

STATE OF COLORADO

DIVISION OF MOTOR VEHICLES
Department of Revenue

Titles/Registration Section
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Bill Ritter Jr.
Governor

Roxy Huber
Executive Director

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Memo

To: County Clerks

From: Dylan Ikenouye, Registrations & License Plate Program Manager

CC: Maren Rubino, Operations Director

Date: June 16, 2010

Re: HB10-1211 and SB10-198 Late Fees

TR 10-09

The following changes are effective July 1, 2010:

HB10-1211 sets the late fee at ten dollars for vehicles without motive power that weigh two thousand pounds or less, that are subject to taxation, and that are not registered when required by law. The weight of a trailer of any kind is the empty weight. C.R.S. 42-3-112(1.7)

SB10-198 sets the late fee at ten dollars for vehicles without motive power that weigh sixteen thousand pounds or less, camper trailers regardless of weight or multipurpose trailers regardless of weight, that are subject to taxation, and that are not registered when required by law. The specifications for the vast majority of trailer coaches meet the weight requirement and therefore SB10-198 will apply to trailer coaches. The weight of a trailer of any kind is the empty weight. C.R.S. 42-3-112(1.7)

Vehicles without motive power include trailers, camper trailers, trailer coaches, multipurpose trailers and special mobile machinery without motive power.

Late fees accrued prior to July 1, 2010 will be included in the late fee assessed on or after July 1, 2010, however the total amount assessed shall not exceed the \$100.00 late fee limit, for example:

- Transaction date is July 15, 2010. Customer's registration for a 14,000 pound trailer expired January 2010 with a one month grace of February 2010. The late fee due is \$100.
 - Calculation: $\$25 * \text{four months} = \100 plus $\$10 = \110 , but the late fee is still limited to \$100.
- Transaction date is July 15, 2010. Customer's registration for a camper trailer expired February 2010 with a one month grace of March 2010. The late fee due is \$85
 - Calculation: $\$25 * \text{three months} = \75 plus $\$10 = \85 late fee assessed.

The \$10 late fee is not eligible for the late fee waivers authorized pursuant to HB10-1212, except for commercial trailers and farm trailers. See commercial definitions, example below and C.R.S. 42-3-112(1.5)(b) for additional details.

C.R.S. 42-1-102(17.5) "Commercial Vehicle" means a vehicle used to transport cargo or passengers for profit, hire, or otherwise to further the purposes of a business or commercial enterprise.

- Example: Transaction date is July 20, 2010. Registration of a commercial trailer expired February 2010 with a one month grace of March 2010. The late fee due is \$85.
 - Calculation: $\$25 * \text{three months} = \75 plus $\$10 = \85 late fee assessed.
 - The \$10 late fee is authorized to be reduced or waived on this commercial trailer independently of the \$75 late fee and;
 - The \$75 late fee is authorized to be reduced or waived independently of the \$10 late fee.

The late fee exemptions authorized under 42-3-112(3)(a) through (c) continue to apply. Those are the exemptions for military, commercial and stolen vehicles. See Registrations Section 17.9 for additional information on the existing exemptions.

Please contact the State Registration Section at (303)205-5607 with any questions.

The information in this memo will be added to the Registration Manual Section 17 in April 2011.