

**Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO**

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 18-0740.01 Yelana Love x2295

HOUSE BILL 18-1191

HOUSE SPONSORSHIP

Winter,

SENATE SPONSORSHIP

Martinez Humenik and Kefalas,

House Committees
Transportation & Energy

Senate Committees
Local Government

A BILL FOR AN ACT

101 **CONCERNING A LOCAL AUTHORITY'S ABILITY TO ALTER SPEED LIMITS**
102 **WITHIN THE LOCAL AUTHORITY'S JURISDICTION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

Current law requires county and municipal authorities (authorities) to conduct a traffic investigation or survey before increasing or decreasing the speed limits within the authority's jurisdiction. The bill adds the requirement that the authority consider the following factors:

- ! Road characteristics;
- ! Current and future development;

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

SENATE
3rd Reading Unamended
March 23, 2018

SENATE
Amended 2nd Reading
March 21, 2018

HOUSE
3rd Reading Unamended
February 27, 2018

HOUSE
Amended 2nd Reading
February 26, 2018

- ! Environmental factors;
- ! Parking practices;
- ! Pedestrian and bicycle activity in the vicinity; and
- ! Crash statistics from the most recent year.

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

2 **SECTION 1.** In Colorado Revised Statutes, 42-4-1102, **amend**
3 (2); and add (9) as follows:

4 **42-4-1102. Altering of speed limits.** (2) Whenever county or
5 municipal authorities, within their respective jurisdictions, determine
6 upon the basis of a traffic investigation or survey AND, FOR RESIDENTIAL
7 NEIGHBORHOODS, AFTER ADDITIONAL OPTIONAL CONSIDERATION OF ROAD
8 CHARACTERISTICS, CURRENT AND FUTURE DEVELOPMENT,
9 ENVIRONMENTAL FACTORS, PARKING PRACTICES, PEDESTRIAN AND
10 BICYCLE ACTIVITY IN THE VICINITY, AND CRASH STATISTICS FROM THE
11 MOST RECENT YEAR, or upon the basis of appropriate design standards and
12 projected traffic volumes in the case of newly constructed highways or
13 segments thereof, that any speed specified or established as authorized
14 under sections 42-4-1101 to 42-4-1104 is greater or less than is
15 reasonable or safe under the road and traffic conditions at ~~any~~ AN
16 intersection or other place or upon any part of a street or highway in its
17 jurisdiction, ~~said~~ THE local authority shall determine and declare a
18 reasonable and safe speed limit ~~thereat which shall be~~ THAT IS effective
19 when appropriate signs giving notice thereof are erected at ~~such~~ THE
20 intersection or other place or upon the approaches thereto. ~~No such~~ A
21 local authority shall ~~have the power to~~ NOT alter the basic rules set forth
22 in section 42-4-1101 (1) or ~~in any event to~~ authorize by resolution or
23 ordinance a speed in excess of seventy-five miles per hour.

1 (9) FOR PURPOSES OF THIS SECTION, "RESIDENTIAL
2 NEIGHBORHOOD" HAS THE SAME MEANING AS SET FORTH IN SECTION
3 42-4-110.5 (2)(g)(II).

4 **SECTION 2. Act subject to petition - effective date.** This act
5 takes effect at 12:01 a.m. on the day following the expiration of the
6 ninety-day period after final adjournment of the general assembly (August
7 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a
8 referendum petition is filed pursuant to section 1 (3) of article V of the
9 state constitution against this act or an item, section, or part of this act
10 within such period, then the act, item, section, or part will not take effect
11 unless approved by the people at the general election to be held in
12 November 2018 and, in such case, will take effect on the date of the
13 official declaration of the vote thereon by the governor.