

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

April 16, 2024
Date

Committee on Local Government & Housing.

After consideration on the merits, the Committee recommends the following:

HB24-1266 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar:

1 Amend reengrossed bill, page 2, after line 3 insert:

2 "(a) Colorado statutes outline the use of public highways for the
3 operation and maintenance of the transportation system, and utilities must
4 be constructed so as not to obstruct or hinder the usual travel on such
5 highways, as described in section 38-5-101, Colorado Revised Statutes;"

6 Renumber succeeding paragraphs accordingly.

7 Page 6, line 11, strike "WILL" and substitute "MAY".

8 Page 7, strike lines 14 through 21 and substitute "EARLY AS PRACTICABLE
9 AND:

10 (I) WITHIN FIFTEEN CALENDAR DAYS OF THE APPROVAL OF THE
11 PRELIMINARY DESIGN OF THE ROAD IMPROVEMENT PROJECT; AND

12 (II) AT LEAST FORTY-FIVE CALENDAR DAYS BEFORE THE
13 INVITATION TO BID FOR CONSTRUCTION OF THE ROAD IMPROVEMENT
14 PROJECT."

15 Page 8, strike lines 13 and 14 and substitute "(f) (I) IF UTILITY FACILITIES
16 WERE NOT PREVIOUSLY IDENTIFIED AND RESULT IN A NEWLY DISCOVERED
17 UTILITY CONFLICT, THE".

18 Page 8, line 20, strike "FACILITIES," and substitute "CONFLICT,".

19 Page 11, lines 23 and 24, strike "FROM THE UTILITY COMPANY
20 INDICATING, AT A MINIMUM," and substitute "OF".

1 Page 11, line 25, strike "FACILITIES," and substitute "FACILITIES AND A
2 STATEMENT BY THE UTILITY COMPANY OR ITS CONTRACTOR THAT THE
3 UTILITY FACILITIES ARE RELOCATED IN ACCORDANCE WITH THE APPROVED
4 UTILITY RELOCATION PLANS,".

5 Page 11, line 26, after "THE" insert "COMPLETED".

6 Page 13, line 6, strike "UTILITY COMPANY PAYS" and substitute "DISPUTE
7 IS RESOLVED, WHICH MAY INCLUDE PAYMENT TO".

8 Page 14, line 20, strike the third "OR".

9 Page 14, line 22, strike "RIGHT-OF-WAY." and substitute "RIGHT-OF-WAY;
10 OR".

11 Page 14, after line 22 insert:

12 "(g) PREVENTS A LOCAL GOVERNMENT FROM PURSUING
13 ALTERNATIVE ARRANGEMENTS WITH A UTILITY COMPANY, IN WHICH CASE
14 SUBSECTIONS (2) THROUGH (8) OF THIS SECTION DO NOT APPLY.".

** ** ** ** **