

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

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 20-0910.01 Jery Payne x2157

SENATE BILL 20-132

SENATE SPONSORSHIP

Sonnenberg,

HOUSE SPONSORSHIP

Holtorf,

Senate Committees

Transportation & Energy
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE USE OF SURPLUS MILITARY VEHICLES FOR**
102 **SPECIALIZED PURPOSES UNDER THE "UNIFORM MOTOR**
103 **VEHICLE LAW".**

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>.)

The bill clarifies that a surplus military vehicle may be used or adapted as an implement of husbandry, which allows the vehicle to be used on the roads in the same manner as a tractor.

The bill also authorizes a surplus military vehicle to be used as an authorized emergency vehicle, which need not be registered as a motor

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
2nd Reading Unamended
February 27, 2020

vehicle.

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

2 **SECTION 1.** In Colorado Revised Statutes, 42-1-102, **amend**
3 (44)(a); and **add** (102.6) as follows:

4 **42-1-102. Definitions.** As used in articles 1 to 4 of this title 42,
5 unless the context otherwise requires:

6 (44) (a) (I) ~~On and after July 1, 2000,~~ "Implement of husbandry"
7 means every vehicle that is designed, adapted, or used for agricultural
8 purposes. ~~It~~ "IMPLEMENT OF HUSBANDRY" also includes:

9 (A) Equipment used solely for the application of liquid, gaseous,
10 and dry fertilizers. Transportation of fertilizer in or on the equipment used
11 for its application ~~shall be~~ IS deemed a part of application if it is
12 incidental to ~~such~~ THE application.

13 (B) ~~It also includes~~ Hay balers, hay stacking equipment,
14 combines, tillage and harvesting equipment, agricultural commodity
15 handling equipment, and other heavy movable farm equipment primarily
16 used on farms or in a livestock production facility and not on the
17 highways; AND

18 (C) SURPLUS MILITARY VEHICLES THAT ARE ADAPTED FOR OR USED
19 FOR AGRICULTURE.

20 (II) Trailers specially designed to move ~~such~~ AGRICULTURAL
21 equipment on highways ~~shall~~ ARE, for the purposes of part 5 of article 4
22 of this title, ~~be considered as~~ TITLE 42, component parts of ~~such~~
23 implements of husbandry.

24 (102.6) "SURPLUS MILITARY VEHICLE" HAS THE MEANING SET
25 FORTH IN SECTION 42-6-102 (20.5); EXCEPT THAT "SURPLUS MILITARY

1 VEHICLE" DOES NOT INCLUDE A MILITARY VEHICLE AS DEFINED IN
2 SUBSECTION (52.5) OF THIS SECTION.

3 **SECTION 2.** In Colorado Revised Statutes, 42-4-108, **amend** (5)
4 as follows:

5 **42-4-108. Public officers to obey provisions - exceptions for**
6 **emergency vehicles.** (5) (a) The state motor vehicle licensing agency
7 shall designate any particular vehicle as an authorized emergency vehicle
8 upon a finding that the designation of that vehicle is necessary to the
9 preservation of life or property or to the execution of emergency
10 governmental functions. Such designation shall be in writing, and the
11 written designation shall be carried in the vehicle at all times, but failure
12 to carry the written designation shall not affect the status of the vehicle
13 as an authorized emergency vehicle.

14 (b) A SURPLUS MILITARY VEHICLE MAY BE DESIGNATED AS AN
15 AUTHORIZED EMERGENCY VEHICLE UNDER THIS SUBSECTION (5). A
16 SURPLUS MILITARY VEHICLE NEED NOT BE REGISTERED IN ACCORDANCE
17 WITH ARTICLE 3 OF THIS TITLE 42 TO BE DESIGNATED AS AN AUTHORIZED
18 EMERGENCY VEHICLE UNDER THIS SUBSECTION (5).

19 **SECTION 3. Act subject to petition - effective date.** This act
20 takes effect at 12:01 a.m. on the day following the expiration of the
21 ninety-day period after final adjournment of the general assembly (August
22 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a
23 referendum petition is filed pursuant to section 1 (3) of article V of the
24 state constitution against this act or an item, section, or part of this act
25 within such period, then the act, item, section, or part will not take effect
26 unless approved by the people at the general election to be held in

- 1 November 2020 and, in such case, will take effect on the date of the
- 2 official declaration of the vote thereon by the governor.