

SENATE FLOOR AMENDMENT

Third Reading

BY SENATOR Kirkmeyer

1 Amend engrossed bill, page 5, after line 11 insert:

2 "(II) REGULARLY OPERATED INSIDE THE PROGRAM AREA;".

3 Renumber succeeding subparagraphs accordingly.

4 Page 10, lines 8 and 9, strike "proceeding, plus a percentage to be
5 determined by the commission. not" and substitute "proceeding. ~~plus a~~
6 ~~percentage to be determined by the commission. not~~".

7 Page 13, after line 1 insert:

8 "(c) TO QUALIFY FOR A GRANT UNDER SUBSECTION (4)(b) OF THIS
9 SECTION, A MOTOR VEHICLE OWNER MUST:

10 (I) OWN A MOTOR VEHICLE THAT IS REQUIRED TO BE REGISTERED
11 IN THE PROGRAM AREA AND EITHER;

12 (A) PARTICIPATE IN AN ESTABLISHED AND RECOGNIZED PUBLIC
13 ASSISTANCE PROGRAM; OR

14 (B) DEMONSTRATE QUALIFYING REPAIR EXPENDITURES THAT MEET
15 OR EXCEED THE LIMITS ESTABLISHED TO COMPLY WITH SECTION 42-4-310
16 (1)(d)(VI); OR

17 (II) OWN A MOTOR VEHICLE THAT HAS BEEN IDENTIFIED AS A HIGH
18 EMITTER AND PARTICIPATE IN A VOLUNTARY STUDY CONDUCTED BY THE
19 DIVISION.

20 (d) SUBSECTION (4)(c)(II) OF THIS SECTION DOES NOT REQUIRE THE
21 DIVISION TO PAY A MOTOR VEHICLE OWNER TO PARTICIPATE IN A
22 VOLUNTARY STUDY."

23 Page 13, after line 19 insert:

24 "SECTION 9. In Colorado Revised Statutes, 24-77-102, **amend**
25 **as amended by Senate Bill 25-173** (2)(b)(IV) as follows:

26 **24-77-102. Definitions.** As used in this article 77, unless the
27 context otherwise requires:

28 (2) "Damage award" means any pecuniary compensation received
29 by the state as a result of:

30 (b) For state fiscal years commencing on or after July 1, 2024:

31 (IV) A monetary fine or penalty collected by the division of
32 administration of the department of public health and environment
33 pursuant to section 25-7-115, 25-7-122, or 25-7-123 and deposited in the
34 community impact cash fund created in section 25-7-129 OR IN THE
35 MOTOR VEHICLE EMISSIONS ASSISTANCE FUND CREATED IN SECTION
36 25-7-129.5; and

37 **SECTION 10. Effective date.** This act takes effect upon passage;
38 except that section 9 of this act takes effect only if Senate Bill 25-173
39 becomes law, in which case section 9 takes effect upon the effective date
40 of this act or Senate Bill 25-173, whichever is later."

41 Renumber succeeding section accordingly.

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