

DEPARTMENT OF REVENUE

Division of Motor Vehicles – Title and Registration Section

1 CCR 204-10

RULE 25. PERSONS WITH DISABILITIES PARKING PRIVILEGES

Basis: The statutory bases for this regulation are 12-36-106(3)(i), 12-36-107.4, article 32 of title 12, 12-38-111.5, 42-1-204, 42-3-204, and 42-4-1208, C.R.S.

Purpose: The following rules and regulations are promulgated to clarify the criteria for the issuance, renewal, and replacement of a person with disabilities parking privileges placard and/or license plate.

1.0 — Definitions

1.1 ~~“CSTARS” means the Colorado State Titling and Registration System used for the issuance of and registration transactions concerning person with disabilities license plates and placards.~~

1.2 ~~“Department” means the Department of Revenue of this state acting directly or through its duly authorized officers and agents.~~

1.3 ~~“Disabled Veteran Handicap License Plate” means a Colorado issued license plate granting the registered owner person with disability parking privileges and that also indicates the registered owner meets the criteria of being a Disabled Veteran.~~

1.4 ~~“Disability” means a physical impairment that meets the standards of 23 CFR 1235, which impairment is verified, in writing, by a professional.~~

1.5 ~~“Extended” means a condition that is not expected to change within thirty months after the issuance of an identifying figure, given the current state of medical or adaptive technology.~~

1.6 ~~“Minor” for the purpose of this regulation means a person with a disability who is under the age of sixteen years.~~

1.7 ~~“Permanent” means a condition that is not expected to change within a person’s lifetime, given the current state of medical or adaptive technology.~~

1.8 ~~“Person with Disability License Plate” means a Colorado issued license plate, bearing an identifying figure, granting the registered owner person with disability parking privileges.~~

Ikenouye, Dylan T. 11/19/14 1:20 PM

Comment [1]: Defined in C.R.S. 42-1-211

Ikenouye, Dylan T. 11/19/14 1:21 PM

Comment [2]: Defined in C.R.S. 42-1-102(24)

Ikenouye, Dylan T. 11/19/14 1:22 PM

Comment [3]: Defined in C.R.S. 42-3-204 and 42-3-213(5)

Ikenouye, Dylan T. 11/19/14 1:31 PM

Comment [4]: Defined in C.R.S. 42-3-204(1)(a)

Ikenouye, Dylan T. 11/19/14 1:31 PM

Comment [5]: Defined in C.R.S. 42-3-204(1)(b)

Ikenouye, Dylan T. 11/19/14 1:34 PM

Comment [6]: Defined in C.R.S. 42-3-204(5)(h)(C)(III)

Ikenouye, Dylan T. 11/19/14 1:34 PM

Comment [7]: Defined in C.R.S. 42-3-204(1)(h)

Ikenouye, Dylan T. 11/19/14 1:34 PM

Comment [8]: Defined in C.R.S. 42-3-204(1)(g)

1.9 — ~~“Placard” means a Colorado tag bearing an identifying figure, designed to hang from a vehicle’s rear view mirror and granting the registered owner person with disability parking privileges when displayed.~~

Ikenouye, Dylan T. 11/19/14 1:35 PM
Comment [9]: Defined in C.R.S. 42-3-204(1)(f)

1.10 — ~~“Professional” means:~~

a. — ~~A physician licensed to practice medicine or practicing medicine pursuant to section 12-36-106(3)(i), C.R.S., a physician assistant licensed pursuant to section 12-36-107.4, C.R.S., a podiatrist licensed under article 32 of title 12, C.R.S., an advanced practice nurse registered pursuant to section 12-38-111.5, C.R.S., or a physician, physician assistant, podiatrist, or advanced practice nurse authorized to practice professionally by another state that shares a common border with Colorado, and~~

Ikenouye, Dylan T. 11/19/14 1:35 PM
Comment [10]: Defined in C.R.S. 42-3-204(1)(i)

b. — ~~For the purpose of the regulations, Commissioned Medical Officers of the U.S. Armed Forces, the U.S. Public Health Service, and/or the U.S. Veterans Administration.~~

Ikenouye, Dylan T. 11/19/14 1:46 PM
Comment [11]: No statutory authority for the DOR to allow this

1.11 — ~~“Temporary” means a condition that is not expected to change within ninety days after the issuance of an identifying placard, given the current state of medical or adaptive technology.~~

Ikenouye, Dylan T. 11/19/14 1:35 PM
Comment [12]: Defined in C.R.S. 42-3-204(1)(k)

2.0 — ~~Issuing Person with Disabilities License Plates and Placards~~

Ikenouye, Dylan T. 12/2/14 1:55 PM
Comment [13]: Procedural manual

2.1 — ~~The Department shall issue person with disability license plates and/or placard(s) to Colorado residents who provide the following:~~

a. — ~~Their disability verified by a professional on forms published by the Department, and~~

Ikenouye, Dylan T. 12/10/14 7:57 AM
Comment [14]: In C.R.S. 42-3-204(2)(d)

b. — ~~A Colorado driver’s license or identification card, or a federally issued identification card, or~~

Ikenouye, Dylan T. 12/2/14 1:56 PM
Comment [15]: In C.R.S. 24-72.1-102(5) and 42-3-204(5)(h)(1)(C)

e. — ~~Each parent or guardian of a minor may be issued a person with disability permanent or extended placard upon presentation of:~~

Ikenouye, Dylan T. 12/10/14 7:57 AM
Comment [16]: In C.R.S. 42-3-204(3)(b)(III)

1. — ~~The parent’s or guardian’s Colorado driver’s license or identification card, or~~

Ikenouye, Dylan T. 12/2/14 1:56 PM
Comment [17]: In C.R.S. 24-72.1-102(5) and 42-3-204(5)(h)(1)(C)

2. — ~~The minor’s disability identification card.~~

3. — ~~A minor who is under foster child care shall be issued a person with disability placard in the minor’s name. The person with disability placard shall remain with the minor when moving between foster care providers.~~

Ikenouye, Dylan T. 12/2/14 1:14 PM
Comment [18]: No statutory authority

2.2 — ~~Business entities (i.e., nursing home, care facility, etc.) that transport people with disabilities may obtain a permanent person with disabilities placard from the~~

~~County Motor Vehicle Office in the county where the business entity is located. Business entities may be issued one person with disability permanent placard per vehicle owned by that business entity to transport people with disabilities. At no time shall a person with disability license plate or temporary placard be issued to a business entity. Business entities desiring to be issued a person with disability placard shall submit:~~

- ~~a. A completed DR 2219 Persons with Disabilities Parking Privileges Application, and~~
- ~~b. A letter, on the business entity's letterhead, signed by the executive officer, or equivalent, of the business entity stating the use of the vehicle(s), and~~
- ~~c. Copies of the vehicle(s) registration receipts or titles. Vehicles must be titled in the name of the business entity, and~~
- ~~d. An employee identification number.~~

Ikenouye, Dylan T. 12/2/14 1:56 PM
Comment [19]: In C.R.S. 42-3-204(5)(h)(IV)

~~2.3 The person with the disability shall present to the Department the completed DR 2219 Persons with Disabilities Parking Privileges Application in order to be issued a person with disability license plate and/or placard. Each instance of new issuance shall require the person with the disability to provide the completed DR 2219 Persons with Disabilities Parking Privileges Application, and a Colorado driver's license or identification card or a federally issued identification card, and certification by a professional verifying physical impairment.~~

Anderson, Anthony 12/10/14 7:59 AM
Comment [20]: In C.R.S. 42-3-204(5)(h)

Anderson, Anthony 12/10/14 7:59 AM
Comment [21]: No statutory authority

~~2.4 A person with a permanent or extended disability is eligible for:~~

- ~~a. One person with disability license plate, or~~
- ~~b. One person with disability license plate and one person with disability permanent placard, or~~
- ~~c. Two person with disability permanent placards.~~

Ikenouye, Dylan T. 12/2/14 1:56 PM
Comment [22]: In C.R.S. 42-3-204(3)(b)

~~2.5 A person with a temporary disability is eligible to receive one person with disability temporary placard.~~

Ikenouye, Dylan T. 12/10/14 8:00 AM
Comment [23]: In C.R.S. 42-3-204(5)(h)(II)

~~2.6 A person with disability license plate may only be issued to a vehicle that is owned by the person with the disability or that is owned by a trust created for the benefit of, and the name of which includes the name of, the person with disability.~~

Ikenouye, Dylan T. 12/2/14 1:14 PM
Comment [24]: No statutory authority

~~2.7 If more than one owner of a vehicle is eligible for issuance of a person with disability license plate, then each owner must meet the issuance requirements and apply individually to the Department. This permits the Department to mark the vehicle records with each qualifying owner to indicate to law enforcement and parking officials who is authorized to use the privileges associated with the person with disability license plate.~~

Ikenouye, Dylan T. 12/2/14 1:14 PM
Comment [25]: No statutory authority

~~2.8 Upon issuance of a person with disability license plate and/or placard the Department shall provide the person with the disability a DR 2574 Registration Receipt pursuant to 42-3-113(2), C.R.S.~~

Ikenouye, Dylan T. 12/2/14 1:56 PM
Comment [26]: In C.R.S. 42-3-113(2)

~~2.9 Veterans meeting the criteria of being a Disabled Veteran established in 42-3-213(5) and 42-3-304(3)(a), C.R.S. shall be issued a Disabled Veteran Handicap license plate in lieu of the person with disabilities license plate. The veteran is eligible for:~~

~~a. One Disabled Veteran Handicap license plate, or~~

~~b. One Disabled Veteran Handicap license plate and one person with disability permanent placard, or~~

~~c. Two person with disability permanent placards.~~

Ikenouye, Dylan T. 12/2/14 1:56 PM
Comment [27]: In C.R.S. 42-3-204(3)(b)

~~2.10 A veteran who has met the requirements for issuance of a Disabled Veteran Handicap license plate shall not be required to meet the issuance requirements for being issued a person with disability permanent placard. The active CSTARs record shall act as authorization for issuance.~~

Ikenouye, Dylan T. 12/2/14 1:14 PM
Comment [28]: No statutory authority

~~2.11 Upon issuance of any person with disabilities license plate or placard the county shall forward the first page of the DR 2219 Persons with Disabilities Parking Privileges Application to the Department for archiving and electronic scanning. Additional pages and documents shall be properly disposed of by the county.~~

~~3.0 Renewing Person with Disabilities License Plates and Placards~~

Ikenouye, Dylan T. 12/2/14 1:56 PM
Comment [29]: In C.R.S. 42-3-204(2)

~~3.1 Permanent person with disabilities placards shall expire three years from the date of issuance. Person with disabilities license plates shall expire one year from the date of issuance and shall be renewed annually. Every third year, the person with the disability shall be required to meet the verification requirements listed in section 2.0 above. Failure to meet these requirements shall result in:~~

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Comment [30]: Procedural Manual

~~a. The person with disability permanent placard registration expiring, and/or~~

~~b. The person with disability license plate registration expiring. The return of the license plate shall be required within thirty days of expiration.~~

Ikenouye, Dylan T. 12/2/14 1:57 PM
Comment [31]: In C.R.S. 42-3-204(6)(b), (d) and (e)

~~3.2 Notification of third year renewal requirements shall be completed via letter to the person with the disability. All other renewal notices shall be completed pursuant to 42-3-113(3) and 42-3-114, C.R.S.~~

Ikenouye, Dylan T. 12/2/14 1:16 PM
Comment [32]: No statutory authority

~~3.3 Veterans issued the Disabled Veteran Handicap license plate are not required to recertify their disability every three years pursuant to 42-3-204(2)(c), C.R.S.~~

Ikenouye, Dylan T. 12/2/14 1:57 PM
Comment [33]: In C.R.S. 42-3-204(6)(b), (d), (e) and 42-3-113(3) and 42-3-114

~~4.0 Replacing Person with Disabilities License Plates and Placards~~

Ikenouye, Dylan T. 12/2/14 1:57 PM
Comment [34]: HB14-1029 amended this requirement and placed it in C.R.S. 42-3-204(5)(i)

Ikenouye, Dylan T. 12/2/14 1:57 PM
Comment [35]: Procedural Manual

4.1 ~~Replacement of lost, damaged, or stolen person with disabilities license plates shall be completed upon presentation of the DR-2283 Lost or Stolen License Plate / Permit Affidavit to the Department. Stolen license plates require a copy of a filed police report to be attached to the form. If the vehicle registration is current, replacement shall be completed pursuant to 42-3-205, C.R.S. If the registration has expired the person with the disability shall complete the issuance process outlined in section 2 of this rule.~~

Ikenouye, Dylan T. 12/2/14 1:21 PM

Comment [36]: In C.R.S. 42-3-205

4.2 ~~Replacement of lost, damaged, or stolen person with disabilities placards shall be completed as listed below. The placard expiration date shall remain the same for the replacement placard.~~

a. ~~If the person with the disability, the parent or guardian of a minor, or a business entity that transports people with disabilities for hire, has an active placard record in C-STARS, replacement is completed using the active C-STARS record as authorization, or~~

b. ~~The person with the disability, the parent or guardian of a minor, or a business entity that transports people with disabilities for hire, may provide a current copy of the DR-2574 Registration Receipt for the placard being replaced, or~~

c. ~~The person with the disability, the parent or guardian of a minor, or a business entity that transports people with disabilities for hire, may opt to reset the expiration and re-certification date. If this option is elected, then a completed DR-2219 Persons with Disabilities Parking Privileges Application and the requirements of section 2.1 or 2.2 of this rule must be met in order for the placard previously issued pursuant to section 2.0 of this rule to be replaced.~~

Ikenouye, Dylan T. 12/2/14 1:22 PM

Comment [37]: No statutory authority

5.0 ~~Additional Requirements~~

Ikenouye, Dylan T. 12/2/14 1:57 PM

Comment [38]: Procedural Manual

5.1 ~~The privileges granted for issuance, renewal, or replacement of a person with disability license plate and/or placard shall be discontinued and the Person with Disability license plate or placard, or the Disabled Veteran Handicap license plate shall no longer be valid when:~~

a. ~~The person with the disability to whom the person with disability license plate and/or placard was issued is no longer a Colorado resident, or~~

b. ~~The person with the disability is deceased, or~~

c. ~~The registered owner of a vehicle issued the person with disability license plate and/or placard ceases to be a person with a disability or disabled.~~

Ikenouye, Dylan T. 12/2/14 1:23 PM

Comment [39]: No statutory authority

Ikenouye, Dylan T. 12/2/14 1:52 PM

Comment [40]: In C.R.S. 42-3-204(5)(h)(I) and (II), 42-3-204(6)(b), (c) and (d), and 42-3-204(6)(e)(A) and (B)

5.2 ~~Surviving spouses, relatives, friends, or other people that do not qualify for person with disability parking privileges are not entitled to use, apply for, renew, or request replacement of person with disability license plates or placards.~~

Ikenouye, Dylan T. 12/2/14 1:53 PM

Comment [41]: No statutory authority and in C.R.S. 42-3-204(7)

5.3 ~~Volunteers transporting people with disabilities in their personal vehicles shall not be issued person with disabilities license plates or placards. Volunteers may display a person with disabilities placard for the individual they are transporting in order to have access to person with disabilities parking privileges.~~

Ikenouye, Dylan T. 12/2/14 1:54 PM

Comment [42]: No statutory authority