

DEPARTMENT OF REVENUE

Division of Motor Vehicles – Title and Registration Section

1 CCR 204-10

RULE 20. LICENSE PLATE RETIREMENT

Basis: The statutory bases for this rule are sections 42-1-204, 42-3-207, 42-3-212(7), 42-3-214(7), 42-3-221(6), 42-3-222(6), 42-3-223(6), 42-3-224(2)(a), 42-3-225(2)(b), 42-3-226(2)(a), 42-3-227(6), 42-3-228(6), 42-3-229(2)(a), 42-3-230(6), 42-3-231(6)(a), 42-3-232(6)(a), 42-3-233(6), 42-3-234(6)(a), 42-3-237(6), 42-3-238(2)(a), 42-3-239(2)(a), 42-3-240(2)(a), 42-3-241(2)(a), 42-3-242(2)(a), 42-3-243(2)(a), 42-3-244(2)(a), 42-3-245(2)(a), 42-3-246(2)(a), 42-3-247(2)(a), 42-3-248(2)(a), 42-3-249(2)(a), 42-3-250(2)(a), ~~and~~ 42-3-251(2)(a), ~~and~~ 42-3-252, C.R.S.

Purpose: ~~This~~ The purpose of this rule is ~~promulgated~~ to establish criteria for the Retirement of Group Special and Alumni License Plates.

1.0 Definitions

- 1.1 “Alumni License Plate” means a special license plate established pursuant to section 42-3-214, C.R.S., at the request of an alumni association of a private or public college or university that is located within Colorado
- 1.2 “Group Special License Plate” means and includes “Group Special License Plate Created through Rule” and “Group Special License Plate Created through Statute” as those terms are defined in Code of Colorado Regulations 1-CCR-204-10, Rule 16. **Group Special License Plates.**
- 1.3 “Nonprofit” means an entity that is a 501(c)(3) corporation under the Internal Revenue Code or an entity holding charitable nonprofit status with the Colorado Secretary of State.
- 1.4 “Pre-Certification Qualifier” means a condition(s) that must be met in order to qualify for issuance of an Alumni License Plate or Group Special License Plate.
- 1.5 “Registered” for the purpose of this rule means a vehicle with an unexpired registration as provided in sections 42-3-102 and 42-3-114, C.R.S., that is currently issued an Alumni License Plate or Group Special License Plate, unless the context requires otherwise.
- 1.6 “Retire” or “Retirement” means the discontinuation of the production of the Alumni License Plate or Group Special License Plate.
- 1.7 “Sponsoring Organization” means an alumni association that has an Alumni License Plate or the Nonprofit that has a ~~a~~ Group Special License Plate.

2.0 Requirements

- 2.1 An Alumni License Plate or Group Special License Plate is subject to Retirement when:
 - a. The Group Special License Plate’s respective authorizing statute requires that a minimum number of plates be issued by a specified date and the Sponsoring Organization has not met that requirement; or

- b. The Alumni License Plate or Group Special License Plate is subject to Retirement under any other applicable rule or statute.
- 2.2 The Department may continue to issue a Retired Alumni License Plate or Group Special License Plate **if the Department maintains a physical stock of inventory of the plate** until the inventory of the plate is exhausted.

3.0 Retirement Process

- 3.1 Upon the occurrence of any event that would initiate Retirement of an Alumni License Plate or Group Special License Plate, the Department will provide notice and a hearing pursuant to sections 24-4-104 and 24-4-105, C.R.S. to the Sponsoring Organization.

- 3.2 The hearing will be held at the Department of Revenue, Hearings Section. The presiding hearing officer will be an authorized representative designated by the Executive Director of the Colorado Department of Revenue. The Department's representative need not be present at the hearing unless the presiding hearing officer requires his or her presence or the Sponsoring Organization requests his or her presence in writing. If the Department's representative is not present at the hearing, the hearing officer has the discretion to consider any written documents and affidavits submitted by the Department.

- 3.2 If the proceedings result in Retirement of the Alumni License Plate or Group Special License Plate, the Department will issue a final agency order retiring the plate. The final agency order will act as official notice that the Sponsoring Organization is no longer associated with the plate and, upon receipt of the order, the Sponsoring Organization must:

a. Immediately cease issuing Pre-Certification certificates;

~~b. Immediately cease to associate itself with the Retired Alumni License Plate or Group Special License Plate;~~

~~e-b.~~ Within 72 hours, remove any reference to the **alumni association's or Nonprofit's Pre-Certification Qualifier, if applicable, for the** Alumni License Plate or Group Special License Plate from the Sponsoring Organization's website, newsprint, or other publicly accessible media; and

~~d-c.~~ If a Nonprofit, the sponsoring organization, must immediately cease collecting donations authorized in its respective authorizing statute; or

~~e-d.~~ If an alumni association, the sponsoring organization, must immediately cease any representation in any form, whether active or passive, that suggests that meeting a Pre-Certification Qualifier could qualify a person for the issuance of an Alumni License Plate.

- 3.3 The Department will no longer manufacture any additional Retired Alumni License Plate or Group Special License Plate. The Department may continue to issue the Alumni License Plate or Group Special License Plate **if the Department maintains a physical stock of inventory of the plate** until existing inventory is exhausted.

- 3.4 The Department will inform all Registered owners of the Retirement. A person whose vehicle is Registered with a Retired Alumni License Plate or Group Special License Plate may continue registration with the license plate so long as the license plate is not damaged, lost, or stolen. The Department will not replace a Retired license plate if the inventory is destroyed, exhausted, or the Department has determined not to issue additional plates.