

ADDRESS OF WHERE A CAR MUST BE REGISTERED / TITLED:

42-6-139. Registration - where made.

(1) For purposes of this section, a **person's residence shall be the person's principal or primary home or place of abode, to be determined in the same manner as residency for voter registration purposes** as provided in sections 1-2-102 and 31-10-201, C.R.S.; except that "voter registration" shall be substituted for "motor vehicle registration" as a circumstance to be taken into account in determining such principal or primary home or place of abode.

(2) Except as may be otherwise provided by rule of the director, it is unlawful for any person who is a resident of the state to register, to obtain a license for, or to procure a certificate of title to, a motor vehicle at any address other than:

(a) For a motor vehicle that is **owned by a business and operated primarily for business purposes**, the address where such vehicle is **principally operated and maintained**; or

(b) For any motor vehicle for which the provisions of paragraph (a) of this subsection (2) do not apply, the address of the owner's residence; except that, **if a motor vehicle is permanently maintained at an address other than the address of the owner's residence, such motor vehicle shall be registered at the address where such motor vehicle is permanently maintained.**

(3) A person who knowingly violates any of the provisions of subsection (2) of this section, section 42-3-103 (4) (a), section 42-6-140, or any rule of the director promulgated pursuant to this part 1 is guilty of a misdemeanor and, upon conviction, shall be punished by a fine of five hundred dollars.

(4) In addition to any other applicable penalty, a person who registers a motor vehicle in violation of the provisions of subsection (2) of this section, section 42-3-103 (4) (a), or section 42-6-140 shall be subject to a civil penalty of five hundred dollars. Such violation shall be determined by, assessed by, and paid to the municipality or county where the motor vehicle is or should have been registered, subject to judicial review pursuant to rule 106 (a) (4) of the Colorado rules of civil procedure.

(5) A person subject to the penalties imposed by this section continues to be liable for unpaid registration fees, specific ownership taxes, or other taxes and fees concerning the registration of a vehicle owed by such person.

SOURCE: L. 94: ENTIRE TITLE AMENDED WITH RELOCATIONS, P. 2467, § 1, EFFECTIVE JANUARY 1, 1995. L. 97: (3) AND (4) AMENDED AND (5) ADDED, P. 1003, § 7, EFFECTIVE AUGUST 6. L. 98: (3) AND (4) AMENDED, P. 787, § 3, EFFECTIVE JULY 1, 1999. L. 2003: (3) AND (4) AMENDED, P. 2004, § 74, EFFECTIVE MAY 22. L. 2005: ENTIRE SECTION AMENDED, P. 823, § 28, EFFECTIVE AUGUST 8; (3) AND (4) AMENDED, P. 1179, § 20, EFFECTIVE AUGUST 8. EDITOR'S NOTE: (1) THIS SECTION WAS FORMERLY NUMBERED AS 42-6-137 AND THE FORMER SECTION 42-6-139 WAS RELOCATED TO SECTION 42-6-141. (2) AMENDMENTS TO THIS SECTION AND SUBSECTIONS (3) AND (4) BY SENATE BILL 05-038 AND HOUSE BILL 05-1107 WERE HARMONIZED.

ANNOTATION

*Use of the term "owner" in subsection (2)(b) applies to business entities as well as natural persons. A vehicle does not necessarily qualify for registration under subsection (2)(a) simply because it is owned by a business. Although ownership by a business is one criterion, the vehicle must also be operated primarily for business purposes. **Stevinson Imports, Inc. v. City & County of Denver**, 143 P.3d 1099 (Colo. App. 2006).*