

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

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

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

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.

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

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