

## CHAPTER 203

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**MOTOR VEHICLES AND TRAFFIC REGULATION**


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## HOUSE BILL 19-1265

BY REPRESENTATIVE(S) Esgar and Soper, Benavidez, Cutter, Duran, Gray, Hansen, Hooton, Kipp, McCluskie, McKean, McLachlan, Michaelson Jenet, Snyder, Titone, Valdez A., Valdez D., Becker;  
also SENATOR(S) Rankin and Winter, Crowder, Donovan, Gardner, Hisey, Moreno, Scott, Smallwood, Tate, Todd.

## AN ACT

**CONCERNING THE PENALTY FOR A PERSON WHO PASSES A SNOWPLOW THAT IS PERFORMING ITS SERVICE FUNCTION IN ECHELON FORMATION WITH AT LEAST ONE OTHER SNOWPLOW, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

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

**SECTION 1.** In Colorado Revised Statutes, 42-4-214, **amend** (1) and (6) as follows:

**42-4-214. Visual signals on service vehicles - definition.** (1) Except as otherwise provided in this section, ~~on or after January 1, 1978;~~ every authorized service vehicle ~~shall~~ **shall** ~~MUST~~, in addition to any other equipment required by this ~~article~~ **ARTICLE 4**, be equipped with one or more warning lamps mounted as high as practicable, which ~~shall~~ **shall** ~~MUST~~ be capable of displaying in all directions one or more flashing, oscillating, or rotating yellow lights. Only yellow and no other color or combination of colors ~~shall~~ **shall** ~~MAY~~ be used as a warning lamp on an authorized service vehicle; except that an authorized service vehicle snowplow operated by a ~~general purpose~~ **general purpose** STATE, COUNTY, OR LOCAL government may also be equipped with and use no more than two flashing, oscillating, or rotating blue lights as warning lamps. Lighted directional signs used by police and highway departments to direct traffic need not be visible except to the front and rear. Such lights ~~shall~~ **shall** ~~MUST~~ have sufficient intensity to be visible at five hundred feet in normal sunlight.

(6) (a) Any person who violates any provision of this section commits a class B traffic infraction; ~~EXCEPT THAT A PERSON COMMITS A CLASS A TRAFFIC INFRACTION IF THE PERSON PASSES AN AUTHORIZED SERVICE VEHICLE SNOWPLOW THAT IS OPERATED BY A STATE, COUNTY, OR LOCAL GOVERNMENT, DISPLAYING LIGHTS AS AUTHORIZED IN SUBSECTION (1) OF THIS SECTION, AND PERFORMING ITS SERVICE~~

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*Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.*

FUNCTION IN ECHELON FORMATION WITH ONE OR MORE OTHER SUCH SNOWPLOWS.

(b) AS USED IN THIS SUBSECTION (6), UNLESS THE CONTEXT OTHERWISE REQUIRES, "ECHELON FORMATION" MEANS A FORMATION IN WHICH SNOWPLOWS ARE ARRANGED DIAGONALLY, WITH EACH UNIT STATIONED BEHIND AND TO THE RIGHT, OR BEHIND AND TO THE LEFT, OF THE UNIT AHEAD.

**SECTION 2.** In Colorado Revised Statutes, 42-4-224, **amend** (6) as follows:

**42-4-224. Horns or warning devices - definition.** (6) (a) Any person who violates any provision of this section commits a class B traffic infraction; EXCEPT THAT A PERSON COMMITS A CLASS A TRAFFIC INFRACTION IF THE PERSON PASSES AN AUTHORIZED SERVICE VEHICLE SNOWPLOW THAT IS OPERATED BY A STATE, COUNTY, OR LOCAL GOVERNMENT, DISPLAYING LIGHTS AS AUTHORIZED IN SECTION 42-4-214, AND PERFORMING ITS SERVICE FUNCTION IN ECHELON FORMATION WITH ONE OR MORE OTHER SUCH SNOWPLOWS.

(b) AS USED IN THIS SUBSECTION (6), UNLESS THE CONTEXT OTHERWISE REQUIRES, "ECHELON FORMATION" MEANS A FORMATION IN WHICH SNOWPLOWS ARE ARRANGED DIAGONALLY, WITH EACH UNIT STATIONED BEHIND AND TO THE RIGHT, OR BEHIND AND TO THE LEFT, OF THE UNIT AHEAD.

**SECTION 3. Appropriation.** For the 2019-20 state fiscal year, \$3,375 is appropriated to the department of revenue for use by the division of motor vehicles. This appropriation is from the licensing services cash fund created in section 42-2-114.5 (1), C.R.S. To implement this act, the department may use this appropriation for DRIVES maintenance and support.

**SECTION 4. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: May 17, 2019