

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

ENGROSSED

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

LLS NO. 16-1215.01 Jery Payne x2157

HOUSE BILL 16-1437

HOUSE SPONSORSHIP

Mitsch Bush and Wilson,

SENATE SPONSORSHIP

(None),

House Committees
Transportation & Energy

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE ASSESSMENT OF PENALTIES FOR SCHOOL BUS STOP**
102 **ARM VIOLATIONS.**

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>.)

The bill provides a mechanism for law enforcement agencies to issue penalty assessment notices to vehicle owners for school bus stop arm violations.

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

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.

HOUSE
Amended 2nd Reading
April 27, 2016

1 **SECTION 1.** In Colorado Revised Statutes, 42-4-1903, **amend**
2 (1) (b) (II); and **add (6) (c)** as follows:

3 **42-4-1903. School buses - stops - signs - passing.** (1) (b) (II) A
4 law enforcement agency may:

5 (A) Issue a citation on the basis of the information supplied to it
6 pursuant to subparagraph (I) of this paragraph (b) to the driver of the
7 vehicle involved in the violation; OR

8 (B) **ISSUE A PENALTY ASSESSMENT NOTICE TO THE DRIVER OR**
9 **REGISTERED OWNER OF THE VEHICLE INVOLVED IN THE VIOLATION ON THE**
10 **BASIS OF INFORMATION THAT IS OBTAINED FROM ANY PERSON AND**
11 **VERIFIED BY LAW ENFORCEMENT. THE INFORMATION MUST INCLUDE: THE**
12 **COLOR, BASIC DESCRIPTION, AND LICENSE PLATE NUMBER OF THE MOTOR**
13 **VEHICLE INVOLVED IN THE VIOLATION; INFORMATION PERTAINING TO THE**
14 **CIRCUMSTANCES OF THE ALLEGED VIOLATION AND THE IDENTITY OF THE**
15 **ALLEGED VIOLATOR; AND THE TIME AND APPROXIMATE LOCATION THE**
16 **VIOLATION OCCURRED.**

17 **(6) (c) NOTWITHSTANDING PARAGRAPHS (a) AND (b) OF THIS**
18 **SUBSECTION (6), FOR ANY CITATION ISSUED ON THE BASIS OF INFORMATION**
19 **SUPPLIED TO LAW ENFORCEMENT OTHER THAN THAT SUPPLIED UNDER**
20 **SUBPARAGRAPH (I) OF PARAGRAPH (b) OF SUBSECTION (1) OF THIS**
21 **SECTION, THE DEPARTMENT HAS NO AUTHORITY TO ASSESS ANY POINTS**
22 **AGAINST A DRIVER'S LICENSE UNDER SECTION 42-2-127.**

23 **SECTION 2. Act subject to petition - effective date.** This act
24 takes effect at 12:01 a.m. on the day following the expiration of the
25 ninety-day period after final adjournment of the general assembly (August
26 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a
27 referendum petition is filed pursuant to section 1 (3) of article V of the

1 state constitution against this act or an item, section, or part of this act
2 within such period, then the act, item, section, or part will not take effect
3 unless approved by the people at the general election to be held in
4 November 2016 and, in such case, will take effect on the date of the
5 official declaration of the vote thereon by the governor.