

1919

An Act Relating to Motor and Other Vehicles and Providing for the Registration of Motor Vehicles and Trailers, the Licensing of the Operators of Motor Vehicles, the Regulation of Motor and Other Vehicles, Prescribing the Penalties for the Violation of this Act, Providing for the Collection and Distribution of the Fees and Fines Collected Under the Provisions of this Act, Providing for the Appointment of a Motor Vehicle Supervisor and Assistants, and Repealing Chapter 114 of the Session Laws of 1913, and all Other Acts or Parts of Acts in Conflict Herewith.

Colorado General Assembly

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CHAPTER 161

MOTOR VEHICLES

REGISTRATION AND LICENSING OF OPERATORS—FEES—
MOTOR VEHICLE SUPERVISOR

(H. B. No. 471, by Messrs. Rhoads, Jenkins, Kelley (La Plata), Godsmann, Sutton, Wildins and Senators Booth and McWilliams)

AN ACT

AN ACT RELATING TO MOTOR AND OTHER VEHICLES AND PROVIDING FOR THE REGISTRATION OF MOTOR VEHICLES AND TRAILERS, THE LICENSING OF THE OPERATORS OF MOTOR VEHICLES, THE REGULATION OF MOTOR AND OTHER VEHICLES, PRESCRIBING THE PENALTIES FOR THE VIOLATION OF THIS ACT, PROVIDING FOR THE COLLECTION AND DISTRIBUTION OF THE FEES AND FINES COLLECTED UNDER THE PROVISIONS OF THIS ACT, PROVIDING FOR THE APPOINTMENT OF A MOTOR VEHICLE SUPERVISOR AND ASSISTANTS, AND REPEALING CHAPTER 114 OF THE SESSION LAWS OF 1913, AND ALL OTHER ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH.

Be It Enacted by the General Assembly of the State of Colorado:

Section 1. The words and phrases used in this act shall, for the purposes of this act, be construed as follows except when otherwise expressly provided: "Motor vehicles" shall include all vehicles propelled by any power other than muscular power, excepting, however, road rollers, traction engines used exclusively in drawing or propelling farm machinery, any vehicle that runs on a track or travels through the air, ambulance, fire engines and apparatus and vehicles used solely on official business by federal, state, county or municipal officers. The term "owner" shall be

Terms and
phrases defined

Owner

taken to include any person, firm, co-partnership, association or corporation owning a motor vehicle, or having the use thereof, under lease or otherwise. The term "dealer" shall be taken to include all individuals, firms, co-partnerships, associations or corporations representing or engaged exclusively in the business of manufacturing, buying, selling or exchanging motor vehicles or trailers in this state, and who have an established place of business in this state. The term "Chauffeur" shall mean any person who operates or drives a motor vehicle for hire, directly or indirectly, except only dealers. The term "public highway" shall include any public street, thoroughfare, roadway, alley, lane or bridge in any county or counties or city and county in the State of Colorado. The term "calendar year" shall mean the twelve calendar months beginning January 1 and ending December 31 of any year. The term "motor truck" shall mean a motor vehicle constructed or specifically equipped for the transportation over and upon the public highways of goods, wares and merchandise and used or to be used for such purpose, and having a carrying capacity of two thousand or more pounds. The term "trailer," except as otherwise provided, shall mean a vehicle constructed or specifically equipped for the transportation of goods, wares and merchandise upon the public highways and used or to be used for such purpose, and propelled or moved by being attached to a motor or other vehicle. The term "motorcycle" shall include all motor vehicles designed to and which travel on not more than three wheels in contact with the ground, and of not exceeding ten horse power, and of not exceeding the weight of five hundred pounds unladen; *provided, however*, that every motor vehicle which shall be operated upon a public highway drawing a trailer shall be deemed to be a motor truck for the purpose of this act, unless otherwise provided herein.

Registration

Section 2. (a) No motor vehicle or trailer shall be operated or propelled upon any public highway in this state until such motor vehicle or trailer shall have been registered,

as provided in this act; and every owner of a motor vehicle or trailer so operated or propelled shall cause to be filed by mail or otherwise in the office of the Secretary of State, or that of his authorized agent, a verified application for the annual registration or re-registration of such motor vehicle or trailer on an application blank to be furnished by the Secretary of State, or his authorized agent, said application to contain a brief description of such motor vehicle or trailer, including the name of the manufacturer, the motor and engine number of such motor vehicle, the original cost of such car, f. o. b. factory, and also the name and residence and business address of the owner of such motor vehicle or trailer, together with a statement setting out in the application for the original registration thereof from whom such motor vehicle or trailer was purchased, the purchase price, date of purchase and any other information said Secretary of State may require, such application to be verified under oath by a notary public, county clerk or other officer authorized by law to administer oaths.

Application blanks furnished, contents of

(c) Upon the granting of an application for registration of a motor vehicle or trailer, the Secretary of State, or his authorized agent, shall place such application on file and register such motor vehicle or trailer in a book or books or other records, to be kept for that purpose under both the name of the owner or dealer and of the license number assigned to such motor vehicle or trailer, with a description thereof, which registration book or books and other records shall be open to public inspection during reasonable business hours.

Keep record of applications granted

(d) All registrations provided for in this act shall be made to expire on December 31 of each calendar year, beginning January 1 thereof.

Expiration of registration

Section 3. (a) No person shall operate or propel a motor vehicle or a trailer upon the public highways of this state unless such motor vehicle shall have a distinctive registration license number assigned to it by the Secretary of State, or his authorized agent; *provided*, the Secretary of

Motor vehicles must have license number

Issue registra-
tion certificate

Attach license
plate

License plate—
date—material

License tags not
issued by Sec-
retary of State
unlawful

Regulating pay-
ment of license
tax—date of
payment

State or his authorized agent upon payment of the registration license fee provided for herein, shall issue without cost to the owner of such motor vehicle or trailer, except as otherwise in this act provided, a registration certificate with two license number plates or tags for each motor vehicle, both bearing the same registration number, one to be attached to the front and one to the rear of such motor vehicle and one for each trailer and motorcycle, all such number plates to be attached in such manner as to be conspicuously displayed at all times and so securely fastened as to prevent them from swinging; *provided, further*, such number plates are to be at all times parallel to the axles of said vehicle and to be kept free from grease and dirt; *provided, further*, during the calendar year of 1919, only one such number plate shall be so issued for motor vehicles, same to be displayed to the rear of such motor vehicle in the manner herein provided.

(b) Such license number plates or tags shall bear the year date for which same were issued, shall be of metal or other substantial material and of such design and character as may be designated by the Secretary of State.

(c) No registration license number plate or tag or badge or certificate shall be used or displayed on any motor or other vehicle provided for herein other than that issued by the Secretary of State or his authorized agent except as provided in Section 11 hereof.

Section 4. (a) All registrations or re-registrations of motor vehicles or trailers, except those owned by non-resident owners as in this act provided, that may be made prior to October 1, 1919, shall be charged the full annual registration license fees herein provided for said calendar year, and those made on or after October 1, 1919, shall be charged one-fourth the full annual registration license fees for said calendar year; *provided, further*, all registrations or re-registrations of motor vehicles or trailers, other than those owned by non-resident owners as herein provided, made prior to May 1, 1920, and each calendar year thereafter,

shall pay the full annual registration license fees provided for in this act; those made on and after May 1, 1920, and prior to October 1, 1920, and each calendar year thereafter, shall be charged a registration fee of three-fourths of the full annual registration fee; those made on and after October 1, 1920, and each calendar year thereafter shall be charged a registration fee of one-fourth the full annual registration license fee. Such annual registration license fees for motor vehicles, except motor trucks, trailers, motorcycles, motor vehicles used in the carriage of passengers for hire, as in this act provided, and motor vehicles owned by non-residents shall, until January 1, 1920, be based on the horse power of such motor vehicles as rated by the manufacturer in advertising such motor vehicles to dealers or to the public in pamphlets, circulars or other advertising mediums, and such fees shall be as follows for the calendar year beginning January 1, 1919.

License tax
based on H. P.
until 1920

(b) For motor vehicles, other than motor trucks, up to and including twenty horse power, two dollars and fifty cents; for motor vehicles of twenty-one horse power and up to forty horse power, inclusive, five dollars; for motor vehicles of forty-one horse power and over, ten dollars; all such horse power to be based on the manufacturer's rating as herein provided; for a motorcycle, the registration fee shall be two dollars per annum.

License fee
classified

Section 5. (a) The annual license fees to be paid to and collected by the Secretary of State, or his authorized agents, for the registration or re-registration of motor vehicles in this state, except motor trucks, and except also as in this act otherwise provided, shall be based, fixed and determined on the cost price to owners of any such vehicles, f. o. b. factory, on the first day of January of the calendar year in which such registration or re-registration is made; except, however, if any such motor vehicle was purchased prior to said January first at a cost price f. o. b. factory less than the cost price to owners f. o. b. factory on said January first, then the original prior cost price shall be

License tax
based on cost
price f. o. b.
factory

Annual license fee	taken as the cost of said motor vehicle; <i>provided</i> , also, the cost price of any motor vehicles not being manufactured or sold on January first of any calendar year shall for that calendar year be the cost price fixed by the manufacturer f. o. b. factory on the day and date such motor vehicles were first offered for sale during that calendar year; and such annual license fees shall be one-half of one per centum of
Minimum fee	such original cost price to owners; <i>provided, further</i> , the minimum annual license fee for such registration or re-registration of any such motor vehicles shall not be less than
Original cost, how determined	five dollars (\$5.00); <i>provided, further</i> , no fractional part of fifty dollars shall be considered in the determination of such original cost price; <i>provided, further</i> , in the event any such motor vehicle to be so registered or re-registered is no longer being manufactured, then the cost price last quoted by dealers to owners, f. o. b. factory, unless otherwise in this section provided, shall be taken as the original
Reduction of fee—when allowed	cost price of such motor vehicles; <i>provided, further</i> , a reduction of thirty per centum shall be made in the annual license fees of any motor vehicles that were purchased more than five years previous to the calendar year in which same are registered or re-registered, with an additional reduction of twenty per centum in such license fees of any motor vehicles that were purchased eight years previous to the calendar year in which same are registered or re-registered.
Exemptions	(b) A motor vehicle or trailer owned or used exclusively in the service of the State of Colorado, or of any municipality or county in said state, or the federal government, or by any incorporated exclusively charitable or philanthropic institution or association may be registered or re-registered free of charge by the Secretary of State; <i>provided, further</i> , the Secretary of State shall furnish such
Motor vehicles exempted, carry license number	vehicles so exempted two special and distinctive license number plates on the payment of the actual cost thereof, said plates to plainly designate and distinguish the department or bureau by which the vehicle is operated and said plates

to be displayed on such vehicles as on other motor vehicles or trailers as provided for in this act.

Section 6. (a) The following annual registration license fees are to be paid to and collected by the Secretary of State or his authorized agent upon the registration or re-registration of motor trucks.

(b) The annual registration license fee for the registration or re-registration of a motor truck with a carrying capacity of one ton shall be ten dollars; of more than one ton and not to exceed two tons, seventeen dollars and fifty cents; of more than two tons and not to exceed three tons, twenty-five dollars; of more than three tons and not to exceed four tons, thirty-seven dollars and fifty cents; of more than four tons and not to exceed five tons, fifty dollars; and for each additional ton or fractional part thereof over five tons, twenty-five dollars. Truck license fee

(c) The annual registration license fee for the registration or re-registration of motor vehicles used in the transportation of passengers for hire and which seat nine passengers shall be twenty dollars; *provided*, a further and additional annual fee of one dollar shall be charged for each additional seat capacity provided for passengers in such vehicles. Motor vehicles for hire—license fee.

(d) The provisions herein for the payment of such annual registration license fees for the registration or re-registration of such motor trucks and trailers and of motor vehicles used in the transportation of passengers for hire shall not be held to apply during the year 1919 to any such vehicle that may have been registered or re-registered for the said year 1919 under any previous enactment of the General Assembly of Colorado. License fees not applicable to year 1919—when

(e) No city, county or town shall require of any person any registration license fee for any motor vehicle or trailer in addition to the registration fees to be paid to the Secretary of State or his agents as provided for in this act. Only license fee collected by Secretary of State legal

Section 7. (a) The following annual registration license fees are to be paid to and collected by the Secretary of State, or his authorized agent, for the registration or re-registration of a trailer :

Trailers—fees
for

For any such trailer having a carrying capacity of one ton and less than two tons an annual registration license fee of ten dollars shall be charged; and for every additional ton of carrying capacity over and above said one ton, an additional and further fee of five dollars shall be charged for each such additional ton of carrying capacity; *provided, further*, a small vehicle having a carrying capacity of not to exceed fifteen hundred pounds shall not be classed or rated as a trailer within the meaning of this act.

Dealers may
file verified
applications

Section 8. (a) Every dealer in trailers and motor vehicles in this state may, instead of registering each motor vehicle or trailer so manufactured or dealt in, make a verified application upon a blank to be furnished by the Secretary of State, or his authorized agent, for a general distinctive number or numbers for all the motor vehicles or trailers owned or controlled by such dealer. The name and business address of such applicant shall be given therein, together with the name of the make or makes of the motor vehicles or trailers manufactured or dealt in, with any other information that may be required by the Secretary of State.

Dealers pay an-
nual license fee

(b) Every dealer in motor vehicles, other than motorcycles and motor trucks, shall pay an annual license fee of twenty dollars for the first motor vehicle or trailer registered by him in this state, with an additional annual license fee of two dollars and fifty cents for each motor vehicle or trailer up to and including five such vehicles. An annual fee of ten dollars shall be paid for each registration in excess of the first five issued to such dealer.

Dealers pay
annual fee on
motor trucks

(c) The annual fees for the registration of a motor truck by a dealer in this state shall be thirty dollars for the first truck so registered and ten dollars a year for each truck thereafter up to and including five such registrations.

An annual fee of twenty dollars shall be paid for each registration in excess of the first five.

(d) Dealers in motorcycles shall be required to pay an annual license fee of one-third the fee charged manufacturers and dealers in motor vehicles other than trucks.

Dealers pay annual fee on motorcycles

(e) Nothing in this section shall be held or construed to apply to a motor vehicle or trailer or motor truck or motorcycle operated by a dealer for private use or for hire.

Vehicles exempt

Section 9. (a) Every chauffeur operating or driving a motor vehicle in this state shall register with the Secretary of State, or his authorized agent, a verified application for an annual license and shall pay therefor, on and after the approval of this act, an annual registration license fee of two dollars for each calendar year. Such application shall be made on a blank, to be furnished by the Secretary of State, or his agent, setting out under oath the full name, residence and business address, age, name of employer, the period of time applicant has operated a motor vehicle, whether or not the applicant has been convicted of a violation of any of the provisions of this or any other vehicle law or ordinance, with date and place of such conviction, if any, and the provision or provisions of the law or ordinance violated; *provided*, the Secretary of State, or his authorized agents, may require the applicant to furnish a certificate that applicant is competent to operate a motor vehicle, such certificate to be attested by the sheriff, or other chief peace officer, in the county in which applicant resides, or by some person known to be skilled in the operation of a motor vehicle; and the Secretary of State may promulgate and enforce any other rules and regulations that may seem to him just and proper in the issuance of a chauffeur's license.

Chauffeurs pay annual license fee

Chauffeurs application, what to contain

Evidence of competence may be required

(b) *Provided, further*, the Secretary of State, or his authorized agents, upon the payment of the registration fee and the granting of such chauffeur's license, shall issue free of charge a metal registration license number badge, having inscribed thereon the designation "COLO," the

Chauffeur to be given "Licensed Driver" badge

Passengers or peace officers may demand to examine license

words "Licensed Driver," the year date for which same was issued, and a distinctive license number, together with a registration certificate; *provided, further*, every chauffeur shall at all times while operating or propelling a motor vehicle in this state wear such badge in a conspicuous place on the outside of his outer garment and shall carry with him the registration certificate herein provided for, and shall display such number badge or certificate, or both, upon demand of any passenger or of any peace officer.

Employment of persons not licensed forbidden

(c) *Provided, further*, no person shall employ for hire as chauffeur in this state any person not licensed as herein provided.

Temporary license tags may issue

Section 10. The Secretary of State is hereby empowered to issue temporary registration license number plates or tags good for a period of not to exceed ten days upon the filing of an application by any owner, dealer, salesman or chauffeur, and the payment of a registration license fee of twenty-five cents; *provided*, no such temporary registration license number shall be reissued or extended as to time; *provided, further*, it shall be unlawful for any person to make use of such license number plate after the expiration of the period for which same was issued.

Non-residents exempt, when

Section 11. Non-residents of the State of Colorado are hereby exempted from the payment of motor vehicle registration license fees, except for trucks or trailers, for a period of ninety days; *provided*, the owner of such motor vehicle has complied with the law governing the licensing and registration of motor vehicles in the state, territory, federal district or foreign country of which he is a resident, and displays on such motor vehicle at all times while upon the public highways of this state the number plate or plates issued to such owner at his said place of residence, together with a distinctive registration license number of this state to be issued free of charge by the Secretary of State, or his authorized agents, and to be attached to the rear of such motor vehicle in the same manner as is provided in this act for

other motor vehicles. Such non-resident owners also shall exhibit upon demand of the Secretary of State, or his authorized agents, a receipt or certificate issued by the proper authorities for the motor vehicle license fee paid by said non-resident owner at his place of residence.

Section 12. Every person, except a dealer, operating a motor vehicle or trailer shall have the certificate of registration for said vehicle upon his person or in the vehicle in some easily accessible place.

Must display registration certificate

Section 13. Any owner, dealer, chauffeur or non-resident who wilfully, and with the intent to deceive, makes a false statement in an application for registration, shall be guilty of a misdemeanor, and upon conviction shall be punishable by a fine of not exceeding one hundred dollars.

False statement misdemeanor—penalty

Section 14. Any person who shall wilfully and for the purpose of fraud or deceit make or cause to be made or who shall alter or change or imitate or counterfeit any motor or other vehicle license number plate or tag or part thereof, or registration card provided by the Secretary of State, or his authorized agents, shall be deemed guilty of forgery and upon conviction thereof, shall be punished by confinement in the state penitentiary not exceeding three years.

Altering or counterfeiting license number tag, forgery. Penalty

Section 15. The Secretary of State is hereby empowered to destroy, or otherwise dispose of, all obsolete motor and other vehicle records, number plates and badges after same have been in his possession for twelve calendar months.

Secretary of State authorized to destroy obsolete records

Section 16. Upon the transfer of the ownership of a registered motor vehicle in this state its registration license number shall expire and the use or display thereof by any other person in that calendar year shall be unlawful; and it shall be the duty of the owner of such number to immediately notify the Secretary of State, or his authorized agent, issuing such number, of the name and address of the new owner of said motor vehicle, and to return to said Secretary of State, or his agent, for cancellation such registration certificate together with the license number plates or tags so

License number expires upon transfer of motor vehicle

Owner may
make new ap-
plication

issued to such owner for said motor vehicle; *provided*, if such owner make application for the registration of another motor vehicle during that calendar year he may file a new application, accompanied by a fee of one dollar, plus any additional registration license fee that may be required by any increased cost price, f. o. b. factory, of the motor vehicle to be so registered, and the Secretary of State, or his authorized agent, shall reassign to said owner the original registration license number and number plates and certificate for the unexpired period of that calendar year; *provided, further*, if any registration license number plates are destroyed or lost through theft or otherwise, the owner thereof shall immediately report such loss, in whatever manner sustained, to the Secretary of State, or his authorized agent, and upon filling a certificate of such loss and the payment of a fee of one dollar said Secretary of State, or his authorized agent, shall issue to said owner special registration replacement number plates for the remainder of that calendar year.

Owner report
loss of license
number to Sec-
retary of State

All collections
paid over to
State Treasurer

Section 17. (a) The Secretary of State shall pay into the State Treasury all moneys received and collected by and through the said Secretary of State under the provisions of this act; *provided*, such payments and all expenditures to be made by the Secretary of State under the provisions of this act are to be made under the provisions of Chapter 147 of the Session Laws of 1913, entitled "State Funds," and of Chapter 148 of the Session Laws of 1913, entitled "State Funds, Fees and Collections."

State Treasurer
deduct expenses

(b) The State Treasurer shall deduct from such moneys so paid to him by the Secretary of State a sum in an amount sufficient to pay the items of expenses authorized in this act; *provided*, the Secretary of State shall furnish to said State Treasurer not later than the tenth day of January of each calendar year, beginning in January, 1920, an estimate of such items of expense for the current calendar

year; *provided, further*, said State Treasurer shall set aside such sum and amount in a separate fund to be created for that purpose.

Keep separate fund

(c) After deducting the moneys so required to pay the said items of expense, as herein provided, the State Treasurer shall, not later than the twentieth day of each calendar month, pay to the credit and account of the State Highway Fund fifty (50) per cent. of the moneys received by him under the provisions of this act; *provided*, said fifty per cent. of such moneys so paid to the credit and account of said State Highway Fund shall be expended under the direction of the State Highway Commission for the construction, maintenance and improvement of the state highways of this state, and for no other purpose.

State Treasurer pay required sum to State Highway Fund

(d) The remaining fifty (50) per cent. of such moneys so paid by the Secretary of State to the State Treasurer under the provisions of this act shall, not later than the twentieth day of each calendar month, be paid by the State Treasurer to the county treasurers of the different counties in which such moneys were collected during the preceding calendar month; *provided*, such payments shall be made in equal proportion to the moneys collected in each such county under the provisions of this act; *provided, further*, such moneys so paid to said county treasurers shall be credited to the road funds of such counties and shall be expended under the direction of the board of county commissioners of each such county for the construction, maintenance and improvement of the county roads and bridges of such county, and for no other purpose.

Distribution of funds to counties monthly

Section 18. The Secretary of State is hereby empowered to administer and enforce any and all provisions of this act, and to appoint and employ, subject to his discretion, a motor vehicle supervisor and such clerks and motor vehicle inspectors as the proper and economical administration of the provisions of this act may require; also to expend such other moneys for postage, telegraph and telephone tolls, printing and other supplies, for premiums on bonds of em-

Expended by County Commissioners for road purposes only

Secretary of State appoint supervisor and clerks

Total expenditure not to exceed 5%

ployes and traveling expenses incurred or authorized by him and which may be incurred exclusively in the enforcement of the provisions of this act. *Provided, however,* the total sum to be expended, as provided for in this section, shall not exceed during any calendar year five per centum of the total gross sum collected in motor and other vehicle registration license fees and penalties collected by or through such Secretary of State during any calendar year.

County clerks designated as agents—except

Section 19. The County Clerk and Recorder in each county in the State of Colorado, except the city and county of Denver, is hereby designated as the authorized agent for the administration of the provisions of this act in such county in accordance with such regulations as may be provided for herein. *Provided,* any such authorized agent in a county where more than one thousand motor vehicles were registered during the previous calendar year shall have the power to appoint and employ a motor vehicle registration clerk for such county to serve during any two months he may designate of each calendar year beginning January 1, 1920, at a monthly salary of not more than one hundred dollars, said salary to be allowed and paid by the Secretary of State as provided for in this act; *provided, further,* the said county clerks and recorders so designated as the authorized agents of the Secretary of State, as herein provided, shall serve as such authorized agents under the provisions of this act without additional remuneration or fees, except as otherwise provided herein.

County clerks act without additional pay

Authority to purchase registration license tags

Section 20. The Secretary of State is hereby further empowered and authorized to purchase such motor vehicle registration license number plates or tags and badges as may be required to properly carry out the provisions of this act, said license number plates or tags and badges to be purchased under contract, however, in the open market after bids for same have been published five successive days in a daily newspaper published in the city and county of Denver, the last publication thereof to be not more than twenty nor less than ten days preceding the date on which such contract

is to be awarded, and such contract to be awarded to the lowest and best bidder under such specifications and conditions as may be imposed by the Secretary of State; *provided*, all such bids may be rejected and new bids advertised for.

Section 21 (a) Every county clerk and recorder or other person designated as an authorized agent of the Secretary of State for the administration of the provisions of this act shall on or before the fifteenth day of each calendar month transmit to the Secretary of State all motor and other vehicle registration license fees and penalties collected by such agent during the preceding calendar month, together with a complete report of all vehicles registered in said county during said previous month, such reports to be made on blank report sheets to be furnished free by the Secretary of State.

County clerks
remit all collec-
tions—make re-
port

(b) The motor vehicle supervisor and the motor vehicle license inspectors in this act provided for, shall have and exercise throughout the State of Colorado, all of the powers of sheriffs and police officers, with respect, however, only to the enforcement of the provisions of this act, including the power to arrest any person or persons violating any of the provisions of this act, and they may serve all process, other than civil process, lawfully issued by any court or magistrate or justice of the peace under the provisions of this act. Such supervisor shall execute a good and sufficient bond to the State of Colorado in the sum of ten thousand dollars (\$10,000), conditioned upon the faithful performance of his duties, and said motor vehicle inspectors shall execute similar bonds in such sums as may be designated by the Secretary of State.

Powers of sher-
iffs and police
officers vested
in supervisor
and inspectors

Bond of su-
pervisor

(c) The Secretary of State may from time to time, with the approval of the sheriff or other chief peace officer in the county in which such appointment may be made, commission suitable persons as special state motor vehicle license inspectors, such persons to serve without salary or other remuneration from the state, and to have and exercise

Appointment of
local inspectors

the same police powers as are in this section conferred upon and given to the motor vehicle license inspectors herein provided for.

May prefer charges and revoke license

Section 22. The Secretary of State and the motor vehicle supervisor are hereby empowered to prefer charges against the holder of and to suspend or revoke any motor or other vehicle registration license number or chauffeur's license on written complaint and after due hearing; *provided, however*, that no such license shall be suspended or revoked unless the holder thereof shall have been convicted of a violation of any provision of this act before a magistrate or court, or a final judgment has been entered in a civil action for damages arising out of a violation of any provision of this act against such holder of such license, and a request is made in writing by or through said magistrate or court for such suspension or revocation of such license. *Provided, further*, the coroner of any county may make a written request for such revocation or suspension of such license when the owner thereof is held responsible in whole or in part for any accident.

County coroner may request revocation of license

Section 23. It shall be unlawful for any person while under the influence in any degree of intoxicating liquor or of any exhilarating or stupefying drug to operate a motor vehicle of any description upon any public highway of this state.

Penalty for violation

Section 24. (a) Any person violating any of the provisions of this act unless otherwise specifically provided for in this act, shall upon conviction be subject to a fine or penalty of not more than one hundred dollars (\$100) or imprisonment in the county jail for a period of not exceeding ninety days, or by both such fine and imprisonment.

Officers collecting fines or penalties remit and report monthly

(b) All magistrates, justices of the peace or other officers imposing or receiving fines and penalties collected under the provisions of this act shall make sworn statements of same to the Secretary of State not later than the fifth day of the calendar month thereafter, and such statement shall be accompanied by all moneys so collected in

such fines and penalties, or otherwise, under the provisions of this act, and the amounts so collected and transmitted to the Secretary of State shall be disposed of by him in the same manner as provided in this act for the disposition of motor vehicle registration license fees.

Section 25. (a) Any person convicted of destroying, removing, altering or defacing any motor vehicle engine or motor number for the purpose or with the intent of concealing the identity of such vehicle or engine or motor shall be deemed guilty of a felony, and upon conviction thereof shall be punished by imprisonment in the state penitentiary for a term not less than two years nor more than five years.

Destroying or defacing engine number deemed felony. penalty

(b) Any person or persons who after the taking effect of this act shall have in his or their possession a motor vehicle, the original engine or motor number of which has been destroyed, removed, altered or defaced, shall apply to the Secretary of State forthwith for permission to make or stamp or cause to be made or stamped on the engine or motor of such motor vehicle a special engine number to be designated by the Secretary of State, and to be thereafter the lawful registration engine or motor number of such motor vehicle; *provided*, the Secretary of State shall first satisfy himself that the applicant for such special engine or motor number is the lawful owner of such motor vehicle; *provided, further*, an application blank is to be furnished by the Secretary of State for the registration of such special engine or motor number, said application to contain as complete a description as possible of such motor vehicle, the name and address of the owner, from whom purchased and such other information as may be required by the Secretary of State; *provided, further*, a registration fee of one dollar shall be paid for the granting of such special engine or motor number.

Special engine number designated by Secretary of State—when

(c) In designating special engine or motor numbers for such motor vehicles the Secretary of State shall assign the same consecutively, beginning with the Number One, preceded by the letter S and followed by the letters

Special engine numbers—how assigned

“COLO” in the order of the filing of applications therefor; *provided, further*, that from and after the passage of this act the Secretary of State shall not register or re-register any motor vehicle with a defective engine or motor number.

Oaths, who may administer

Section 26. The Secretary of State, the deputy secretary of state, the motor vehicle supervisor hereinbefore provided for and the authorized agents of the Secretary of State are hereby empowered to administer oaths or affirmations in this act provided for.

Publication and distribution of free copies

Section 27. The Secretary of State is hereby authorized to have published in pamphlet form for free distribution such number of copies of this act, after its final passage, as may be required to acquaint motor and other vehicle owners and the public generally with the provisions thereof, the cost of such publication to be paid as other items of expense provided for in this act.

Repealing clause

Section 28. Chapter 114 of the Session Laws of 1913, approved March 17, 1913, and all other acts or parts of acts in conflict herewith are hereby repealed.

Constitutional construction clause

Section 29. If any section, sub-section, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The legislature hereby declares that it would have passed the act, and each section, sub-section, sentence, clause and phrase thereof irrespective of the fact that any one or more sections, sub-sections, sentences, clauses or phrases be declared unconstitutional.

Safety clause

Section 30. It is hereby declared that this act is necessary for the immediate preservation of the public peace, health and safety.

Emergency clause

Section 31. In the opinion of the General Assembly an emergency exists; therefore, this act shall take effect and be in force from and after the date of its passage.

Approved: April 9, 1919.