

**Second Regular Session  
Seventieth General Assembly  
STATE OF COLORADO**

**PREAMENDED**

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

LLS NO. 16-0361.01 Jery Payne x2157

**SENATE BILL 16-008**

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**SENATE SPONSORSHIP**

**Crowder,**

**HOUSE SPONSORSHIP**

**(None),**

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**Senate Committees**  
Local Government

**House Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING THE USE OF AN OFF-HIGHWAY VEHICLE TO CROSS STATE**  
102     **HIGHWAYS WITHIN THE JURISDICTION OF A MUNICIPALITY.**

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**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 person may cross a state highway with an off-highway vehicle except within the jurisdiction of a municipality. The bill grants municipalities the authority to allow off-highway vehicles to cross a state highway.

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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, 33-14.5-108.5,  
3 **amend** (1) as follows:

4 **33-14.5-108.5. Crossing roads, highways, and railroad tracks.**  
5 (1) The driver of an off-highway vehicle may directly cross a roadway,  
6 including a state highway, at an at-grade crossing to continue using the  
7 off-highway vehicle on the other side. except that a person shall not cross  
8 a state highway within the jurisdiction of a municipality.

9 **SECTION 2.** In Colorado Revised Statutes, 33-14.5-110, **add** (3)  
10 as follows:

11 **33-14.5-110. Regulation by political subdivisions. (3) FOR A**  
12 CITY OR TOWN TO REGULATE THE CROSSING OF A STATE HIGHWAY UNDER  
13 THE JURISDICTION OF THE COLORADO DEPARTMENT OF TRANSPORTATION,  
14 THE CITY OR TOWN MUST REQUEST IN WRITING THAT THE REGIONAL OFFICE  
15 OF THE DEPARTMENT APPROVE THE REGULATION. THE REGIONAL OFFICE  
16 SHALL NOT UNREASONABLY WITHHOLD APPROVAL. IF THE REGIONAL  
17 OFFICE DOES NOT APPROVE OR DENY THE REQUEST WITHIN SIXTY DAYS  
18 AFTER RECEIVED, THE REQUEST IS DEEMED APPROVED.

19 **SECTION 3. Safety clause.** The general assembly hereby finds,  
20 determines, and declares that this act is necessary for the immediate  
21 preservation of the public peace, health, and safety.