

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

ENGROSSED

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

LLS NO. 22-0534.01 Jery Payne x2157

HOUSE BILL 22-1043

HOUSE SPONSORSHIP

Pico,

SENATE SPONSORSHIP

Hisey,

House Committees

Transportation & Local Government
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING MOTOR VEHICLES THAT OPERATE ON THE ROADWAY**
102 **WITH FEWER THAN FOUR WHEELS IN CONTACT WITH THE**
103 **ROADWAY, AND, IN CONNECTION THEREWITH, MAKING AN**
104 **APPROPRIATION.**

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 defines an autocycle as a motorcycle. **Section 1** of the bill removes autocycle from the definition of motorcycle. The definition of motorcycle is changed to add that a motorcycle needs to have

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.

HOUSE
Amended 2nd Reading
February 18, 2022

handlebars to steer and has a seat the rider sits astride. The definition of autocycle is also changed to clarify that an autocycle doesn't use handlebars directly connected to the front tire or tires to steer. In removing autocycle from the definition of motorcycle, the bill makes the following clarifications and changes:

- **Section 2** clarifies that the driver of an autocycle need not have a motorcycle endorsement regardless of the autocycle's maximum speed and that all 3-wheel motorcycle drivers need a general or limited motorcycle endorsement;
- Current law requires all motorcycle drivers to wear eye protection unless the motorcycle has 3 wheels, has a maximum speed of no more than 25 miles per hour, has a windshield, and has seatbelts. **Section 3** clarifies that this exception applies to drivers of autocycles, not motorcycles, fitting that description.
- Current law requires a motorcycle driver who is under 18 years of age to wear a helmet unless the motorcycle has 3 wheels, has a maximum speed of no more than 25 miles per hour, has a windshield, and has seatbelts. **Section 4** clarifies that this exception applies to autocycles, not motorcycles, fitting that description.
- Current law imposes a fee of \$4 to register motorcycles for motorcycle operator safety training. Redefining autocycles as not being motorcycles means that autocycle owners will not pay the fee.
- **Section 5** removes the authorization for 2 autocycles to drive abreast in one lane.

Sections 6 through 31 make conforming amendments.

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 (7.5) and (55) 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 (7.5) (a) "Autocycle" means a three-wheeled ~~motorcycle~~ MOTOR
7 VEHICLE that does not use handlebars ~~or any other device that is~~ THAT ARE
8 directly connected to ~~a single~~ THE front wheel OR WHEELS to steer and in

1 which the driver and each passenger ride in a fully or partly enclosed
2 seating area that is equipped with safety belts for all occupants that
3 constitute a safety belt system, as defined in section 42-4-237 (1)(b). For
4 purposes of

5 (b) AS USED IN this subsection (7.5), "partly enclosed seating area"
6 means a seating area that is entirely or partly surrounded on the sides by
7 the frame or body of a vehicle but is not fully enclosed.

8 (55) (a) "Motorcycle" means ~~an autocycle or~~ a motor vehicle that:

9 (I) Uses handlebars ~~or any other device~~ connected to the front
10 wheel OR WHEELS to steer;

11 (II) HAS A SEAT THE RIDER SITS ASTRIDE; and

12 (III) ~~that~~ Is designed to travel on not more than three wheels in
13 contact with the ground.

14 (b) ~~except that the term~~ "MOTORCYCLE" does not include a farm
15 tractor, low-speed electric vehicle, or low-power scooter.

16 **SECTION 2.** In Colorado Revised Statutes, 42-2-103, **amend**
17 (1)(b), (1)(d), and (1)(e); and **repeal** (2.5) as follows:

18 **42-2-103. Motorcycles - autocycles - low-power scooters -**
19 **driver's license required.** (1) (b) The department shall require an
20 applicant for a general motorcycle endorsement to demonstrate the
21 applicant's ability to exercise ordinary and reasonable care and control in
22 the operation of a motorcycle. ~~that is not an autocycle.~~ The department
23 shall also require an applicant for a limited three-wheel motorcycle
24 endorsement to demonstrate the applicant's ability to exercise ordinary
25 and reasonable care and control in the operation of a three-wheel
26 motorcycle. ~~that is not an autocycle.~~

27 (d) Except as provided in subsection (1)(e) of this section, a

1 person with only a limited three-wheel motorcycle endorsement may
2 drive a three-wheel motorcycle ~~that is not an autocycle~~ but shall not drive
3 a two-wheel motorcycle on a roadway.

4 (e) A DRIVER OF AN AUTOCYCLE SHALL POSSESS A VALID DRIVER'S
5 LICENSE OR MINOR DRIVER'S LICENSE. The driver of ~~a motorcycle~~ AN
6 AUTOCYCLE need not obtain a two- or three-wheel motorcycle
7 endorsement. ~~if the motorcycle is an autocycle or if the motorcycle has:~~

- 8 ~~(I) Three wheels;~~
- 9 ~~(II) A maximum design speed of twenty-five miles per hour or~~
10 ~~less;~~
- 11 ~~(III) A windshield; and~~
- 12 ~~(IV) Seat belts.~~

13 (2.5) ~~An operator of an autocycle shall possess a valid driver's~~
14 ~~license or minor driver's license.~~

15 **SECTION 3.** In Colorado Revised Statutes, 42-4-232, **amend**
16 (1)(a) and (1)(b) introductory portion as follows:

17 **42-4-232. Minimum safety standards for motorcycles,**
18 **autocycles, and low-power scooters.** (1) (a) Except as provided in
19 ~~paragraph (b) of this subsection~~ ~~(1)~~ SUBSECTION (1)(b) OF THIS SECTION,
20 a person shall not drive a motorcycle, AUTOCYCLE, or low-power scooter
21 on a public highway unless the person and any passenger ~~thereon~~ IN OR
22 ON THE MOTORCYCLE, AUTOCYCLE, OR LOW-POWER SCOOTER is wearing
23 goggles or eyeglasses with lenses made of safety glass or plastic; except
24 that this subsection (1) does not apply to a person wearing a helmet
25 containing eye protection made of safety glass or plastic.

26 (b) A person driving or riding ~~a motorcycle~~ AN AUTOCYCLE need
27 not wear eye protection if the ~~motorcycle~~ AUTOCYCLE has:

1 **SECTION 4.** In Colorado Revised Statutes, 42-4-1502, **amend**
2 (1), (4), (4.5)(a) introductory portion, (4.5)(a)(III), and (4.5)(c)
3 introductory portion as follows:

4 **42-4-1502. Motorcycles and autocycles - protective helmet.**

5 (1) A person ~~operating~~ DRIVING a motorcycle OR AUTOCYCLE shall ride
6 only upon the permanent and regular seat attached ~~thereto, and such~~
7 ~~operator~~ TO THE MOTORCYCLE OR AUTOCYCLE. THE DRIVER OF A
8 MOTORCYCLE OR AN AUTOCYCLE shall not carry any other person, ~~nor~~
9 ~~shall any other~~ AND ANOTHER person SHALL NOT ride on a motorcycle OR
10 AUTOCYCLE, unless ~~such motorcycle~~ THE MOTORCYCLE OR AUTOCYCLE
11 is designed to carry more than one person. ~~In which event~~ IF A
12 MOTORCYCLE OR AUTOCYCLE IS DESIGNED TO CARRY MORE THAN ONE
13 PERSON, a passenger may ride upon the permanent seat if THE PERMANENT
14 SEAT IS designed for two persons or upon another seat firmly attached to
15 the motorcycle OR AUTOCYCLE at the rear or side of the operator.

16 (4) ~~No operator~~ A DRIVER shall NOT carry any person, ~~nor shall~~
17 ~~any~~ AND ANOTHER person SHALL NOT ride, in a position that will interfere
18 with the operation or control of the motorcycle OR AUTOCYCLE or the
19 view of the operator.

20 (4.5) (a) Except as provided in ~~paragraph (c) of this subsection~~
21 ~~(4.5)~~ SUBSECTION (4.5)(c) OF THIS SECTION, a person shall not drive or
22 ride as a passenger on a motorcycle, AUTOCYCLE, or low-power scooter
23 on a roadway unless:

24 (III) The protective helmet is secured properly on the person's head
25 with a chin strap while the motorcycle, AUTOCYCLE, OR LOW-POWER
26 SCOOTER is in motion.

27 (c) A person driving or riding ~~a motorcycle~~ AN AUTOCYCLE need

1 not wear a helmet if the ~~motorcycle~~ AUTOCYCLE has:

2 **SECTION 5.** In Colorado Revised Statutes, 42-4-1503, **amend**
3 (2) and (3) as follows:

4 **42-4-1503. Operating motorcycles and autocycles on roadways**
5 **laned for traffic.** (2) The operator of a motorcycle OR AUTOCYCLE shall
6 not overtake or pass in the same lane occupied by the vehicle being
7 overtaken.

8 (3) ~~No~~ A person shall NOT operate a motorcycle OR AUTOCYCLE
9 between lanes of traffic or between adjacent lines or ROWS of vehicles.

10 **SECTION 6.** In Colorado Revised Statutes, 10-4-635, **amend** (4)
11 introductory portion and (4)(a) as follows:

12 **10-4-635. Medical payments coverage - exceptions -**
13 **definitions.** (4) This section ~~shall~~ DOES not apply to:

14 (a) A person obtaining an automobile liability or motor vehicle
15 policy insuring against loss resulting from the ownership, maintenance,
16 or use of a motorcycle, AUTOCYCLE, low-power scooter, or toy vehicle,
17 as defined in section 42-1-102; ~~C.R.S.~~, a snowmobile, as defined in
18 section 33-14-101; ~~C.R.S.~~, or any vehicle designed primarily for use off
19 the road or on rails;

20 **SECTION 7.** In Colorado Revised Statutes, 42-3-116, **amend**
21 (6)(b)(II) as follows:

22 **42-3-116. Manufacturers or dealers - fees - rules - definition**
23 **- penalty.** (6) (b) (II) The DEPARTMENT SHALL ESTABLISH AND
24 ANNUALLY ADJUST THE annual fee for full-use dealer plates ~~shall be~~
25 ~~established and adjusted annually by the department~~ based on the average
26 of specific ownership taxes and registration fees paid for passenger
27 vehicles and light-duty trucks that are seven model years old or newer and

1 that were registered during the one-year period preceding January 1 of
2 each year. ~~Such~~ THE DEPARTMENT SHALL PRORATE THE annual fee ~~shall~~
3 ~~be prorated~~ on a monthly basis. The DEPARTMENT SHALL ESTABLISH AND
4 ANNUALLY ADJUST THE annual fee for full-use dealer plates for
5 motorcycles ~~shall be established and adjusted annually by the department~~
6 AND AUTOCYCLES based on the average of specific ownership taxes and
7 registration fees paid for motorcycles AND AUTOCYCLES that are seven
8 model years old or newer and that were registered during the one-year
9 period preceding January 1 of each year. ~~Such~~ THE DEPARTMENT SHALL
10 PRORATE THE annual fee for motorcycles ~~shall be prorated~~ AND
11 AUTOCYCLES on a monthly basis.

12 **SECTION 8.** In Colorado Revised Statutes, 42-3-201, **amend**
13 (1)(a)(I)(D) and (1)(a)(I)(E); and **add** (1)(a)(I)(G) and (1)(a)(IV) as
14 follows:

15 **42-3-201. Number plates furnished - style - periodic reissuance**
16 **- tabs - rules.** (1) (a) (I) The department shall issue to every owner
17 whose vehicle is registered two number plates; except that the department
18 shall issue one number plate for the following:

- 19 (D) A vehicle drawn by a motor vehicle; ~~or~~
- 20 (E) An item of special mobile machinery; OR
- 21 (G) AN AUTOCYCLE.

22 (IV) THE DEPARTMENT SHALL ISSUE AN AUTOCYCLE A
23 MOTORCYCLE LICENSE PLATE.

24 **SECTION 9.** In Colorado Revised Statutes, 42-3-202, **amend**
25 (1)(a) as follows:

26 **42-3-202. Number plates furnished to be attached - penalty.**
27 (1) (a) (I) EXCEPT AS PROVIDED IN SUBSECTION (1)(a)(II) OF THIS

1 SECTION, the owner shall attach the number plates assigned to a
2 self-propelled vehicle ~~other than a motorcycle or street rod vehicle~~, to the
3 vehicle with one in the front and the other in the rear.

4 (II) The owner shall attach the number plate assigned to ANY OF
5 THE FOLLOWING VEHICLES TO THE REAR OF THE VEHICLE:

6 (A) A motorcycle;

7 (B) AN AUTOCYCLE;

8 (C) A street rod vehicle;

9 (D) A trailer, semitrailer, OR other vehicle drawn by a motor
10 vehicle; or

11 (E) Special mobile machinery. ~~to the rear of the vehicle.~~

12 (III) The owner shall display number plates during the current
13 registration year, except as otherwise provided in this article 3.

14 **SECTION 10.** In Colorado Revised Statutes, 42-3-304, **amend**
15 (5) and (6)(a) as follows:

16 **42-3-304. Registration fees - passenger-mile taxes - clean**
17 **screen fund - pilot program - report - rules - definitions.** (5) In lieu of
18 registering each vehicle separately, a dealer in motorcycles OR
19 AUTOCYCLES shall pay to the department an annual registration fee of
20 twenty-five dollars for the first license plate issued pursuant to section
21 42-3-116 (1), a fee of seven dollars and fifty cents for each additional
22 license plate ~~so~~ issued up to and including five ~~such~~ plates, and a fee of
23 ten dollars for each license plate ~~so~~ issued in excess of five.

24 (6) In lieu of registering each vehicle separately:

25 (a) A dealer in motor vehicles, trailers, and semitrailers, except
26 dealers in motorcycles OR AUTOCYCLES, shall pay to the department an
27 annual fee of thirty dollars for the first license plate issued pursuant to

1 section 42-3-116 (1), and a fee of seven dollars and fifty cents for each
2 additional license plate so issued up to and including five, and a fee of ten
3 dollars for each license plate so issued in excess of five; and

4 **SECTION 11.** In Colorado Revised Statutes, 42-3-306, **amend**
5 (2) introductory portion and (2)(a) as follows:

6 **42-3-306. Registration fees - passenger and passenger-mile**
7 **taxes - fee schedule.** (2) Fees for the annual registration of
8 passenger-carrying motor vehicles shall be ARE as follows:

9 (a) Motorcycles AND AUTOCYCLES, three dollars;

10 **SECTION 12.** In Colorado Revised Statutes, 42-3-310, **amend**
11 (4) as follows:

12 **42-3-310. Additional registration fees - apportionment of fees.**

13 (4) Two dollars and fifty cents of each annual vehicle registration fee
14 imposed by sections 42-3-304 to 42-3-306, exclusive of the annual
15 registration fees prescribed for motorcycles, AUTOCYCLES, trailer coaches,
16 special mobile machinery, and trailers having an empty weight of two
17 thousand pounds or less and exclusive of a registration fee paid for a
18 fractional part of a year, shall not be transmitted to the department but
19 shall be paid over by the authorized agent, as collected, to the county
20 treasurer, who shall credit the same to an account entitled "apportioned
21 vehicle registration fees". On the tenth day of each month, the county
22 treasurer shall apportion the balance in the account existing on the last
23 day of the immediately preceding month between the county and the cities
24 and incorporated towns located within the boundaries of the county on the
25 basis of the record of rural and urban registrations that indicates the place
26 of residence of each vehicle owner.

27 **SECTION 13.** In Colorado Revised Statutes, 42-4-205, **amend**

1 (1) and (2) as follows:

2 **42-4-205. Head lamps on motor vehicles - penalty.** (1) Every
3 motor vehicle, other than a motorcycle OR AUTOCYCLE, shall be equipped
4 with at least two head lamps, with at least one on each side of the front of
5 the motor vehicle. ~~which~~ THE head lamps shall comply with the
6 requirements and limitations set forth in sections 42-4-202 and 42-4-204
7 to 42-4-231 and part 3 of this ~~article~~ ARTICLE 4 where applicable.

8 (2) Every motorcycle OR AUTOCYCLE shall be equipped with at
9 least one and not more than two head lamps that ~~shall~~ comply with the
10 requirements and limitations of sections 42-4-202 and 42-4-204 to
11 42-4-231 and part 3 of this ~~article~~ ARTICLE 4 where applicable.

12 **SECTION 14.** In Colorado Revised Statutes, 42-4-206, **amend**
13 (5) as follows:

14 **42-4-206. Tail lamps and reflectors - penalty.** (5) Every new
15 motor vehicle sold ON AND AFTER JANUARY 1, 1958, and operated ~~on and~~
16 ~~after January 1, 1958,~~ upon a highway shall carry on the rear, whether as
17 a part of the tail lamps or separately, two red reflectors; except that every
18 motorcycle OR AUTOCYCLE shall carry at least one reflector meeting the
19 requirements of this section, and vehicles of the type mentioned in section
20 42-4-207 shall be equipped with reflectors as required in ~~those sections~~
21 ~~applicable thereto~~ THIS PART 2.

22 **SECTION 15.** In Colorado Revised Statutes, 42-4-208, **amend**
23 (2) and (3) as follows:

24 **42-4-208. Stop lamps and turn signals - penalty.** (2) ~~No~~ A
25 person shall NOT sell or offer for sale or operate on the highways any
26 motor vehicle registered in this state and manufactured or assembled after
27 January 1, 1958, unless it is equipped with at least two stop lamps

1 meeting the requirements of section 42-4-215 (1); except that a
2 motorcycle OR AUTOCYCLE manufactured or assembled after ~~said date~~
3 ~~shall~~ JANUARY 1, 1958, MUST be equipped with at least one stop lamp
4 meeting the requirements of section 42-4-215 (1).

5 (3) ~~No~~ A person shall NOT sell or offer for sale or operate on the
6 highways any motor vehicle, trailer, or semitrailer registered in this state
7 and manufactured or assembled after January 1, 1958, and ~~no~~ A person
8 shall NOT operate any motor vehicle, trailer, or semitrailer on the
9 highways when the distance from the center of the top of the steering post
10 to the left outside limit of the body, cab, or load of ~~such~~ THE motor
11 vehicle exceeds twenty-four inches, unless it is equipped with electrical
12 turn signals meeting the requirements of section 42-4-215 (2). This
13 subsection (3) ~~shall~~ DOES not apply to any motorcycle, AUTOCYCLE, or
14 low-power scooter.

15 **SECTION 16.** In Colorado Revised Statutes, 42-4-216, **amend**
16 (1) introductory portion and (2) as follows:

17 **42-4-216. Multiple-beam road lights - penalty.** (1) Except as
18 provided in this ~~article~~ ARTICLE 4, the head lamps or the auxiliary driving
19 lamp or the auxiliary passing lamp or combination ~~thereof~~ OF LAMPS on
20 motor vehicles, other than motorcycles, AUTOCYCLES, or low-power
21 scooters, shall be ~~so~~ arranged SO that the driver may select at will between
22 distributions of light projected to different elevations, and ~~such~~ THE lamps
23 may, in addition, be ~~so~~ arranged SO that ~~such~~ THE selection can be made
24 automatically, subject to the following limitations:

25 (2) A new motor vehicle, other than a motorcycle, AUTOCYCLE, or
26 low-power scooter, that has multiple-beam road-lighting equipment shall
27 be equipped with a beam indicator, which shall be lighted whenever the

1 uppermost distribution of light from the head lamps is in use and shall not
2 otherwise be lighted. ~~Said~~ THE indicator shall be ~~so~~ designed and located
3 SO that when lighted it will be readily visible without glare to the driver
4 of the vehicle so equipped.

5 **SECTION 17.** In Colorado Revised Statutes, 42-4-223, **amend**
6 (1)(a) and (1)(b) as follows:

7 **42-4-223. Brakes - penalty.** (1) Brake equipment required:

8 (a) Every motor vehicle, other than a motorcycle OR AUTOCYCLE,
9 when operated upon a highway shall be equipped with brakes adequate
10 to control the movement of and to stop and hold ~~such~~ THE vehicle,
11 including two separate means of applying the brakes, each of which
12 means shall be effective to apply the brakes to at least two wheels. If
13 these two separate means of applying the brakes are connected in any
14 way, they shall be ~~so~~ constructed SO that failure of any one part of the
15 operating mechanism ~~shall~~ DOES not leave the motor vehicle without
16 brakes on at least two wheels.

17 (b) Every motorcycle, AUTOCYCLE, and low-power scooter, when
18 operated upon a highway, shall be equipped with at least one brake,
19 which may be operated by hand or foot.

20 **SECTION 18.** In Colorado Revised Statutes, 42-4-236, **amend**
21 (1)(a.8) as follows:

22 **42-4-236. Child restraint systems required - definitions -**
23 **exemptions.** (1) As used in this section, unless the context otherwise
24 requires:

25 (a.8) "Motor vehicle" means a passenger car; a pickup truck; or a
26 van, minivan, or sport utility vehicle with a gross vehicle weight rating of
27 less than ten thousand pounds. "Motor vehicle" does not include

1 motorcycles, ~~that are not autocycles~~, low-power scooters, ~~motorscooters~~,
2 ~~motorbicycles~~, ~~motorized bicycles~~, and farm tractors and implements of
3 husbandry designed primarily or exclusively for use in agricultural
4 operations.

5 **SECTION 19.** In Colorado Revised Statutes, 42-4-237, **amend**
6 (1)(b) as follows:

7 **42-4-237. Safety belt systems - mandatory use - exemptions -**
8 **penalty - definitions.** (1) As used in this section:

9 (b) "Safety belt system" means a system utilizing a lap belt, a
10 shoulder belt, or any other belt or combination of belts installed in a
11 motor vehicle ~~or an autocycle~~ to restrain drivers and passengers, which
12 system conforms to federal motor vehicle safety standards.

13 **SECTION 20.** In Colorado Revised Statutes, **amend** 42-4-503 as
14 follows:

15 **42-4-503. Projecting loads on passenger vehicles - penalty.**
16 Except with regard to the operation of a motorcycle, AUTOCYCLE, bicycle,
17 electrical assisted bicycle, or electric scooter, a person shall not operate
18 a passenger-type vehicle on any highway with any load carried on the
19 vehicle extending beyond the line of the fenders on the left side of the
20 vehicle nor extending more than six inches beyond the line of the fenders
21 on the right side of the vehicle. A person who violates this section
22 commits a class B traffic infraction.

23 **SECTION 21.** In Colorado Revised Statutes, 42-4-612, **amend**
24 (1)(a) as follows:

25 **42-4-612. When signals are inoperative or malfunctioning -**
26 **penalty.** (1) (a) When a driver approaches an intersection and faces a
27 traffic control signal that is inoperative, that remains on steady red or

1 steady yellow during several time cycles, or that does not recognize a
2 motorcycle OR AUTOCYCLE that is operated by the driver, the provisions
3 controlling entrance to a through street or highway from a stop sign or
4 highway, as provided under section 42-4-703, apply until a police officer
5 assumes control of traffic or until the traffic control signal resumes
6 normal operation.

7 **SECTION 22.** In Colorado Revised Statutes, 42-4-1012, **amend**
8 (2) as follows:

9 **42-4-1012. High occupancy vehicle (HOV) and high occupancy**
10 **toll (HOT) lanes - penalty.** (2) A motorcycle OR AUTOCYCLE may be
11 operated upon high occupancy vehicle lanes pursuant to section 163 of
12 ~~Public Law 97-424~~ THE "HIGHWAY IMPROVEMENT ACT OF 1982", PUB.L.
13 97-424, AS AMENDED, or upon high occupancy toll lanes, unless
14 prohibited by official traffic control devices.

15 **SECTION 23.** In Colorado Revised Statutes, 42-4-1204, **amend**
16 (8) as follows:

17 **42-4-1204. Stopping, standing, or parking prohibited in**
18 **specified places - penalty.** (8) A political subdivision ~~may~~ SHALL not
19 adopt or enforce an ordinance or regulation that prohibits the parking of
20 more than one motorcycle OR AUTOCYCLE within a space served by a
21 single parking meter.

22 **SECTION 24.** In Colorado Revised Statutes, 42-4-1402.5,
23 **amend** (1)(f)(XV) and (1)(f)(XVI); and **add** (1)(f)(XVII) as follows:

24 **42-4-1402.5. Vulnerable road user - prohibition - violations**
25 **and penalties - definition.** (1) **Definition.** As used in this section, unless
26 the context otherwise requires, "vulnerable road user" means:

27 (f) A person lawfully using any of the following on a public

1 right-of-way, crosswalk, or shoulder of the roadway:

2 (XV) A baby stroller; ~~or~~

3 (XVI) A nonmotorized pull wagon; OR

4 (XVII) AN AUTOCYCLE.

5 **SECTION 25.** In Colorado Revised Statutes, **amend** 42-4-1501
6 as follows:

7 **42-4-1501. Traffic laws apply to persons operating**
8 **motorcycles and autocycles - special permits.** (1) Every person
9 operating a motorcycle OR AUTOCYCLE shall be granted all of the rights
10 and ~~shall be~~ IS subject to all of the duties applicable to the driver of any
11 other vehicle under this ~~article~~ ARTICLE 4, except as to special regulations
12 in this ~~article~~ ARTICLE 4 and except as to those provisions of this ~~article~~
13 ~~which~~ ARTICLE 4 THAT by their nature ~~can have no application~~ ARE NOT
14 APPLICABLE.

15 (2) For the purposes of a prearranged, organized special event and
16 upon a showing that safety will be reasonably maintained, the department
17 of transportation may grant a special permit exempting the operation of
18 a motorcycle OR AUTOCYCLE from any requirement of this part 15.

19 **SECTION 26.** In Colorado Revised Statutes, **amend** 42-4-1504
20 as follows:

21 **42-4-1504. Clinging to other vehicles - penalty.** ~~No~~ A person
22 riding upon a motorcycle OR AUTOCYCLE shall NOT attach himself,
23 herself, or the motorcycle OR AUTOCYCLE to any other vehicle on a
24 roadway. Any person who violates ~~any provision of~~ this section commits
25 a class A traffic infraction.

26 **SECTION 27.** In Colorado Revised Statutes, 42-4-1701, **amend**
27 (4)(e)(III) as follows:

1 **42-4-1701. Traffic offenses and infractions classified -**
2 **penalties - penalty and surcharge schedule - repeal.** (4) (e) (III) An
3 additional twenty dollars is assessed for a violation of a traffic regulation
4 pursuant to subsection (4)(a)(I)(C) of this section for a violation of
5 section 42-4-109 (13)(b), in addition to the penalties stated in subsection
6 (4)(a)(I)(C) of this section. An additional twenty dollars must be assessed
7 for a motorcycle OR AUTOCYCLE violation pursuant to subsection
8 (4)(a)(I)(O) of this section for a violation of section 42-4-1502 (4.5), in
9 addition to the penalties stated in subsection (4)(a)(I)(O) of this section.
10 Money collected pursuant to this subsection (4)(e)(III) must be
11 transmitted to the state treasurer, who shall deposit the money in the
12 Colorado brain injury trust fund created pursuant to section 26-1-309, to
13 be used for the purposes set forth in part 3 of article 1 of title 26.

14 **SECTION 28.** In Colorado Revised Statutes, 42-9-102, **amend**
15 the introductory portion and (2) as follows:

16 **42-9-102. Definitions.** As used in this ~~article~~ ARTICLE 9, unless
17 the context otherwise requires:

18 (2) (a) "Motor vehicle" means every self-propelled vehicle
19 intended primarily for use and operation on the public highways.

20 (b) The term does not include:

21 (I) Trucks and truck tractors having a gross vehicle weight of
22 more than eight thousand five hundred pounds; ~~nor does it include~~

23 (II) Farm tractors and other machines and tools used in the
24 production, harvesting, and care of farm products; ~~nor does it include~~ OR

25 (III) Motorcycles OR AUTOCYCLES.

26 **SECTION 29.** In Colorado Revised Statutes, 43-4-804, **amend**
27 (1)(a)(I)(A) as follows:

1 **43-4-804. Highway safety projects - surcharges and fees -**
2 **crediting of money to highway users tax fund - definition.** (1) On and
3 after July 1, 2009, the following surcharges, fees, and fines shall be
4 collected and credited to the highway users tax fund created in section
5 43-4-201 (1)(a) and allocated to the state highway fund, counties, and
6 municipalities as specified in section 43-4-205 (6.3):

7 (a) (I) A road safety surcharge, which, except as otherwise
8 provided in subsections (1)(a)(III) and (1)(a)(VI) of this section, is
9 imposed for any registration period that commences on or after July 1,
10 2009, upon the registration of any vehicle for which a registration fee
11 must be paid pursuant to part 3 of article 3 of title 42 and is also imposed
12 upon any item of special mobile machinery that is covered by a
13 registration exempt certificate issued by the department of revenue in
14 accordance with section 42-3-107 (16)(g). Except as otherwise provided
15 in subsections (1)(a)(IV), (1)(a)(V), and (1)(a)(VIII) of this section, the
16 amount of the surcharge is:

17 (A) Sixteen dollars for a motorcycle, as defined in section
18 42-1-102 (55); AN AUTOCYCLE, AS DEFINED IN SECTION 42-1-102 (7.5); or
19 any vehicle that weighs two thousand pounds or less;

20 **SECTION 30.** In Colorado Revised Statutes, 44-20-108, **amend**
21 (1)(b) as follows:

22 **44-20-108. Classes of licenses.** (1) The following classes of
23 licenses are issued under this part 1:

24 (b) Used motor vehicle dealer's license, ~~shall permit~~ WHICH
25 PERMITS the licensee to engage in the business of selling, exchanging,
26 leasing, or offering used motor vehicles only. The license ~~shall~~ also
27 ~~permit~~ PERMITS a licensee to negotiate for a consumer the sale, exchange,

1 or lease of used and new motor vehicles not owned by the licensee,
2 except those vehicles defined in section 42-1-102 ~~(55)~~ (7.5) AND (55) as
3 AUTOCYCLES OR motorcycles and section 33-14.5-101 (3) as off-highway
4 vehicles; however, prior to completion of the sale, exchange, or lease of
5 a motor vehicle not owned by the licensee, the licensee shall disclose in
6 writing to the consumer whether the licensee will receive any
7 compensation from the consumer and whether the licensee will receive
8 any compensation from the owner of the motor vehicle as a result of the
9 transaction. If the licensee receives compensation from the owner of the
10 motor vehicle as a result of the transaction, the licensee shall include in
11 the written disclosure the name of the owner from whom the licensee will
12 receive compensation. This form of license ~~shall permit~~ PERMITS not more
13 than two persons named ~~therein~~ IN THE LICENSE, who shall be owners or
14 part owners of the business of the licensee, to act as motor vehicle
15 salespersons.

16 **SECTION 31.** In Colorado Revised Statutes, 44-20-124, **amend**
17 (1)(x)(II) as follows:

18 **44-20-124. Unlawful acts.** (1) It is unlawful and a violation of
19 this part 1 for any manufacturer, distributor, or manufacturer
20 representative:

21 (x) To require, coerce, or attempt to coerce a motor vehicle dealer
22 to substantially alter a facility or premises if:

23 (II) (A) EXCEPT AS PROVIDED IN SUBSECTION (1)(x)(II)(B) OF THIS
24 SECTION, the motor vehicle dealer: Sells only motorcycles, AUTOCYCLES,
25 MOTORCYCLES AND AUTOCYCLES, or motorcycles, AUTOCYCLES, and
26 powersports vehicles; the facility or premises has been altered within the
27 last ten years at a cost of more than twenty-five thousand dollars; and the

1 alteration was required and approved by the manufacturer, distributor, or
2 manufacturer representative. ~~except that~~

3 (B) This ~~subsection (1)(x)~~ SUBSECTION (1)(x)(II) does not apply
4 to improvements made to comply with health or safety laws; to
5 improvements made to accommodate the technology requirements
6 necessary to sell or service a line-make; to technological improvements
7 related to electric, automated, compressed natural gas, and fuel-cell
8 motorcycles and powersports vehicles; or to improvements made to install
9 or upgrade electric vehicle charging equipment.

10 **SECTION 32. Appropriation.** For the 2022-23 state fiscal year,
11 \$15,976 is appropriated to the department of revenue for use by the
12 division of motor vehicles. This appropriation is from the general fund.
13 To implement this act, the department may use this appropriation for
14 DRIVES maintenance and support.

15 **SECTION 33. Act subject to petition - effective date -**
16 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following
17 the expiration of the ninety-day period after final adjournment of the
18 general assembly; except that, if a referendum petition is filed pursuant
19 to section 1 (3) of article V of the state constitution against this act or an
20 item, section, or part of this act within such period, then the act, item,
21 section, or part will not take effect unless approved by the people at the
22 general election to be held in November 2022 and, in such case, will take
23 effect on the date of the official declaration of the vote thereon by the
24 governor.

25 (2) This act applies to offenses committed on or after the
26 applicable effective date of this act.