

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

PREAMENDED

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

LLS NO. 19-0712.02 Jery Payne x2157

SENATE BILL 19-054

SENATE SPONSORSHIP

Crowder,

HOUSE SPONSORSHIP

Valdez D.,

Senate Committees

State, Veterans, & Military Affairs
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE REGULATION OF SURPLUS MILITARY VEHICLES FOR**
102 **THE PURPOSES OF OPERATION ON THE HIGHWAY.**

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 includes in the definition of "motor vehicle" vehicles built for the military and commonly used by the United States armed forces to transport persons or property over the highway. These vehicles are defined as "demilitarized motor vehicles" and are exempted from the emissions standards and the requirement to have a physical inspection for roadworthiness.

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.

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 **(58); 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 **(58) (a) "Motor vehicle" means:**

7 **(I) Any self-propelled vehicle that is designed primarily for travel**
8 **on the public highways and that is generally and commonly used to**
9 **transport persons and property over the public highways; or HIGHWAYS;**

10 **(II) A low-speed electric vehicle; OR**

11 **(III) A SURPLUS MILITARY VEHICLE.**

12 **(b) except that the term "MOTOR VEHICLE" does not include**
13 **electrical assisted bicycles, low-power scooters, wheelchairs, or vehicles**
14 **moved solely by human power.**

15 **(c) (I) For the purposes of the offenses described in sections**
16 **42-2-128, 42-4-1301, 42-4-1301.1, and 42-4-1401 for farm tractors and**
17 **off-highway vehicles, as defined in section 33-14.5-101 (3), operated on**
18 **streets and highways, "motor vehicle" includes a farm tractor or an**
19 **off-highway vehicle that is not otherwise classified as a motor vehicle.**

20 **(II) For the purposes of sections 42-2-127, 42-2-127.7, 42-2-128,**
21 **42-2-138, 42-2-206, 42-4-1301, and 42-4-1301.1, "motor vehicle"**
22 **includes a low-power scooter.**

23 **(102.6) "SURPLUS MILITARY VEHICLE":**

24 **(a) MEANS A SELF-PROPELLED VEHICLE THAT:**

25 **(I) HAS BEEN PURCHASED FOR NONMILITARY USE;**

26 **(II) WAS COMMONLY USED BY THE UNITED STATES ARMED FORCES**

1 TO TRANSPORT PERSONS OR PROPERTY OVER THE HIGHWAY; AND
2 (III) WAS BUILT FOR THE UNITED STATES ARMED FORCES.
3 (b) DOES NOT INCLUDE HIGH MOBILITY MULTIPURPOSE WHEELED
4 VEHICLES, ALSO KNOWN AS HMMWVS OR HUMVEES.
5 SECTION 2. In Colorado Revised Statutes, 42-5-201, add (11.5)
6 as follows:
7 42-5-201. Definitions. As used in this part 2, unless the context
8 otherwise requires:
9 (11.5) "SURPLUS MILITARY VEHICLE" HAS THE SAME MEANING SET
10 FORTH IN SECTION 42-1-102.
11 SECTION 3. In Colorado Revised Statutes, 42-5-202, add (5) as
12 follows:
13 42-5-202. Vehicle identification number inspection. (5) A
14 SURPLUS MILITARY VEHICLE NEED NOT HAVE A PHYSICAL INSPECTION TO
15 DETERMINE WHETHER THE VEHICLE IS ROADWORTHY AS PART OF A
16 VEHICLE IDENTIFICATION NUMBER INSPECTION PERFORMED IN
17 ACCORDANCE WITH THIS PART 2.
18 SECTION 4. In Colorado Revised Statutes, 42-6-102, amend
19 (11.5)(a); repeal (11.5)(b)(III); and add (20.5) as follows:
20 42-6-102. Definitions. As used in this part 1, unless the context
21 otherwise requires:
22 (11.5) (a) "Off-highway vehicle" means a self-propelled vehicle
23 that is:
24 (I) Designed to travel on wheels or tracks in contact with the
25 ground; AND
26 (II) Designed primarily for use off of the public highways. and
27 (III) Generally and commonly used to transport persons for

1 recreational purposes.

2 (b) "Off-highway vehicle" includes vehicles commonly known as
3 all-terrain vehicles and snowmobiles but does not include:

4 (III) Military vehicles;

5 (20.5) "SURPLUS MILITARY VEHICLE" HAS THE SAME MEANING SET
6 FORTH IN SECTION 42-1-102.

7 **SECTION 5.** In Colorado Revised Statutes, 42-6-107, **amend**
8 (1)(a)(II) as follows:

9 **42-6-107. Certificates of title - contents - rules.** (1) (a) (II) In
10 addition to other information that the director may by rule require, the
11 certificates of title must contain the make and model of the motor or
12 off-highway vehicle described in the record, if the information is
13 available, together with the motor and any other serial number of the
14 vehicle; and a description of any other marks or symbols placed upon the
15 vehicle by the vehicle manufacturer for identification purposes; AND, IF
16 THE VEHICLE IS A SURPLUS MILITARY VEHICLE, A NOTATION TO THAT
17 EFFECT.

18 **SECTION 6. Safety clause.** The general assembly hereby finds,
19 determines, and declares that this act is necessary for the immediate
20 preservation of the public peace, health, and safety.