

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 16-1166.01 Jery Payne x2157

SENATE BILL 16-173

SENATE SPONSORSHIP

Heath,

HOUSE SPONSORSHIP

Becker K.,

Senate Committees
Transportation

House Committees

A BILL FOR AN ACT

101 CONCERNING AUTHORIZATION FOR GOLF CARS TO CROSS STATE
102 HIGHWAYS IN ORDER TO USE A LOCAL ROAD AS AUTHORIZED BY
103 A LOCAL 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://www.leg.state.co.us/billsummaries>.)

Currently, a local authority may authorize the use of golf cars on local roads but not on state highways. The bill allows a local authority to authorize the use of a golf car to cross a state highway at an at-grade crossing to continue to use the local road.

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

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

2 **SECTION 1.** In Colorado Revised Statutes, 42-4-111, **amend** (1)
3 introductory portion, (1) (bb) (III), and (2) as follows:

4 **42-4-111. Powers of local authorities.** (1) EXCEPT AS
5 OTHERWISE PROVIDED IN SUBSECTION (2) OF THIS SECTION, this article
6 ~~shall not be deemed to~~ DOES NOT prevent local authorities, with respect
7 to streets and highways under their jurisdiction and within the reasonable
8 exercise of the police power, ~~except those streets and highways that are~~
9 ~~parts of the state highway system that are subject to section 43-2-135,~~
10 ~~C.R.S.,~~ from:

11 (bb) Authorizing and regulating the operation of golf cars on
12 roadways by resolution or ordinance of the governing body, if the
13 authorization or regulation is consistent with this title and does not
14 authorize:

15 (III) Operation of a golf car on a state highway; EXCEPT THAT THE
16 ORDINANCE OR RESOLUTION MAY AUTHORIZE A PERSON TO DRIVE A GOLF
17 CAR DIRECTLY ACROSS A STATE HIGHWAY AT AN AT-GRADE CROSSING TO
18 CONTINUE TRAVELING ALONG A ROADWAY THAT IS NOT A STATE
19 HIGHWAY;

20 (2) (a) ~~No~~ An ordinance or regulation enacted under paragraph
21 (a), (b), (e), (f), (g), (i), (j), (k), (l), (m), (n), (o), (p), (q), (r), (v), (x), (y),
22 (aa), or (cc) of subsection (1) of this section ~~shall be effective~~ MAY NOT
23 TAKE EFFECT until official signs or other traffic control devices
24 conforming to standards as required by section 42-4-602 and giving
25 notice of ~~such~~ THE local traffic regulations are placed upon or at the
26 entrances to the highway or part thereof affected as may be most

1 appropriate.

2 (b) SUBSECTION (1) OF THIS SECTION DOES NOT AUTHORIZE A
3 LOCAL AUTHORITY TO REGULATE OR AUTHORIZE THE USE OF VEHICLES
4 AND MOTOR VEHICLES ON THE STATE HIGHWAY SYSTEM THAT IS SUBJECT
5 TO SECTION 43-2-135, C.R.S., EXCEPT IN AT-GRADE CROSSINGS WHERE
6 THE ROADWAY SUBJECT TO THE LOCAL AUTHORITY'S JURISDICTION
7 CROSSES THE STATE HIGHWAY. THE LOCAL AUTHORITY MAY REGULATE
8 VEHICLES WITHIN SUCH CROSSINGS ONLY TO THE EXTENT NECESSARY TO
9 EFFECT THE LOCAL AUTHORITY'S POWER TO REGULATE THE ROADWAY
10 UNDER THE LOCAL AUTHORITY'S JURISDICTION AND ONLY IF THE
11 REGULATION OR AUTHORIZATION DOES NOT INTERFERE WITH THE NORMAL
12 OPERATION OF THE STATE HIGHWAY.

13 **SECTION 2. Act subject to petition - effective date.** This act
14 takes effect at 12:01 a.m. on the day following the expiration of the
15 ninety-day period after final adjournment of the general assembly (August
16 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a
17 referendum petition is filed pursuant to section 1 (3) of article V of the
18 state constitution against this act or an item, section, or part of this act
19 within such period, then the act, item, section, or part will not take effect
20 unless approved by the people at the general election to be held in
21 November 2016 and, in such case, will take effect on the date of the
22 official declaration of the vote thereon by the governor.