

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

REVISED

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

LLS NO. 19-0859.01 Richard Sweetman x4333

SENATE BILL 19-144

SENATE SPONSORSHIP

Zenzinger, Bridges, Cooke, Crowder, Gardner, Hill, Hisey, Holbert, Lundeen, Marble, Rankin, Scott, Smallwood, Sonnenberg, Tate, Todd, Woodward

HOUSE SPONSORSHIP

Roberts,

Senate Committees

Transportation & Energy

House Committees

Transportation & Local Government

A BILL FOR AN ACT

101 **CONCERNING ALLOWING A DRIVER OF A MOTORCYCLE TO PROCEED**
102 **PAST A MALFUNCTIONING TRAFFIC CONTROL SIGNAL.**

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 allows a driver of a motorcycle to proceed past a traffic control signal that is inoperative, that remains on steady red or steady yellow for 2 minutes or more, or that fails to recognize the motorcycle for 2 minutes or more.

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.

HOUSE
2nd Reading Unamended
April 8, 2019

SENATE
3rd Reading Unamended
March 25, 2019

SENATE
Amended 2nd Reading
March 22, 2019

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

2 **SECTION 1.** In Colorado Revised Statutes, 42-4-612, **amend** (1)
3 as follows:

4 **42-4-612. When signals are inoperative or malfunctioning.**

5 (1) (a) ~~Whenever~~ EXCEPT AS DESCRIBED IN SUBSECTION (1)(c) OF THIS
6 SECTION, WHEN a driver approaches an intersection and faces a traffic
7 control signal which THAT is inoperative, or which THAT remains on
8 steady red or steady yellow during several time cycles, OR THAT DOES NOT
9 RECOGNIZE A MOTORCYCLE THAT IS OPERATED BY THE DRIVER, the rules
10 PROVISIONS controlling entrance to a through street or highway from a
11 stop ~~street~~ SIGN or highway, as provided under section 42-4-703, shall
12 apply until a police officer assumes control of traffic or until THE TRAFFIC
13 CONTROL SIGNAL RESUMES normal operation. ~~is resumed.~~

14 (b) ~~In the event that any~~ EXCEPT AS DESCRIBED IN SUBSECTION
15 (1)(c) OF THIS SECTION, IF A traffic control signal at a place other than an
16 intersection ~~should cease~~ CEASES to operate or ~~should malfunction as set~~
17 ~~forth in this section~~ MALFUNCTIONS AS SPECIFIED IN SUBSECTION (1)(a) OF
18 THIS SECTION, drivers may proceed ~~through~~ PAST the ~~inoperative or~~
19 ~~malfunctioning~~ signal only with caution, as if the signal were ~~one of~~
20 flashing yellow.

21 == ==

22 **SECTION 2. Act subject to petition - effective date.** This act
23 takes effect at 12:01 a.m. on the day following the expiration of the
24 ninety-day period after final adjournment of the general assembly (August
25 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
26 referendum petition is filed pursuant to section 1 (3) of article V of the
27 state constitution against this act or an item, section, or part of this act

1 within such period, then the act, item, section, or part will not take effect
2 unless approved by the people at the general election to be held in
3 November 2020 and, in such case, will take effect on the date of the
4 official declaration of the vote thereon by the governor.