

CHAPTER 107

GOVERNMENT - STATE

HOUSE BILL 16-1106

BY REPRESENTATIVE(S) Wilson, Fields, Mitsch Bush, Priola, Rankin, Ryden, Singer, Williams, Hullinghorst; also SENATOR(S) Grantham and Garcia, Crowder, Donovan, Heath, Hodge, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Todd.

AN ACT

CONCERNING THE AUTHORITY OF A COUNTY TO DESIGNATE PUBLIC ROADS AS A SECTION OF A PIONEER TRAIL.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, **add** 30-11-127 as follows:

30-11-127. Pioneer trail - designation - signs. (1) THE BOARD OF COUNTY COMMISSIONERS MAY DESIGNATE, BY RESOLUTION, ANY PUBLIC ROADS IN THE COUNTY AS A SECTION OF A PIONEER TRAIL. ~~A~~ PIONEER TRAIL CONSISTS OF PUBLIC ROADS THAT FOLLOW AS CLOSELY AS POSSIBLE THE ORIGINAL TRAILS OR ROUTES OF TRAVEL OF NATIONAL HISTORIC SIGNIFICANCE. ~~TO~~ MAKE SUCH DESIGNATION, THE BOARD MUST IDENTIFY ALL OF THE ROADS THAT MAKE UP THE PIONEER TRAIL. ~~THE~~ BOARD SHALL NOT DESIGNATE A PIONEER TRAIL ACROSS PUBLIC LANDS ON A ROAD ADMINISTERED BY THE FEDERAL GOVERNMENT UNLESS THE ROAD IS DESIGNATED AS OPEN TO TRAVEL BY THE APPROPRIATE FEDERAL LAND MANAGEMENT AGENCY. EXCEPT AS SET FORTH IN SUBSECTION (2) OF THIS SECTION, THE DESIGNATION OF THE PIONEER TRAIL IS EFFECTIVE UPON THE DATE OF THE RESOLUTION.

(2) IF A COUNTY DESIGNATES ANY PORTION OF A STATE HIGHWAY AS A PIONEER TRAIL, THE DESIGNATION IS NOT EFFECTIVE UNLESS THE GENERAL ASSEMBLY, ACTING BY JOINT RESOLUTION, ALSO DESIGNATES THE PORTION OF THE STATE HIGHWAY AS PART OF THE PIONEER TRAIL.

(3) IF ANY OF THE DESIGNATED ROADS ARE PART OF THE STATE HIGHWAY SYSTEM, THE BOARD OF COUNTY COMMISSIONERS SHALL SEND A COPY OF THE RESOLUTION TO THE DEPARTMENT OF TRANSPORTATION. IF ANY OF THE DESIGNATED ROADS ARE ON PUBLIC LANDS ADMINISTERED BY THE FEDERAL GOVERNMENT, THE BOARD SHALL

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SEND A COPY OF THE RESOLUTION TO THE APPROPRIATE FEDERAL LAND MANAGEMENT AGENCY.

(4) A COUNTY MAY POST, OR ALLOW TO BE POSTED, IDENTIFYING AND INFORMATIVE SIGNS RELATED TO THE PIONEER TRAIL ALONG COUNTY ROADS.

(5) THE AUTHORITY TO DESIGNATE A PIONEER TRAIL IS INTENDED TO HIGHLIGHT COLORADO'S CULTURAL AND HISTORICAL HERITAGE AND TO PROMOTE HISTORICAL TOURISM AND EDUCATION. NOTHING IN THIS SECTION AFFECTS EXISTING RIGHTS-OF-WAY OR OWNERSHIP OF PUBLIC ROADS.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2016 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: April 15, 2016