL SEND THE PLACARD TO THE DEPARTMENT UNLESS IT IS BEING HELD  
14 AS EVIDENCE FOR PROSECUTION OF A VIOLATION OF THIS SECTION.

15 (III) THE DEPARTMENT SHALL HOLD A CONFISCATED PLACARD FOR  
16 THIRTY DAYS AND MAY DISPOSE OF THE PLACARD AFTER THIRTY DAYS. THE  
17 DEPARTMENT SHALL RELEASE THE PLACARD TO THE PERSON WITH A  
18 DISABILITY TO WHOM IT WAS ISSUED WHEN THE PERSON SIGNS A  
19 STATEMENT UNDER PENALTY OF PERJURY THAT HE OR SHE WAS UNAWARE  
20 THAT THE VIOLATOR USED, OR INTENDED TO USE, THE PLACARD IN  
21 VIOLATION OF THIS SECTION.

22 (c) A PEACE OFFICER AND THE DEPARTMENT MAY INVESTIGATE AN  
23 ALLEGATION THAT A PERSON IS VIOLATING THIS SECTION.

24 (d) A PERSON WHO OBSERVES A VIOLATION OF THIS SECTION MAY  
25 SUBMIT EVIDENCE, INCLUDING A SWORN STATEMENT, CONCERNING THE  
26 VIOLATION TO ANY LAW ENFORCEMENT AGENCY.

27 (e) (I) A PEACE OFFICER MAY ISSUE A PENALTY ASSESSMENT

1 NOTICE FOR A VIOLATION OF PARAGRAPH (b), (c), OR (d) OF SUBSECTION  
2 (3) OF THIS SECTION BY SENDING IT BY CERTIFIED MAIL TO THE  
3 REGISTERED OWNER OF THE MOTOR VEHICLE. THE PEACE OFFICER SHALL  
4 INCLUDE IN THE PENALTY ASSESSMENT NOTICE THE OFFENSE OR  
5 INFRACTION, THE TIME AND PLACE WHERE IT OCCURRED, AND A  
6 STATEMENT THAT THE PAYMENT OF THE PENALTY ASSESSMENT AND A  
7 SURCHARGE IS DUE WITHIN TWENTY DAYS AFTER THE ISSUANCE OF THE  
8 NOTICE. THE DEPARTMENT RECEIVES PAYMENT OF THE PENALTY  
9 ASSESSMENT BY THE DUE DATE IF THE PAYMENT IS RECEIVED OR  
10 POSTMARKED BY THE TWENTIETH DAY AFTER THE VEHICLE OWNER  
11 RECEIVED THE PENALTY ASSESSMENT NOTICE.

12 (II) IF THE PENALTY ASSESSMENT AND SURCHARGE ARE NOT PAID  
13 WITHIN TWENTY DAYS AFTER THE DATE THE VEHICLE OWNER RECEIVES THE  
14 ASSESSMENT NOTICE SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH  
15 (e), THE PEACE OFFICER WHO ISSUED THE ORIGINAL PENALTY ASSESSMENT  
16 NOTICE SHALL FILE A COMPLAINT WITH A COURT HAVING JURISDICTION  
17 AND ISSUE AND SERVE UPON THE REGISTERED OWNER OF THE VEHICLE A  
18 SUMMONS TO APPEAR IN COURT AT THE TIME AND PLACE SPECIFIED.

19 (f) (I) THE ENTERING COURT SHALL SEND CERTIFICATION OF THE  
20 ENTRY OF JUDGMENT FOR EACH VIOLATION OF PARAGRAPH (b), (c), OR (d)  
21 OF SUBSECTION (3) OF THIS SECTION TO THE DEPARTMENT.

22 (II) UPON RECEIPT OF CERTIFICATION OF AN ENTRY OF JUDGMENT  
23 FOR A VIOLATION OF PARAGRAPH (b), (c), OR (d) OF SUBSECTION (3) OF  
24 THIS SECTION, THE DEPARTMENT SHALL NOT REGISTER THE PERSON'S  
25 VEHICLE UNTIL ALL FINES IMPOSED FOR THE VIOLATIONS HAVE BEEN PAID.

26 (III) UPON RECEIPT OF CERTIFICATION OR INDEPENDENT  
27 VERIFICATION OF AN ENTRY OF JUDGMENT, THE DEPARTMENT SHALL

1 REVOKE AN IDENTIFYING PLATE OR PLACARD AS PROVIDED IN SECTION  
2 42-3-204 (7) (d).

3 (g) (I) NOTWITHSTANDING ANY OTHER PROVISION OF THIS  
4 SECTION TO THE CONTRARY, A HOLDER IS LIABLE FOR ANY PENALTY OR  
5 FINE AS SET FORTH IN THIS SECTION OR SECTION 42-3-204 OR FOR ANY  
6 MISUSE OF AN IDENTIFYING PLATE OR PLACARD, INCLUDING THE USE OF  
7 SUCH PLATE OR PLACARD BY ANY PERSON OTHER THAN A HOLDER, UNLESS  
8 THE HOLDER FURNISHES SUFFICIENT EVIDENCE THAT THE IDENTIFYING  
9 PLATE OR PLACARD WAS, AT THE TIME OF THE VIOLATION, IN THE CARE,  
10 CUSTODY, OR CONTROL OF ANOTHER PERSON WITHOUT THE HOLDER'S  
11 KNOWLEDGE OR CONSENT.

12 (II) A HOLDER MAY AVOID THE LIABILITY DESCRIBED IN  
13 SUBPARAGRAPH (I) OF THIS PARAGRAPH (g) IF, WITHIN A REASONABLE TIME  
14 AFTER NOTIFICATION OF THE VIOLATION, THE HOLDER FURNISHES TO THE  
15 PROSECUTORIAL DIVISION OF THE APPROPRIATE JURISDICTION THE NAME  
16 AND ADDRESS OF THE PERSON WHO HAD THE CARE, CUSTODY, OR CONTROL  
17 OF THE IDENTIFYING PLATE OR PLACARD AT THE TIME OF THE VIOLATION  
18 OR THE HOLDER REPORTS THE LICENSE PLATE OR PLACARD LOST OR  
19 STOLEN TO BOTH THE APPROPRIATE LOCAL LAW ENFORCEMENT AGENCY  
20 AND THE DEPARTMENT.

21 (h) AN EMPLOYER SHALL NOT FORBID AN EMPLOYEE FROM  
22 REPORTING VIOLATIONS OF THIS SECTION. A PERSON SHALL NOT INITIATE  
23 OR ADMINISTER ANY DISCIPLINARY ACTION AGAINST AN EMPLOYEE  
24 BECAUSE THE EMPLOYEE NOTIFIED THE AUTHORITIES OF A POSSIBLE  
25 VIOLATION OF THIS SECTION IF THE EMPLOYEE HAS A GOOD-FAITH BELIEF  
26 THAT A VIOLATION HAS OCCURRED.

27 (i) A LANDLORD SHALL NOT RETALIATE AGAINST A TENANT

1 BECAUSE THE TENANT NOTIFIED THE AUTHORITIES OF A POSSIBLE  
2 VIOLATION OF THIS SECTION IF THE TENANT HAS A GOOD-FAITH BELIEF  
3 THAT A VIOLATION HAS OCCURRED.

4 (7) **Penalties.** (a) ANY PERSON WHO VIOLATES SUBSECTION (3) OF  
5 THIS SECTION COMMITS A MISDEMEANOR AND, UPON CONVICTION, SHALL  
6 BE PUNISHED BY A SURCHARGE OF THIRTY-TWO DOLLARS PURSUANT TO  
7 SECTIONS 24-4.1-119 (1) (f) AND 24-4.2-104 (1) (b) (I), C.R.S., AND:

8 (I) A FINE OF NOT LESS THAN THREE HUNDRED FIFTY DOLLARS BUT  
9 NOT MORE THAN ONE THOUSAND DOLLARS FOR THE FIRST OFFENSE;

10 (II) A FINE OF NOT LESS THAN SIX HUNDRED DOLLARS BUT NOT  
11 MORE THAN ONE THOUSAND DOLLARS FOR A SECOND OFFENSE; AND

12 (III) A FINE OF NOT LESS THAN ONE THOUSAND DOLLARS BUT NOT  
13 MORE THAN FIVE THOUSAND DOLLARS, IN ADDITION TO NOT MORE THAN  
14 TEN HOURS OF COMMUNITY SERVICE, FOR A THIRD OR SUBSEQUENT  
15 OFFENSE.

16 (b) A PERSON WHO VIOLATES SUBSECTION (3) OF THIS SECTION BY  
17 PARKING A VEHICLE OWNED BY A COMMERCIAL CARRIER IS GUILTY OF A  
18 MISDEMEANOR AND, UPON CONVICTION, SHALL BE PUNISHED BY THE  
19 SURCHARGE AND A FINE OF UP TO TWICE THE PENALTY IMPOSED IN  
20 PARAGRAPH (a) OF THIS SUBSECTION (7).

21 (c) (I) A PERSON WHO VIOLATES SUBSECTION (4) OF THIS SECTION  
22 COMMITS A CLASS B TRAFFIC INFRACTION AND IS SUBJECT TO A FINE OF  
23 ONE HUNDRED FIFTY DOLLARS. UPON CONVICTION OR A PLEA OF GUILTY  
24 OR NOLO CONTENDERE FOR A VIOLATION OF SUBSECTION (4), OF THIS  
25 SECTION THE COURT SHALL SEND A CERTIFICATION OF THE ENTRY OF  
26 JUDGMENT TO THE DEPARTMENT.

27 (II) A PERSON WHO VIOLATES SUBSECTION (3) OF THIS SECTION BY

1 PARKING A VEHICLE OWNED BY A COMMERCIAL CARRIER IS GUILTY OF A  
2 MISDEMEANOR AND, UPON CONVICTION, SHALL BE PUNISHED BY A FINE OF  
3 UP TO TWICE THE PENALTY IMPOSED IN THIS PARAGRAPH (c).

4 (d) (I) A PERSON WHO VIOLATES SUBSECTION (5) OF THIS SECTION  
5 IS GUILTY OF A MISDEMEANOR AND, UPON CONVICTION, SHALL BE  
6 PUNISHED BY THE CRIMINAL AND CIVIL PENALTIES PROVIDED UNDER  
7 SECTION 42-6-139 (3) AND (4).

8 (II) A PERSON WHO WILLFULLY RECEIVES REMUNERATION FOR  
9 VIOLATING SUBSECTION (5) OF THIS SECTION IS GUILTY OF A  
10 MISDEMEANOR AND, UPON CONVICTION, SHALL BE PUNISHED BY TWICE THE  
11 CIVIL AND CRIMINAL PENALTIES THAT WOULD BE IMPOSED UNDER  
12 SUBPARAGRAPH (I) OF THIS PARAGRAPH (d).

13 (8) THE STATE OR LOCAL AUTHORITY ISSUING A CITATION UNDER  
14 THIS SECTION, OR UNDER ANY LOCAL ORDINANCE DEFINING A  
15 SUBSTANTIALLY EQUIVALENT OFFENSE, SHALL TRANSFER ONE-HALF OF THE  
16 FINE TO THE STATE TREASURER, WHO SHALL CREDIT THE FINE TO THE  
17 DISABLED PARKING EDUCATION AND ENFORCEMENT FUND CREATED IN  
18 SECTION 42-1-226.

19 **SECTION 4.** In Colorado Revised Statutes, 42-3-213, **amend** (1)  
20 (a) introductory portion, (1) (b) (I), (1) (b) (II) (B), (1) (b) (IV), (1) (b) (V),  
21 (1) (c), (1) (g), (5) (a), and (5) (b) as follows:

22 **42-3-213. License plates - military veterans - rules -**  
23 **retirement.** (1) (a) The department shall issue one or more sets of **special**  
24 license plates to the following persons who own a truck that does not  
25 exceed sixteen thousand pounds empty weight, a passenger car, a  
26 motorcycle, or a noncommercial or recreational vehicle:

27 (b) (I) Except as provided in subparagraph (II) of this paragraph (b),

1 the amount of taxes and fees for ~~special~~ license plates issued pursuant to  
2 UNDER this section ~~shall be~~ ARE the same as that specified for regular  
3 motor vehicle registration plus an additional one-time issuance or  
4 replacement fee. The additional one-time fee ~~shall be~~ IS twenty-five dollars  
5 and shall be transmitted to the state treasurer, who shall credit ~~the same~~ IT  
6 to the highway users tax fund for allocation and expenditure as specified in  
7 section 43-4-205 (5.5) (b), C.R.S.

8 (II) Notwithstanding subparagraph (I) of this paragraph (b):

9 (B) No fee shall be charged for one set of disabled veteran ~~special~~  
10 license plates issued pursuant to subsection (5) of this section for a  
11 passenger car, a truck, a motorcycle, or a noncommercial or recreational  
12 vehicle.

13 (IV) One dollar of each additional fee collected from purchasers  
14 of ~~special~~ license plates issued pursuant to subsections (4) and (5) of this  
15 section shall be retained by the authorized agent, and one dollar and fifteen  
16 cents of each ~~such~~ additional fee shall be credited to the special purpose  
17 account established under section 42-1-211.

18 (V) One dollar of each additional fee collected from purchasers of  
19 ~~special~~ license plates issued pursuant to subsection (8) of this section shall  
20 be retained by the authorized agent.

21 (c) All applications for the ~~special~~ license plates described in this  
22 section shall be made directly to the department and shall include such  
23 information as the department may require.

24 (g) The department shall issue a ~~special~~ license plate authorized  
25 pursuant to this section for a motor vehicle owned by a trust if

26 (I) The trust is created for the benefit of a natural person who is  
27 qualified to receive the ~~special~~ license plate under paragraph (a) of this

1 subsection (1); and

2 (II) The trust name includes a natural person who is qualified to  
3 receive the ~~special~~ license plate under paragraph (a) of this subsection (1).

4 (5) **Disabled veterans.** (a) (I) The disabled veteran ~~special~~ license  
5 plate shall indicate that the owner of the motor vehicle to which ~~such~~ THE  
6 license plate is attached is a disabled veteran of the United States armed  
7 forces.

8 (II) In addition to the requirements of subparagraph (I) of this  
9 paragraph (a), if the applicant demonstrates that he or she has a physical  
10 impairment affecting mobility under the standards provided in section  
11 42-3-204 (1), then ~~such special~~ THE license plate shall have an additional  
12 identifying figure, as ~~determined by the department~~ DEFINED IN SECTION  
13 42-3-204 (1) (c), to indicate that the ~~owner of the~~ vehicle is authorized to  
14 ~~make use of parking privileges for persons with disabilities~~ TO TRANSPORT  
15 A PERSON WHO IS ELIGIBLE TO USE RESERVED PARKING UNDER SECTION  
16 42-4-1208.

17 (b) A natural person who has received an honorable discharge from  
18 a branch of the armed services of the United States and meets the  
19 requirements of section 42-3-304 (3) (a) may use a disabled veteran  
20 ~~special~~ license plate. When applying for such a license plate, the applicant  
21 shall submit proof of honorable discharge from an armed forces branch of  
22 the United States.

23 **SECTION 5.** In Colorado Revised Statutes, 42-4-1701, **amend** (4)

24 (a) (I) (M) as follows:

25 **42-4-1701. Traffic offenses and infractions classified -**  
26 **penalties - penalty and surcharge schedule - repeal.** (4) (a) (I) Except  
27 as provided in paragraph (c) of subsection (5) of this section, every person

1 who is convicted of, who admits liability for, or against whom a judgment  
 2 is entered for a violation of any provision of this title to which paragraph  
 3 (a) or (b) of subsection (5) of this section apply shall be fined or penalized,  
 4 and have a surcharge levied thereon pursuant to sections 24-4.1-119 (1) (f)  
 5 and 24-4.2-104 (1) (b) (I), C.R.S., in accordance with the penalty and  
 6 surcharge schedule set forth in sub-subparagraphs (A) to (P) of this  
 7 subparagraph (I); or, if no penalty or surcharge is specified in the schedule,  
 8 the penalty for class A and class B traffic infractions shall be fifteen  
 9 dollars, and the surcharge shall be four dollars. These penalties and  
 10 surcharges shall apply whether the defendant acknowledges the defendant's  
 11 guilt or liability in accordance with the procedure set forth by paragraph (a)  
 12 of subsection (5) of this section or is found guilty by a court of competent  
 13 jurisdiction or has judgment entered against the defendant by a county  
 14 court magistrate. Penalties and surcharges for violating specific sections  
 15 shall be as follows:

16	<b>Section Violated</b>	<b>Penalty</b>	<b>Surcharge</b>
17	<b>(M) Parking violations:</b>		
18	42-4-1201	\$ 30.00	\$ 6.00
19	42-4-1202	30.00	6.00
20	42-4-1204	15.00	6.00
21	42-4-1205	15.00	6.00
22	42-4-1206	15.00	6.00
23	42-4-1207	15.00	6.00
24	42-4-1208 <del>(9), (15), or (16)</del> (3) (b), (3)		
25	(c), AND (3) (d)	150.00	32.00

26 **SECTION 6. Effective date - applicability.** This act takes effect  
 27 July 1, 2014, and applies to applications for identifying plates or placards

1 submitted and offenses committed on or after January 1, 2015.

2           **SECTION 7. Safety clause.** The general assembly hereby finds,  
3 determines, and declares that this act is necessary for the immediate  
4 preservation of the public peace, health, and safety.



Disabled parking draft bill changes; UNDERLINING INDICATES PROPOSED NEW LANGUAGE

P6, L 20-23;

20 (III) THE DEPARTMENT MAY ISSUE ~~TWO~~ ONE IDENTIFYING PLATES, ~~TWO~~ OR ONE

21 IDENTIFYING PLACARDS, ~~OR ONE PLATE AND ONE PLACARD~~ TO EACH  
22 PARENT OR GUARDIAN OF A CHILD WITH A DISABILITY WHO IS UNDER  
23 SIXTEEN YEARS OF THE AGE, NOT TO EXCEED A TOTAL OF TWO OF EITHER,  
OR ONE OF EACH. *Clarifies each parent can have one plate or placard*

P9, L26 – P10, L2

26 (IV) A STATE AGENCY OR BUSINESS ENTITY THAT TRANSPORTS  
27 PERSONS WITH DISABILITIES MAY OBTAIN A PERMANENT IDENTIFYING  
PLATE OR

1 PLACARD FOR RESERVED PARKING. TO QUALIFY FOR AN EXTENDED OR  
2 PERMANENT IDENTIFYING PLATE OR PLACARD, THE AGENCY OR BUSINESS  
*Allows an agency to get a plate*

P9, After L25, insert

(IV) IF AN IDENTIFYING PLATE IS ISSUED FOR A PERSON UNDER SIXTEEN  
YEARS OF AGE USING A PARENT'S OR GUARDIAN'S IDENTIFICATION  
DOCUMENT, THE DEPARTMENT SHALL PLACE A "C" ON THE REGISTRATION  
CARD ISSUED UNDER SECTION 42-3-113 (2). *Delete duplicate language at P12, L7-*  
*10 and P13, L2-5. Renumber.*

P10, L 10-21

10 (i) **Requirements for identifying figure on disabled veteran**

11 **license plate.** (A) TO QUALIFY FOR A DISABLED VETERAN LICENSE PLATE WITH  
12 AN IDENTIFYING FIGURE, THE APPLICANT MUST QUALIFY FOR A  
13 PERMANENT IDENTIFYING PLATE UNDER SUBPARAGRAPH (I) OF PARAGRAPH  
14 (h) OF THIS SUBSECTION (5) AND MEET THE ELIGIBILITY CRITERIA IN  
15 SECTION 42-3-213 (5) FOR A DISABLED VETERAN LICENSE PLATE. A  
16 DISABLED VETERAN LICENSE PLATE WITH AN IDENTIFYING FIGURE EXPIRES  
17 IN ACCORDANCE WITH THE SCHEDULE ESTABLISHED BY THE DEPARTMENT  
18 FOR PERIODIC REGISTRATION UNDER SECTION 42-3-102 (1) (a). EVERY  
19 ~~NINE~~ THREE YEARS, THE HOLDER ~~MAY~~SHALL RESUBMIT TO THE  
DEPARTMENT THE STATEMENT REQUIRED IN  
20 SUB-SUBPARAGRAPH (A) OF SUBPARAGRAPH (I) OF PARAGRAPH (h) OF THIS  
21 SUBSECTION (5) BY MAIL, OR IN PERSON AND PRESENTING A COLORADO  
DRIVER'S LICENSE, A COLORADO IDENTIFICATION DOCUMENT, OR AN  
IDENTIFICATION DOCUMENT ISSUED BY THE UNITED STATES, IN THE OFFICE OF  
AN AUTHORIZED AGENT,

B) AN AFFIDAVIT, MADE UNDER PENALTY OF PERJURY, THAT THE PERSON TO  
WHOM THE PLATE IS ISSUED REMAINS ELIGIBLE TO USE THE PLATE;

(C) THE DATE OF BIRTH AND IDENTIFICATION NUMBER OF THE PERSON WHO MAY USE RESERVED PARKING; AND

(D) EVERY THIRD RENEWAL, A WRITTEN STATEMENT REQUIRED BY SUB-SUBPARAGRAPH (A) OF SUBPARAGRAPH (I) OF PARAGRAPH (h) OF SUBSECTION (5) OF THIS SECTION TO QUALIFY TO RENEW THE LICENSE PLATE. *Makes the standard and process to renew a disabled veteran plate consistent with a permanent disabled plate, as is required for issuance (see L13).*

P11, L 11-12

11 (A) A CURRENT VERIFICATION FORM THE STATEMENT REQUIRED IN SUB-SUBPARAGRAPH (A) OF SUBPARAGRAPH (I) OF PARAGRAPH (h) OF THIS SUBSECTION (5) BY MAIL, OR IN PERSON AND PRESENTING A COLORADO DRIVER'S LICENSE, A COLORADO IDENTIFICATION DOCUMENT, OR AN IDENTIFICATION DOCUMENT ISSUED BY THE UNITED STATES, IN THE OFFICE OF AN AUTHORIZED AGENT; *Clarifies applicant can either get a docs signature and renew by mail, OR appear at the county and show ID (proof of life, passed last year)*

P13, AFTER L5 INSERT;

(II) IF THE HOLDER IS AN ENTITY, THE HOLDER MAY RENEW THE PLATE UPON RESUBMITTING AND UPDATING THE INFORMATION NECESSARY TO BE ISSUED THE PLATE UNDER SUBPARAGRAPH (IV) OF PARAGRAPH (h) OF SUBSECTION (5) OF THIS SECTION. *Allows an agency to renew a plate*

P14, L26 – P15, L2

26 (f) (I) Penalty. A PERSON WHO FAILS TO RETURN A REVOKED IDENTIFYING PLACARD OR PLATE, OR WHO ATTEMPTS TO OBTAIN AN IDENTIFYING PLATE OR PLACARD WHEN UNDER REVOCATION PURSUANT TO THIS SUBSECTION (7), COMMITS A CLASS B TRAFFIC INFRACTION SHALL BE SUBJECT TO THE PENALTIES AT CRS 42-4-1208 (7)(c)

(II) A PERSON WHO ATTEMPTS TO OBTAIN AN IDENTIFYING PLATE OR PLACARD WHEN UNDER REVOCATION PURSUANT TO THIS SUBSECTION (7), SHALL BE SUBJECT TO THE PENALTIES AT CRS 42-4-1208 (7)(b)(II). *This is an increased penalty for attempting to get a new placard while under revocation, from a \$150 fine to the same penalty as using someone else's tag.*

P17, L3

3 (3) Misuse of reserved parking, disabled placard or plate. (a) A PERSON WITHOUT *Omission*

P17, L21-22

21 (III) SUBPARAGRAPH (II) OF THIS SUBSECTION (3) DOES NOT APPLY TO PRIVATELY OWNED  
22 PARKING SPACES. *Clarifies specifically where Subsection 3 does not apply.*

P18, AFTER L11, INSERT

(f) A PERSON WHO DOES NOT HAVE A DISABILITY AND WHO USES AN IDENTIFYING LICENSE PLATE OR PLACARD IN ORDER TO RECEIVE THE BENEFITS OR PRIVILEGES AVAILABLE TO A PERSON WITH A DISABILITY UNDER THIS SECTION SHALL BE SUBJECT TO THE PENALTIES IN SUBPARAGRAPH (II) OF PARAGRAPH (b) OF SUBSECTION (7) OF THIS SECTION. *Omission.*

P18, I12-20

12 (4) **Blocking access.** (a) REGARDLESS OF WHETHER A PERSON  
13 DISPLAYS AN IDENTIFYING PLATE OR PLACARD, A PERSON SHALL NOT PARK  
14 A VEHICLE SO AS TO BLOCK REASONABLE ACCESS TO CURB RAMPS,  
15 PASSENGER LOADING ZONES, OR ACCESSIBLE ROUTES, AS IDENTIFIED IN 28  
16 CFR PART 36 APPENDIX A, THAT ARE CLEARLY IDENTIFIED UNLESS THE  
17 PERSON IS ACTIVELY LOADING OR UNLOADING A PERSON WITH A  
18 DISABILITY.

19 (b) A PERSON WHO VIOLATES THIS SUBSECTION (4) IS SUBJECT TO  
20 THE PENALTIES IN PARAGRAPH ~~(e)~~ (a) OF SUBSECTION (7) OF THIS SECTION.  
*Makes it the same penalty for illegally parking in a disabled space.*

P18, L16-18

16 (b) (I) A PEACE OFFICER OR AUTHORIZED AND UNIFORMED  
17 PARKING ENFORCEMENT OFFICIAL SHALL CONFISCATE AN IDENTIFYING  
18 PLACARD THAT IS BEING USED IN VIOLATION OF THIS SECTION. *County sheriffs  
have asked for language to allow for consideration of extenuating circumstances.*

P18, L21-26

21 (5) **Fraud and trafficking.** ~~(1) A PERSON IS GUILTY OF A~~  
22 MISDEMEANOR AND, UPON CONVICTION, SHALL BE PUNISHED AS PROVIDED  
23 ~~IN PARAGRAPH (d) OF SUBSECTION (7) OF THIS SECTION~~ 18-5-104 CRS IF THE  
PERSON:

24 (a) KNOWINGLY AND FRAUDULENTLY ALTERS, OBTAINS, POSSESSES, USES,  
25 OR TRANSFERS AN IDENTIFYING PLACARD ISSUED TO A PERSON WITH A  
26 DISABILITY; *the current penalty is less than illegally parking in a disabled space. This  
makes it second degree forgery, also a misdemeanor, but more severe penalty. Also adds  
"alters", which was an omission in 2010 reform.*

P19, L5, insert

(a) ANY PEACE OFFICER OR PARKING ENFORCEMENT OFFICIAL MAY ISSUE A  
CITATION (not sure this is correct term) FOR ANY VIOLATION OF THIS SECTION.  
(b) ANY LAW ENFORCEMENT OFFICER, PARKING ENFORCEMENT OFFICIAL OR  
PRIVATE PROPERTY OWNER IS AUTHORIZED TO HAVE A VEHICLE REMOVED  
FOR A VIOLATION OF SUBSECTION (3) OR (4). *renumber accordingly. Omission, and  
authorizes towing.*

P19, L14, at the end of the line insert;

IN WHICH CASE THE PEACE OFFICER OR PARKING ENFORCEMENT OFFICIAL SHALL SEND NOTICE TO THE DEPARTMENT OF THE CONFISCATION AND PENDING CHARGES. *Makes sure DMV knows if a tag is confiscated but held by local government pending trial so the person cannot just go get another.*

P22, L16

16 (b) (1) A PERSON WHO VIOLATES SUBSECTION (3) OF THIS SECTION BY *renumbering*

P22, after line 20, insert

(II) A PERSON WHO VIOLATES PARAGRAPH (f) OF SUBSECTION (3) IS GUILTY OF A MISDEMEANOR AND, UPON CONVICTION, SHALL BE PUNISHED BY THE SURCHARGE AND A FINE OF TWICE THE PENALTY IMPOSED IN PARAGRAPH (a) OF THIS SUBSECTION (7). *Doubles the penalty for using someone else's tag*

P23, L4-7

~~4 (d) (1) A PERSON WHO VIOLATES SUBSECTION (5) OF THIS SECTION 5 IS GUILTY OF A MISDEMEANOR AND, UPON CONVICTION, SHALL BE 6 PUNISHED BY THE CRIMINAL AND CIVIL PENALTIES PROVIDED UNDER 7 SECTION 42-6-139 (3) AND (4).~~ *This is no longer necessary if penalty for Fraud and Trafficking is corrected.*

P23, L8-12, move to P19, after L4

8 (II) A PERSON WHO WILLFULLY RECEIVES REMUNERATION FOR  
9 VIOLATING SUBSECTION (5) OF THIS SECTION IS GUILTY OF A  
10 MISDEMEANOR AND, UPON CONVICTION, SHALL BE PUNISHED BY TWICE THE  
11 CIVIL AND CRIMINAL PENALTIES THAT WOULD BE IMPOSED UNDER  
12 ~~SUBPARAGRAPH (1) OF THIS PARAGRAPH (d)~~ SUBSECTION (5) OF THIS SECTION. *Doubles penalty for selling fake or stolen tags*

Other significant clarification (FYI);

P7, L25

25 (e) **Personalized and other specialty plate s authorized.** *Authorizes DMV to issue personalized, disabled plates, the lack of which is likely an ADA violation.*

Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

DRAFT  
10.23.13

**BILL 5**

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LLS NO. 14-0231.01 Jery Payne x2157

INTERIM COMMITTEE BILL

**Transportation Legislation Review Committee**

**SHORT TITLE: "Nonconsensual Tow Motor Vehicle"**

**A BILL FOR AN ACT**

101 **CONCERNING THE WEIGHT OF MOTOR VEHICLES THAT ARE SUBJECT TO**  
102 **RATE REGULATION WHEN BEING TOWED WITHOUT THE OWNER'S**  
103 **CONSENT.**

**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://www.leg.state.co.us/bills/summaries>.)*

**Transportation Legislation Review Committee.** Currently, the public utilities commission regulates rates for a nonconsensual tow of a motor vehicle if the vehicle is 10,000 pounds or less. The bill repeals the

*Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

10,000 pound limitation to apply the regulation to all vehicles.

The bill also creates a committee to advise the public utilities commission on rates and investigations of overcharges. The committee is made up of the following members:

- One member who represents the commission;
- One member who represents the chief of the Colorado state patrol;
- One member who represents a towing association;
- One member who represents towing carriers generally;
- One member who represents an association of automobile owners;
- One member who represents insurance companies;
- One member who represents an association of motor carriers;
- One member who represents local law enforcement agencies; and
- One member who represents consumers of towing services.

The commission must consult the committee when making rules about rate regulation. The committee sunsets in 2024.

---

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

2           **SECTION 1.** In Colorado Revised Statutes, **add** 40-10.1-403 as  
3 follows:

4           **40-10.1-403. Towing advisory committee - creation - rules -**  
5 **repeal.** (1) THE TOWING ADVISORY COMMITTEE IS HEREBY CREATED  
6 WITHIN THE DEPARTMENT OF REGULATORY AGENCIES.

7           (2) THE COMMITTEE CONSISTS OF NINE MEMBERS, APPOINTED AS  
8 FOLLOWS:

9           (a) ONE MEMBER APPOINTED BY THE COMMISSION TO REPRESENT  
10 THE COMMISSION;

11           (b) ONE MEMBER APPOINTED BY THE CHIEF OF THE COLORADO  
12 STATE PATROL;

13           (c) ONE MEMBER APPOINTED BY THE COMMISSION TO REPRESENT  
14 A TOWING ASSOCIATION WITHIN THE STATE;

1 (d) ONE MEMBER APPOINTED BY THE COMMISSION TO REPRESENT  
2 TOWING CARRIERS WITHIN THE STATE BUT WHO DOES NOT REPRESENT A  
3 TOWING ASSOCIATION;

4 (e) ONE MEMBER APPOINTED BY THE COMMISSION TO REPRESENT  
5 AN ASSOCIATION OF AUTOMOBILE OWNERS WITHIN THE STATE;

6 (f) ONE MEMBER APPOINTED BY THE COMMISSION TO REPRESENT  
7 INSURANCE COMPANIES WITHIN THE STATE;

8 (g) ONE MEMBER APPOINTED BY THE COMMISSION TO REPRESENT  
9 AN ASSOCIATION OF MOTOR CARRIERS WITHIN COLORADO;

10 (h) ONE MEMBER APPOINTED BY THE COMMISSION TO REPRESENT  
11 LOCAL LAW ENFORCEMENT AGENCIES; AND

12 (i) ONE MEMBER APPOINTED BY THE COMMISSION TO REPRESENT  
13 CONSUMERS OF TOWING SERVICES.

14 (3) (a) THE MEMBERS OF THE COMMITTEE SERVE FOUR-YEAR  
15 TERMS; EXCEPT THAT THE MEMBERS APPOINTED UNDER PARAGRAPHS (a)  
16 TO (d) OF SUBSECTION (2) OF THIS SECTION SERVE INITIAL TERMS OF TWO  
17 YEARS.

18 (b) MEMBERS SERVE ONLY ONE TERM; EXCEPT THAT A MEMBER  
19 WHO SERVES A TERM OF TWO YEARS MAY SERVE A SECOND TERM.

20 (c) THE MEMBERS SHALL ELECT A CHAIR FROM AMONG THEIR  
21 MEMBERSHIP.

22 (4) WHEN PROMULGATING OR AMENDING RULES CONCERNING  
23 RATE REGULATION OF TOW CARRIERS, THE COMMISSION SHALL CONSULT  
24 WITH THE COMMITTEE.

25 (5) THE COMMITTEE HAS THE FOLLOWING DUTIES AND POWERS:

26 (a) TO MAKE COMPREHENSIVE RECOMMENDATIONS TO THE  
27 COMMISSION ABOUT THE MAXIMUM RATES THAT MAY BE CHARGED FOR THE

1 RECOVERY, TOWING, AND STORAGE OF A VEHICLE THAT HAS BEEN TOWED  
2 WITHOUT THE OWNER'S CONSENT.

3 (b) TO ADVISE THE COMMISSION OR THE STAFF OF THE  
4 DEPARTMENT OF REGULATORY AGENCIES CONCERNING INVESTIGATIONS  
5 OF OVERCHARGES MADE BY TOWING CARRIERS IN VIOLATION OF THIS  
6 TITLE.

7 (6) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2024. PRIOR TO  
8 THE REPEAL, THE DEPARTMENT OF REGULATORY AGENCIES SHALL REVIEW  
9 THE ADVISORY COMMITTEE IN ACCORDANCE WITH SECTION 2-3-1203,  
10 C.R.S.

11 **SECTION 2.** In Colorado Revised Statutes, 42-4-1809, **amend** (2)  
12 introductory portion and (2) (a) as follows:

13 **42-4-1809. Proceeds of sale.** (2) If the sale of any motor vehicle  
14 and its attached accessories or equipment under ~~the provisions of~~ section  
15 42-4-1805 produces an amount greater than the sum of all charges of the  
16 operator who has perfected his or her lien:

17 (a) The ENTITY RECEIVING THE proceeds shall first satisfy the  
18 operator's reasonable fee arising from the sale of the motor vehicle and the  
19 cost and fees of towing and storing the abandoned motor vehicle, with  
20 SUBJECT TO a maximum charge ~~that is~~ specified in rules promulgated by the  
21 public utilities commission that govern nonconsensual tows by towing  
22 carriers. ~~In the case of an abandoned motor vehicle weighing in excess of~~  
23 ~~ten thousand pounds, the operator's charges shall be determined by~~  
24 ~~negotiated agreement between the operator and the responsible law~~  
25 ~~enforcement agency.~~

26 **SECTION 3.** In Colorado Revised Statutes, 2-3-1203, **add** (3) (kk)  
27 (l) as follows:

1           **2-3-1203. Sunset review of advisory committees.** (3) The  
2 following dates are the dates for which the statutory authorization for the  
3 designated advisory committees is scheduled for repeal:

4           (kk) SEPTEMBER 1, 2024:

5           (I) THE TOWING CARRIER ADVISORY COMMITTEE;

6           **SECTION 4. Act subject to petition - effective date -**  
7 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following  
8 the expiration of the ninety-day period after final adjournment of the  
9 general assembly (August 6, 2014, if adjournment sine die is on May 7,  
10 2014); except that, if a referendum petition is filed pursuant to section 1  
11 (3) of article V of the state constitution against this act or an item, section,  
12 or part of this act within such period, then the act, item, section, or part will  
13 not take effect unless approved by the people at the general election to be  
14 held in November 2014 and, in such case, will take effect on the date of the  
15 official declaration of the vote thereon by the governor.

16           (2) This act applies to charges assessed on or after the applicable  
17 effective date of this act.

LLS NO. 14-0231\_AMENDMENT # 1  
INTERIM COMMITTEE AMENDMENT  
Committee on Transportation Legislation Review.  
BY REPRESENTATIVE Moreno  
LLS No. 14-0231 be amended as follows:

- 1 Amend LLS No. 14-0231, page 3, strike lines 18 and 19.
- 2 Reletter succeeding paragraph accordingly.
- 3 Page 3, line 22, after "(4)" insert "(a)".
- 4 Page 3, after line 24 insert:  
  
5           "(b) AT THE DISCRETION OF THE COMMISSION, THE STAFF OF THE  
6 DEPARTMENT OF REGULATORY AGENCIES SHALL CONSULT WITH THE  
7 COMMITTEE CONCERNING INVESTIGATIONS OF OVERCHARGES MADE BY  
8 TOWING CARRIERS IN VIOLATION OF THIS TITLE."
- 9 Page 4, line 2, after the period add "THE COMMITTEE SHALL MAKE ITS  
10 FIRST COMPREHENSIVE RECOMMENDATIONS TO THE COMMISSION ABOUT  
11 THE MAXIMUM RATES BY SEPTEMBER 1, 2015."

\*\* \*\*\* \*\* \*\* \*



LLS NO. 14-0231\_AMENDMENT # 2  
INTERIM COMMITTEE AMENDMENT  
Committee on Transportation Legislation Review.  
BY REPRESENTATIVE Moreno  
LLS No. 14-0231 be amended as follows:

- 1 Amend LLS No. 14-0231, page 2, line 9, strike "MEMBER" and substitute  
2 "MEMBER, OR THE MEMBER'S DESIGNEE,".
- 3 Page 2, line 11, strike "MEMBER" and substitute "MEMBER, OR THE  
4 MEMBER'S DESIGNEE,".
- 5 Page 2, line 13, strike "MEMBER" and substitute "MEMBER, OR THE  
6 MEMBER'S DESIGNEE,".
- 7 Page 3, line 1, strike "MEMBER" and substitute "MEMBER, OR THE  
8 MEMBER'S DESIGNEE,".
- 9 Page 3 line 4, strike "MEMBER" and substitute "MEMBER, OR THE  
10 MEMBER'S DESIGNEE,".
- 11 Page 3, line 6, strike "MEMBER" and substitute "MEMBER, OR THE  
12 MEMBER'S DESIGNEE,".
- 13 Page 3, line 8, strike "MEMBER" and substitute "MEMBER, OR THE  
14 MEMBER'S DESIGNEE,".
- 15 Page 3, line 10, strike "MEMBER" and substitute "MEMBER, OR THE  
16 MEMBER'S DESIGNEE,".
- 17 Page 3, line 12, strike "MEMBER" and substitute "MEMBER, OR THE  
18 MEMBER'S DESIGNEE,".

\*\* \*\* \*\* \*\* \*\*



Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

DRAFT  
10.23.13

BILL 4

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LLS NO. 14-0228.01 Jery Payne x2157

INTERIM COMMITTEE BILL

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Transportation Legislation Review Committee

---

**SHORT TITLE: "Highway Restriction Violation Penalties"**

---

**A BILL FOR AN ACT**

101 **CONCERNING THE PENALTY FOR VIOLATING A ROAD RESTRICTION.**

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**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://www.leg.state.co.us/billsummaries>.)*

**Transportation Legislation Review Committee.** The bill raises the fine for the operator of a commercial vehicle who violates a road closure or road restriction from \$500 to \$2,000, and, when the violation of a restriction (e.g., chains required) results in the closure of a travel lane, the fine is increased to \$2,500. In addition, two license suspension points are imposed for each of these violations.

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

2           **SECTION 1.** In Colorado Revised Statutes, 42-4-1701, **amend**  
3 (4) (a) (I) introductory portion and (4) (a) (I) (F) as follows:

4           **42-4-1701. Traffic offenses and infractions classified -**  
5 **penalties - penalty and surcharge schedule - repeal.** (4) (a) (I) Except  
6 as provided in paragraph (c) of subsection (5) of this section, every  
7 person who is convicted of, who admits liability for, or against whom a  
8 judgment is entered for a violation of any provision of this title to which  
9 paragraph (a) or (b) of subsection (5) of this section apply shall be fined  
10 or penalized, and have a surcharge levied thereon pursuant to sections  
11 24-4.1-119 (1) (f) and 24-4.2-104 (1) (b) (I), C.R.S., in accordance with  
12 the penalty and surcharge schedule set forth in sub-subparagraphs (A) to  
13 (P) of this subparagraph (I); or, if no penalty or surcharge is specified in  
14 the schedule, the penalty for class A and class B traffic infractions ~~shall~~  
15 ~~be~~ is fifteen dollars, and the surcharge ~~shall be~~ is four dollars. These  
16 penalties and surcharges ~~shall~~ apply whether the defendant acknowledges  
17 the defendant's guilt or liability in accordance with the procedure set forth  
18 by paragraph (a) of subsection (5) of this section, ~~or~~ is found guilty by a  
19 court of competent jurisdiction, or has judgment entered against the  
20 defendant by a county court magistrate. Penalties and surcharges for  
21 violating specific sections ~~shall be~~ ARE as follows:

22	Section Violated	Penalty	Surcharge
23	<b>(F) Size, weight, and load violations:</b>		
24	42-4-502	\$ 75.00	\$ 24.00
25	42-4-503	15.00	6.00
26	42-4-504	75.00	24.00
27	42-4-505	75.00	24.00

1	42-4-506	15.00	6.00
2	42-4-509	50.00	16.00
3	42-4-510 (12)(a)	35.00	10.00
4	42-4-106 (1), (3), (4),		
5	(6), or (7)	35.00	10.00
6	42-4-106 (5)(a)(I)	100.00	32.00
7	42-4-106 (5)(a)(II)	500.00	156.00
8	<del>42-4-106 (5)(a)(III)</del>	<del>500.00</del>	<del>78.00</del>
9	42-4-106 (5)(a)(III)	2,000.00	156.00
10	42-4-106 (5)(a)(IV)	2,500.00	156.00
11	42-4-512	75.00	24.00
12	42-8-105 (1) to (5)	50.00	16.00
13	42-8-106	50.00	16.00

14       **SECTION 2.** In Colorado Revised Statutes, 42-2-127, **add** (5)  
 15 (11) as follows:

16           **42-2-127. Authority to suspend license - to deny license - type**  
 17 **of conviction - points.** (5) Point system schedule:

Type of conviction	Points
(11) EFFECTIVE JULY 1, 2015, DRIVING IN VIOLATION OF A HIGHWAY RESTRICTION UNDER SECTION 42-4-106. ....	2

21           **SECTION 3. Act subject to petition - effective date -**  
 22 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following  
 23 the expiration of the ninety-day period after final adjournment of the  
 24 general assembly (August 6, 2014, if adjournment sine die is on May 7,  
 25 2014); except that, if a referendum petition is filed pursuant to section 1  
 26 (3) of article V of the state constitution against this act or an item, section,  
 27 or part of this act within such period, then the act, item, section, or part

1 will not take effect unless approved by the people at the general election  
2 to be held in November 2014 and, in such case, will take effect on the  
3 date of the official declaration of the vote thereon by the governor.

4 (2) This act applies to offenses committed on or after the  
5 applicable effective date of this act.

LLS NO. 14-0228 AMENDMENT #1

INTERIM COMMITTEE AMENDMENT

Committee on Transportation Legislation Review.

BY REPRESENTATIVE Tyler

LLS No. 14-0228 be amended as follows:

1 Amend LLS No. 14-0228, strike everything below the enacting clause  
2 and substitute:

3 "SECTION 1. In Colorado Revised Statutes, 42-4-106, add (5)  
4 (a) (IV.5) as follows:

5 **42-4-106. Who may restrict right to use highways.**  
6 (5) (a) (IV.5) A PERSON WHO VIOLATES SUBPARAGRAPH (I) OF THIS  
7 PARAGRAPH (a) WHILE OPERATING A COMMERCIAL VEHICLE ON STATE  
8 HIGHWAY 82 BETWEEN US ROUTE 24 AND THE CITY OF ASPEN IS SUBJECT  
9 TO AN ENHANCED PENALTY AS SET FORTH IN SECTION 42-4-1701 (4) (a) (I)  
10 (F).

11 **SECTION 2.** In Colorado Revised Statutes, 42-4-1701, amend  
12 (4) (a) (I) introductory portion and (4) (a) (I) (F) as follows:

13 **42-4-1701. Traffic offenses and infractions classified -**  
14 **penalties - penalty and surcharge schedule - repeal.** (4) (a) (I) Except  
15 as provided in paragraph (c) of subsection (5) of this section, every  
16 person who is convicted of, who admits liability for, or against whom a  
17 judgment is entered for a violation of any provision of this title to which  
18 paragraph (a) or (b) of subsection (5) of this section apply shall be fined  
19 or penalized, and have a surcharge levied thereon pursuant to sections  
20 24-4.1-119 (1) (f) and 24-4.2-104 (1) (b) (I), C.R.S., in accordance with  
21 the penalty and surcharge schedule set forth in sub-subparagraphs (A) to  
22 (P) of this subparagraph (I); or, if no penalty or surcharge is specified in  
23 the schedule, the penalty for class A and class B traffic infractions shall  
24 be IS fifteen dollars, and the surcharge shall be IS four dollars. These  
25 penalties and surcharges shall apply whether the defendant acknowledges  
26 the defendant's guilt or liability in accordance with the procedure set forth  
27 by paragraph (a) of subsection (5) of this section, or is found guilty by a  
28 court of competent jurisdiction, or has judgment entered against the  
29 defendant by a county court magistrate. Penalties and surcharges for  
30 violating specific sections shall be ARE as follows:

31	Section Violated	Penalty	Surcharge
32	(F) <b>Size, weight, and load violations:</b>		
33	42-4-502	\$ 75.00	\$ 24.00
34	42-4-503	15.00	6.00
35	42-4-504	75.00	24.00
36	42-4-505	75.00	24.00



1	42-4-506	15.00	6.00
2	42-4-509	50.00	16.00
3	42-4-510 (12)(a)	35.00	10.00
4	42-4-106 (1), (3), (4),		
5	(6), or (7)	35.00	10.00
6	42-4-106 (5)(a)(I)	100.00	32.00
7	42-4-106 (5)(a)(II)	500.00	156.00
8	42-4-106 (5)(a)(III)	500.00	78.00
9	42-4-106 (5)(a)(IV)	1,000.00	156.00
10	42-4-106 (5)(a)(IV.5)	2,500.00	156.00
11	42-4-512	75.00	24.00
12	42-8-105 (1) to (5)	50.00	16.00
13	42-8-106	50.00	16.00

14       **SECTION 3. Act subject to petition - effective date -**  
15 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following  
16 the expiration of the ninety-day period after final adjournment of the  
17 general assembly (August 6, 2014, if adjournment sine die is on May 7,  
18 2014); except that, if a referendum petition is filed pursuant to section 1  
19 (3) of article V of the state constitution against this act or an item, section,  
20 or part of this act within such period, then the act, item, section, or part  
21 will not take effect unless approved by the people at the general election  
22 to be held in November 2014 and, in such case, will take effect on the  
23 date of the official declaration of the vote thereon by the governor.  
24       (2) This act applies to offenses committed on or after the  
25 applicable effective date of this act."

\*\* \*\* \*\* \*\* \*\*



Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

10.22.13

BILL 2

Temporary storage location: C:\Temp\14-0230.tmp

LLS NO. 14-0230.01 Jery Payne x2157

INTERIM COMMITTEE BILL

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Transportation Legislation Review Committee

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**SHORT TITLE: "Divisible Load Overweight Vehicle Permits"**

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**A BILL FOR AN ACT**

101 **CONCERNING OVERWEIGHT VEHICLE PERMITS FOR DIVISIBLE LOADS.**

**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://www.leg.state.co.us/billsummaries>.)*

**Transportation Legislation Review Committee.** The bill authorizes an overweight permit for vehicles that haul sludge for wastewater purposes or other loads that the Colorado department of transportation deems a public hazard. The bill sets standards for the application and issuance of the permits.

The bill also authorizes issuing an annual fleet permit for 2- or

3-axle group vehicles with divisible loads. The fee for the permit is \$2,000 plus \$35 per vehicle.

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

2           **SECTION 1.** In Colorado Revised Statutes, 42-4-510, **amend** (1)  
3 (b), (11) (a) (VI) introductory portion, and (11) (a) (VII); and **add** (1) (b.5)  
4 as follows:

5           **42-4-510. Permits for excess size and weight and for**  
6 **manufactured homes - rules.** (1) (b) (I) The application for any permit  
7 ~~shall~~ MUST specifically describe the vehicle and load to be operated or  
8 moved; ~~and~~ the particular highways for which the permit to operate is  
9 requested; ~~and whether such permit~~ THE APPLICATION is for a single trip,  
10 a special, or an annual ~~operation~~ PERMIT; and the time of ~~such~~ THE  
11 movement. All state permits ~~shall be~~ ARE issued in the discretion of the  
12 department of transportation, subject to rules adopted by the transportation  
13 commission in accordance with this section and section 42-4-511. All  
14 local permits ~~shall be~~ ARE issued in the discretion of the local authority  
15 pursuant to ordinances or resolutions adopted in accordance with section  
16 42-4-511. THIS SECTION SUPERCEDES any ordinances or resolutions of  
17 local authorities ~~shall not~~ THAT conflict with this section.

18           ~~(II) An overweight permit issued pursuant to this section shall be~~  
19 ~~available for overweight divisible loads if~~

20           ~~(A) The vehicle has a quad axle grouping and the maximum gross~~  
21 ~~weight of the vehicle does not exceed one hundred ten thousand pounds; or~~

22           ~~(B) The vehicle is operated in combination with a trailer or~~  
23 ~~semitrailer, the trailer has two or three axles, and the maximum gross~~  
24 ~~weight of the vehicle does not exceed ninety-seven thousand pounds; and~~

25           ~~(C) The owner and operator of the motor vehicle are in compliance~~

1 with the federal "Motor Carrier Safety Improvement Act of 1999", Pub.L.  
2 106-159, as amended, as applicable to commercial vehicles, and

3 ~~(D) The vehicle complies with rules promulgated by the department~~  
4 ~~of transportation concerning the distribution of the load upon the vehicle's~~  
5 ~~axles.~~

6 (H) A permit issued pursuant to this paragraph (b) shall DOES not  
7 authorize the operation or movement of a motor vehicle on the interstate  
8 highway in violation of federal law.

9 (b.5) A PERSON MAY APPLY FOR AND BE ISSUED AN OVERWEIGHT  
10 PERMIT UNDER THIS SECTION FOR OVERWEIGHT DIVISIBLE LOADS IF:

11 (I) (A) THE VEHICLE HAS A QUAD AXLE GROUPING AND THE  
12 MAXIMUM GROSS WEIGHT OF THE VEHICLE DOES NOT EXCEED ONE  
13 HUNDRED TEN THOUSAND POUNDS;

14 (B) THE VEHICLE IS OPERATED IN COMBINATION WITH A TRAILER  
15 OR SEMITRAILER, THE TRAILER HAS TWO OR THREE AXLES, AND THE  
16 MAXIMUM GROSS WEIGHT OF THE VEHICLE DOES NOT EXCEED  
17 NINETY-SEVEN THOUSAND POUNDS;

18 (C) THE VEHICLE IS EQUIPPED WITH LARGE FLOATATION-TYPE <{IS  
19 "TYPE" NECESSARY?}> TIRES ON THE STEERING AXLE AND VACUUM OR  
20 JET EQUIPMENT TO LOAD OR UNLOAD SOLID, SEMISOLID, OR LIQUID WASTE  
21 FOR WATER OR WASTEWATER TREATMENT OR TRANSPORTATION SYSTEMS  
22 OR FOR THE REMOVAL OF STORM WATER; OR

23 (D) THE VEHICLE HANDLES LOADS THAT, IF NOT PROPERLY  
24 CONTAINED, MAY BE HAZARDOUS TO THE PUBLIC SAFETY, AS DETERMINED  
25 BY RULES PROMULGATED BY THE COLORADO DEPARTMENT OF  
26 TRANSPORTATION;

27 (II) THE VEHICLE IS NOT OPERATED AT MORE THAN ITS GROSS

1 VEHICLE WEIGHT RATING;

2 (III) THE OWNER AND OPERATOR OF THE VEHICLE IS IN COMPLIANCE  
3 WITH THE FEDERAL "MOTOR CARRIER SAFETY IMPROVEMENT ACT OF  
4 1999", PUBL. 106-159, AS AMENDED, AS APPLICABLE TO COMMERCIAL  
5 VEHICLES; AND

6 (IV) THE VEHICLE COMPLIES WITH RULES PROMULGATED BY THE  
7 DEPARTMENT OF TRANSPORTATION CONCERNING THE DISTRIBUTION OF  
8 THE LOAD UPON THE VEHICLE'S AXLES.

9 (11) (a) The department of transportation or the Colorado state  
10 patrol may charge permit applicants permit fees as follows:

11 (VI) For overweight permits for vehicles that have a quad axle  
12 grouping for divisible vehicles or loads exceeding legal weight limits  
13 issued pursuant to ~~subparagraph (H)~~ of paragraph ~~(b)~~ (b.5) of subsection (1)  
14 of this section:

15 (VII) For overweight permits for vehicle combinations with a trailer  
16 that has two or three axles for divisible vehicles or loads exceeding legal  
17 weight limits established pursuant to ~~sub-subparagraph (B)~~ of ~~subparagraph~~  
18 ~~(H)~~ of paragraph ~~(b)~~ (b.5) of subsection (1) of this section:

19 (A) Annual permit, five hundred dollars;

20 (B) Six-month permit, two hundred fifty dollars; ~~and~~

21 (C) Single trip permit, fifteen dollars plus ten dollars per axle; AND

22 (D) ANNUAL FLEET PERMITS, TWO THOUSAND DOLLARS PLUS  
23 THIRTY-FIVE DOLLARS PER VEHICLE TO BE PERMITTED.

24 **SECTION 2.** In Colorado Revised Statutes, 42-4-1701, **amend** (4)

25 (a) (III) (D) as follows:

26 **42-4-1701. Traffic offenses and infractions classified -**  
27 **penalties - penalty and surcharge schedule - repeal.** (4) (a) (III) Any

1 person convicted of violating any of the rules promulgated pursuant to  
2 section 42-4-510, except section 42-4-510 (2) (b) (IV), shall be fined as  
3 follows, whether the violator acknowledges the violator's guilt pursuant to  
4 the procedure set forth in paragraph (a) of subsection (5) of this section or  
5 is found guilty by a court of competent jurisdiction:

6 (D) The fines for a person who violates the maximum permitted  
7 weight on an axle or on gross weight under a permit issued pursuant to  
8 section 42-4-510 (1) ~~(b) (II) shall be~~ (b.5) ARE doubled.

9 **SECTION 3. Act subject to petition - effective date -**  
10 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following  
11 the expiration of the ninety-day period after final adjournment of the  
12 general assembly (August 6, 2014, if adjournment sine die is on May 7,  
13 2014); except that, if a referendum petition is filed pursuant to section 1  
14 (3) of article V of the state constitution against this act or an item, section,  
15 or part of this act within such period, then the act, item, section, or part will  
16 not take effect unless approved by the people at the general election to be  
17 held in November 2014 and, in such case, will take effect on the date of the  
18 official declaration of the vote thereon by the governor.

19 (2) This act applies to applications submitted on or after the  
20 applicable effective date of this act.



LLS NO. 14-0230\_AMENDMENT # 2  
INTERIM COMMITTEE AMENDMENT  
Committee on Transportation Legislation Review.  
BY REPRESENTATIVE Mitsch Bush  
LLS No. 14-0230 be amended as follows:

1 Amend LLS No. 14-0230, page 2, strike lines 2 through 25 and substitute:

2 "SECTION 1. In Colorado Revised Statutes, 42-4-507, add (3)  
3 (c) as follows:

4 42-4-507. **Wheel and axle loads.** (c) A VEHICLE OWNED AND  
5 OPERATED BY A CITY, COUNTY, MUNICIPAL UTILITY, OR SPECIAL DISTRICT  
6 IS EXEMPT FROM PARAGRAPH (C) OF SUBSECTION (2) OF THIS SECTION IF  
7 THE VEHICLE IS EQUIPPED WITH A VACUUM OR JET EQUIPMENT TO LOAD OR  
8 UNLOAD SOLID, SEMISOLID, OR LIQUID WASTE FOR WATER OR  
9 WASTEWATER TREATMENT OR TRANSPORTATION SYSTEMS OR FOR THE  
10 REMOVAL OF STORM WATER."

11 Strike pages 3 and 4 and substitute:

12 "SECTION 2. In Colorado Revised Statutes, 42-4-510, amend  
13 (11) (a) (VII) as follows:

14 42-4-510. **Permits for excess size and weight and for**  
15 **manufactured homes - rules.** (11) (a) The department of transportation  
16 or the Colorado state patrol may charge permit applicants permit fees as  
17 follows:

18 (VII) For overweight permits for vehicle combinations with a  
19 trailer that has two or three axles for divisible vehicles or loads exceeding  
20 legal weight limits established pursuant to BY sub-subparagraph (B) of  
21 subparagraph (II) of paragraph (b) of subsection (1) of this section:

- 22 (A) Annual permit, five hundred dollars;  
23 (B) Six-month permit, two hundred fifty dollars; and  
24 (C) Single trip permit, fifteen dollars plus ten dollars per axle;

25 AND

26 (D) ANNUAL FLEET PERMIT, TWO THOUSAND DOLLARS PLUS  
27 THIRTY-FIVE DOLLARS PER VEHICLE TO BE PERMITTED."

28 Page 5, strike lines 1 through 8.

\*\* \*\*\* \*\* \*\*\* \*\*



Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

DRAFT  
10.22.13

**BILL 6**

*Temporary storage location: C:\Temp\14-0226.tmp*

LLS NO. 14-226.01 Chuck Brackney x2295

**INTERIM COMMITTEE BILL**

**Transportation Legislation Review Committee**

**SHORT TITLE: "Overweight Vehicle Permits"**

**DEADLINES: File by: 1/15/2014**

**A BILL FOR AN ACT**

101 **CONCERNING THE REDUCTION OF THE MAXIMUM WEIGHT FOR FIVE AXLE**  
102 **OVERWEIGHT VEHICLE COMBINATIONS FOR OVERWEIGHT**  
103 **VEHICLE PERMITS.**

**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://www.leg.state.co.us/billsummaries>.)*

**Transportation Legislation Review Committee.** Currently, overweight permits may be issued to vehicles operating in combination with a trailer or semitrailer with two or three axles and weighing no more

*Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

than 97,000 pounds. The bill reduces the weight limit to 92,000 pounds for vehicles with a combined total of five axles.

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

2           **SECTION 1.** In Colorado Revised Statutes, 42-4-510, **amend** (1)  
3 (b) as follows:

4           **42-4-510. Permits for excess size and weight and for**  
5 **manufactured homes - rules.** (1) (b) (I) The application for any permit  
6 ~~shall~~ MUST specifically describe the vehicle and load to be operated or  
7 moved; ~~and~~ the particular highways for which the permit to operate is  
8 requested; ~~and~~ whether ~~such permit~~ THE APPLICATION is for a single trip,  
9 a special, or an annual ~~operation~~; PERMIT; and the time of ~~such~~ THE  
10 movement. All state permits ~~shall be~~ ARE issued in the discretion of the  
11 department of transportation, subject to rules adopted by the transportation  
12 commission in accordance with this section and section 42-4-511. All  
13 local permits ~~shall be~~ ARE issued in the discretion of the local authority  
14 pursuant to ordinances or resolutions adopted in accordance with section  
15 42-4-511. THIS SECTION SUPERCEDES any ordinances or resolutions of  
16 local authorities ~~shall not~~ THAT conflict with this section.

17           (II) An overweight permit issued pursuant to this section ~~shall be~~  
18 IS available for overweight divisible loads if

19           (A) The vehicle has a quad axle grouping and the maximum gross  
20 weight of the vehicle does not exceed one hundred ten thousand pounds; or

21           (B) The vehicle is operated in combination with a trailer or  
22 semitrailer ~~the trailer has two or three axles~~; CONSISTING OF A COMBINED  
23 TOTAL OF FIVE AXLES AND THE MAXIMUM GROSS WEIGHT OF THE VEHICLE  
24 DOES NOT EXCEED NINETY-TWO THOUSAND POUNDS; OR

25           (C) THE VEHICLE IS OPERATED IN COMBINATION WITH A TRAILER

1 OR SEMITRAILER CONSISTING OF A COMBINED TOTAL OF SIX AXLES and the  
2 maximum gross weight of the vehicle does not exceed ninety-seven  
3 thousand pounds; and

4 ~~(C)~~ (D) The owner and operator of the motor vehicle are in  
5 compliance with the federal "Motor Carrier Safety Improvement Act of  
6 1999", Pub.L. 106-159, as amended, as applicable to commercial vehicles;  
7 and

8 ~~(D)~~ (E) The vehicle complies with rules promulgated by the  
9 department of transportation concerning the distribution of the load upon  
10 the vehicle's axles.

11 (III) A permit issued pursuant to this paragraph (b) ~~shall~~ DOES not  
12 authorize the operation or movement of a motor vehicle on the interstate  
13 highway in violation of federal law.

14 **SECTION 2. Safety clause.** The general assembly hereby finds,  
15 determines, and declares that this act is necessary for the immediate  
16 preservation of the public peace, health, and safety.

**Ray Burgener**

**From:** Ray Burgener  
**Sent:** Tuesday, October 08, 2013 11:36 AM  
**To:** Ray Burgener  
**Cc:** hank@hershtrucking.com; paul@keeter.biz; jlsaking@q.com; vineytrucking@msn.com; randyfischer@frii.com  
**Subject:** TLRC Thank you committee

Ray Burgener with Burgener Trucking, Trans Pro and Class Trucking. We are the largest Aggregate / Dry Bulk commodity Carrier based in CO. "Truckers For Common Sense" is registered with the Sec. of State 1.5 years ago with my volunteer Lobbyist Card. Hank Hersh with Hersh Trucking and I are the Co-Directors and will do the presentation. We have 5 board members with Harley Keeter Jr. as our Senior Consultant. General membership with Allied Members also. Hersh trucking have been utilizing non-divisible oversize/overweight permits since the 50's. Burgener Trucking have been using divisible overweight permits in surrounding states over 25 years. We <sup>107</sup> have 4 years total [just Board Members] with our companies, many 2nd and 3rd generations. Our Mission Statement is "To move more freight [all commodities] with less trucks safely and efficiently and reduce the carbon footprint", which is doable. We are members of State Trucking Associations, ATA and CTP. In your handouts are 1, Federal Bridge Gross Weight Formula B. 2, H B 09-1318. 3, Weight Work Sheet concerning divisible loads on CO secondary roadways. We have had conversations with various state agencies, CSP, POE, CDOT and at the Federal level. FHWA John Berg, [size and weight specialist] and CTP. Truckers For Common Sense also hauls material to CDOT, WYDOT, NEDOT and Federal DOT highway jobs.

Hank, Saftey

Ray, 09-1318, With a tandem or triple axle trl can Gross up to 97k lbs. on 5 Axles Started out for Ag community with good intensions. but when went to all of industry, things got messy. NE and WY have provisions, [tolerance in weights] for certain commodities with no scale at point of origin. Harvest Permit, Class F permit. In 09-1318 tandem was not in original language, only triple axle. Sen Brophy Prime Sponsor of 09-1318 " Permit weight to be distributed over more wheels. This greater weight distribution will help to preserve CO highways" CDOT "Creates a permit allowing the use of "triple-axes by motor Carriers allowing them to carry heavier loads". No word of Tandem In Final Bill Summary, Senate Committee on Transportation. 4-21-09. History for bill was from 3-18-09, Introduced, Sent to Gov. 5-11-09. less than 2 months seems very fast for magnitude of Bill. Between 4-21 and 5-11 the damaging word tandem was put in. I believe special interest responsible. Mon. Sen Brophy told me Bill said 92k on 5 axles and 97k on 6 axles which is incorrect. CMCA said they thought same thing 92k on 5, 97k on 6, not the case. Brief history of HB's.

Jay Goldbaum, [CDOT Pavement Design Program Coordinator] Using 85k lbs. on 5 axles as base, 97k lbs. on 5 axles will cause 84% more damage than 85k on 5 axles. 97k lbs. on 6 axles will benefit 33% less damage than 85k lbs. on 5 axles. Pretty amazing! CDOT told me they have been selling lot of HB 09-1318 2 or 3 axle permits for 97k lbs, extremely dangerous to motoring public. Outside of AG community only a limited amount of people and a few select carriers had any knowledge of these 3 HB's again special interest. Carriers, dealers, manufacture and engineers of equipment all of industry. There was no pilot program. No research. No conversation or consult with industry, surrounding State DOT's and other Trucking Organizations. I was shocked and still am. There is no state W of Mississippi that would even think of allowing 97k lbs. on 5 axles, divisible loads, existing equipment. There in no reputable, successful, respected trl. manufacture and their engineers that would put their stamp of approval on what CO is doing with 5 axles at 97k lbs.! The \$500 per truck per year fee would be pennies compared to the damage it will do to Co roadways and bridges' Costs will be in the \$millions to repair roads and bridges over time. These statements are from key people in the nation. also have letters from these experts. as I have been researching and working on this off and on for 4 years. Have proof over \$285k was spent on 4 H B's which could of been avoided if our Industry would have been involved with 1 H B

More info and suggested solutions.

The way it is this is hindering interstate movement of goods. What <sup>good</sup> ~~god~~ is a weight law that stops at the state

10/8/2013

line? I also think it is harming intrastate movement of goods. If CO in 08 would have utilized Federal Formula B on secondary roadways 1 H B, 9 continuous states plus CO secondary roads would be 10 states we could travel through with the same load. In all the other states we can haul these heavier loads with more axles on both Interstate and secondary roads alike. More productive and efficient and less costly, works for me. There is much room for improvement in Industry. We think there is an imbalance between Government and Trucking Industry.

We are suggesting 3 solutions - 1, Fed Formula B, fair and equitable for all Industry inside of Co and Outside of CO 2, Reduce gross weight of 5 axles to 92k lbs. leave 97k lbs. on 6 axles as is. 3, Look at what the feds are for Interstates, 88k lbs. on 5 axles. Something needs to be done Some speculate by 2035 there will be twice the amount of freight to move. No one wants double the amount of trucks on roads. "Truckers For Common Sense" would like o see less trucks on roads. It can be done with Government and Industry working together creatively.

Regards  
Ray Burgener  
Truckers For Common Sense  
970-222-6400  
[ray@burgenertrucking.com](mailto:ray@burgenertrucking.com)