

**Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**PREAMENDED**

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

LLS NO. 24-0154.03 Jessica Herrera x4218

**SENATE BILL 24-100**

---

**SENATE SPONSORSHIP**

**Roberts and Will, Rich**

**HOUSE SPONSORSHIP**

**Velasco and Taggart, Lukens, McCluskie, McLachlan, Soper, Story, Titone**

---

**Senate Committees**

Transportation & Energy  
Appropriations

**House Committees**

---

**A BILL FOR AN ACT**

101    **CONCERNING COMMERCIAL VEHICLE SAFETY MEASURES ON**  
102            **COLORADO HIGHWAYS, AND, IN CONNECTION THEREWITH,**  
103            **MAKING AN APPROPRIATION.**

---

**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>.)*

Current law allows the department of transportation (department) to issue closures or require certain equipment on interstate 70 (I-70) from September 1 through May 31 each year between milepost 133 in Dotsero and milepost 259 in Morrison.

**Section 1** of the bill changes the geographic location where the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing law.*  
*Dashes through the words or numbers indicate deletions from existing law.*

department has authority to require certain equipment to interstate 25 (I-25) and any interstate, U.S. highway, and state highway west of I-25.

**Section 2** allows the department to establish heightened speed limit enforcement zones (zone) within public highways in Glenwood Canyon on I-70 eastbound from milepost 116.0 to milepost 131.0 and westbound from milepost 118.5 to milepost 131.0 where there are safety concerns related to commercial motor vehicle drivers exceeding the posted speed limits. If the department establishes a zone, the department must erect signs identifying the zone and notifying commercial motor vehicle drivers that increased fines are assessed for speeding in the zone.

**Section 3** makes it a traffic offense for any commercial vehicle to be driving in the farthest left lane on I-70 between milepost 116 in Glenwood Springs and milepost 259 in Morrison during all conditions on that highway except to safely pass a vehicle driving under the posted speed limit.

**Section 4** subjects a commercial motor vehicle driver who commits a speeding violation in a zone to double fines and surcharges.

**Section 5** ensures that a port of entry officer has all the powers of a peace officer when enforcing highway closures and the state's winter traction device law.

**Section 6** requires the freight mobility and safety branch of the department to study the feasibility of funding additional locations of chain-up stations utilizing the money from the increased penalties in zones within public highways in Glenwood Canyon.

**Section 7** allows the study on feasibility of new chain-up stations to also be funded by the fuels impact reduction grant program.

---

1 *Be it enacted by the General Assembly of the State of Colorado:*  
2           **SECTION 1.** In Colorado Revised Statutes, 42-4-106, **amend**  
3 (5)(a)(I)(C); and add (5)(a)(I)(C.5) and (5)(a)(I)(G) as follows:  
4           **42-4-106. Who may restrict right to use highways - definitions**  
5 **- rules.** (5) (a) (I) (C) A closure or restriction under this subsection (5)  
6 is effective when signs, including temporary or electronic signs, that  
7 notify the public of the closure or restriction are erected upon the  
8 highway, and the restriction in subsection (5)(a)(I)(B) of this section is  
9 effective on ANY PORTION OF interstate 70 between milepost 133  
10 (Dotsero) and WEST OF milepost 259 (Morrison) AND ANY U.S. HIGHWAY

1 WEST OF MILEPOST 259 (MORRISON) from September 1 through May 31  
2 of each year DURING ANY CONDITIONS THAT EXIST ON THE HIGHWAY FOR  
3 ANY COMMERCIAL VEHICLE WITH A DECLARED GROSS VEHICLE WEIGHT  
4 RATING OF SIXTEEN THOUSAND ONE POUNDS OR MORE. It is unlawful to  
5 proceed when a state highway is closed or to proceed when a restriction  
6 is in effect without the equipment required by this subsection (5).

7 (C.5) A CLOSURE OR RESTRICTION UNDER THIS SUBSECTION (5) IS  
8 EFFECTIVE ON ANY MOTOR VEHICLE WHEN SIGNS, INCLUDING TEMPORARY  
9 OR ELECTRONIC SIGNS, THAT NOTIFY THE PUBLIC OF THE CLOSURE OR  
10 RESTRICTION ARE ERECTED UPON THE HIGHWAY, AND THE RESTRICTION IN  
11 SUBSECTION (5)(a)(I)(B) OF THIS SECTION IS EFFECTIVE ON INTERSTATE 70  
12 BETWEEN MILEPOST 133 (DOTSERO) AND MILEPOST 259 (MORRISON) FROM  
13 SEPTEMBER 1 THROUGH MAY 31 OF EACH YEAR. IT IS UNLAWFUL TO  
14 PROCEED WHEN A STATE HIGHWAY IS CLOSED OR TO PROCEED WHEN A  
15 RESTRICTION IS IN EFFECT WITHOUT THE EQUIPMENT REQUIRED BY THIS  
16 SUBSECTION (5).

17 (G) ON THE EFFECTIVE DATE OF THIS SUBSECTION, THE FREIGHT  
18 MOBILITY AND SAFETY BRANCH CREATED IN SECTION 43-1-117 (4) SHALL  
19 LAUNCH AN AWARENESS CAMPAIGN ON ANY LAWS ENACTED THAT MODIFY  
20 SUBSECTION (5)(a)(I)(C) OF THIS SECTION.

21 **SECTION 2.** In Colorado Revised Statutes, **add** 42-4-618 as  
22 follows:

23 **42-4-618. Glenwood Canyon - increase in penalties and**  
24 **surcharges for speeding violations - definitions.** (1) THE DEPARTMENT  
25 MAY DETERMINE THAT THERE ARE SAFETY CONCERNS IN GLENWOOD  
26 CANYON ON INTERSTATE 70 EASTBOUND BETWEEN MILEPOST 116.0 AND  
27 MILEPOST 131.0 AND WESTBOUND BETWEEN MILEPOST 118.5 AND

1 MILEPOST 131.0 RELATED TO COMMERCIAL MOTOR VEHICLES EXCEEDING  
2 THE POSTED SPEED LIMITS.

3 (2) THE DEPARTMENT SHALL ERECT, WHERE APPLICABLE, SIGNS  
4 NOTIFYING DRIVERS OF EACH AREA OF THE STATE HIGHWAYS THAT THE  
5 DEPARTMENT HAS DESIGNATED AS A HEIGHTENED SPEED LIMIT  
6 ENFORCEMENT ZONE.

7 (3) A DRIVER OF A COMMERCIAL MOTOR VEHICLE WHO COMMITS  
8 A SPEEDING VIOLATION IN A HEIGHTENED SPEED LIMIT ENFORCEMENT  
9 ZONE IS SUBJECT TO THE INCREASED PENALTIES AND SURCHARGES  
10 IMPOSED UNDER SECTION 42-4-1701 (4)(d.9); EXCEPT THAT THE  
11 INCREASED PENALTIES AND SURCHARGES DO NOT APPLY WHEN THE DRIVER  
12 COMMITTS THE VIOLATION WITHIN A HIGHWAY MAINTENANCE, REPAIR, OR  
13 CONSTRUCTION ZONE AND IS ALREADY SUBJECT TO AN INCREASED  
14 PENALTY AND SURCHARGE FOR THE VIOLATION PURSUANT TO SECTION  
15 42-4-614.

16 (4) AS USED IN THIS SECTION UNLESS THE CONTEXT OTHERWISE  
17 REQUIRES:

18 (a) "COMMERCIAL MOTOR VEHICLE" HAS THE SAME MEANING AS  
19 SET FORTH IN SECTION 42-2-402 (4).

20 (b) "DEPARTMENT" MEANS THE DEPARTMENT OF TRANSPORTATION  
21 CREATED IN SECTION 43-1-103.

22 (c) "HEIGHTENED SPEED LIMIT ENFORCEMENT ZONE" MEANS AN  
23 AREA OF A STATE HIGHWAY THAT:

24 (I) BEGINS AND ENDS AT A SIGN THAT:

25 (A) CONFORMS TO THE STATE TRAFFIC CONTROL MANUAL;

26 (B) INDICATES THAT A DRIVER IS ABOUT TO ENTER OR IS AT THE  
27 END OF A HEIGHTENED SPEED LIMIT ENFORCEMENT ZONE; AND

1 (C) NOTIFIES COMMERCIAL MOTOR VEHICLE DRIVERS THAT  
2 INCREASED PENALTIES AND SURCHARGES ARE IN EFFECT AND ASSESSED  
3 FOR SPEEDING IN THE ZONE; AND

4 (II) IS DESIGNATED AS A HEIGHTENED SPEED LIMIT ENFORCEMENT  
5 ZONE BY THE DEPARTMENT OF TRANSPORTATION PURSUANT TO  
6 SUBSECTION (2) OF THIS SECTION.

7 **SECTION 3.** In Colorado Revised Statutes, **add 42-4-1014 as**  
8 **follows:**

9 **42-4-1014. No passing for commercial motor vehicles - penalty.**

10 **(1) A DRIVER OF A COMMERCIAL VEHICLE MAY NOT PASS A VEHICLE WHEN**  
11 **DRIVING IN THE FOLLOWING AREAS UNLESS SPECIFICALLY REQUIRED OR**  
12 **AUTHORIZED TO PASS BY LAW:**

13 **(a) BETWEEN MILEPOST 116 AND MILEPOST 131 (GLENWOOD**  
14 **CANYON);**

15 **(b) BETWEEN MILEPOST 180 AND MILEPOST 189 (VAIL PASS);**

16 **(c) BETWEEN MILEPOST 208 AND 213 (EISENHOWER-JOHNSON**  
17 **TUNNEL); AND**

18 **(d) BETWEEN MILEPOST 222 AND MILEPOST 228 (GEORGETOWN**  
19 **HILL).**

20 **(2) ANY PERSON WHO VIOLATES SUBSECTION (1) OF THIS SECTION**  
21 **COMMITS A CLASS A TRAFFIC INFRACTION.**

22 **SECTION 4.** In Colorado Revised Statutes, 42-4-1701, **add**  
23 **(4)(d.9) as follows:**

24 **42-4-1701. Traffic offenses and infractions classified -**  
25 **penalties - penalty and surcharge schedule - repeal.** (4) (d.9) (I) THE  
26 PENALTY AND SURCHARGE IMPOSED FOR A VIOLATION UNDER SUBSECTION  
27 (4)(a)(I)(L) OF THIS SECTION IS DOUBLED IF THE VIOLATION IS COMMITTED

1 BY A DRIVER OF A COMMERCIAL MOTOR VEHICLE WITHIN AN AREA OF A  
2 STATE HIGHWAY THAT THE DEPARTMENT OF TRANSPORTATION HAS  
3 DESIGNATED AS A HEIGHTENED SPEED LIMIT ENFORCEMENT ZONE  
4 PURSUANT TO SECTION 42-4-618; EXCEPT THAT THE FINE IS NOT DOUBLED  
5 WHEN THE DRIVER OF A COMMERCIAL MOTOR VEHICLE COMMITS THE  
6 VIOLATION WITHIN A HIGHWAY MAINTENANCE, REPAIR, OR CONSTRUCTION  
7 ZONE AND IS ALREADY SUBJECT TO AN INCREASED PENALTY AND  
8 SURCHARGE FOR THE VIOLATION PURSUANT TO SECTION 42-4-614.

9 (II) NOTWITHSTANDING ANY PROVISION OF LAW TO THE  
10 CONTRARY, FOR EACH FINE COLLECTED PURSUANT TO SECTION 42-4-618  
11 (4) AND SUBSECTION (4)(d.9)(I) OF THIS SECTION, THE STATE TREASURER  
12 SHALL CREDIT ALL OF THE AMOUNT OF THE FINE TO THE MOUNTAIN  
13 HIGHWAYS COMMERCIAL MOTOR VEHICLE SAFETY ACCOUNT, CREATED IN  
14 SUBSECTION (4)(d.7)(II) OF THIS SECTION. ==

15 **SECTION 5.** In Colorado Revised Statutes, 42-8-104, **amend** (2)  
16 as follows:

17 **42-8-104. Powers and duties - rules.** (2) A port of entry officer,  
18 during the time that the officer is actually engaged in performing the  
19 officer's duties as such and while acting under proper orders or rules  
20 issued by the chief of the Colorado state patrol, shall exercise all the  
21 powers invested in peace officers in connection with directing traffic and  
22 in the enforcement of the provisions of this article 8; articles 2, 3, and 20  
23 of this title 42; part 5 of article 4 of this title 42; and sections **42-4-106**  
24 **(5)**, 42-4-209, 42-4-225 (1.5), 42-4-235, 42-4-1407, 42-4-1409, and  
25 42-4-1414; except that an officer does not have the power to serve civil  
26 writs and process and, in the exercise of the officer's duties, an officer has  
27 the authority to restrain and detain persons or vehicles and may impound

1 any vehicle until any tax or license fee imposed by law is paid or until  
2 compliance is had with any tax or regulatory law or rule issued  
3 thereunder.

4 **SECTION 6.** In Colorado Revised Statutes, **add** 43-1-132 as  
5 follows:

6 **43-1-132. Additional chain-up and chain-down stations**

7 **feasability report - report - repeal.** (1) THE DEPARTMENT SHALL TASK  
8 THE FREIGHT MOBILITY AND SAFETY BRANCH CREATED IN SECTION  
9 43-1-117 (4) TO STUDY LOCATIONS FOR NEW CHAIN-UP AND CHAIN-DOWN  
10 STATIONS ON ALL STATE HIGHWAYS WHERE THE DEPARTMENT  
11 DETERMINES THAT CHAIN-UP AND CHAIN-DOWN STATIONS ARE NECESSARY  
12 OR BENEFICIAL, AND TO STUDY WHAT APPROPRIATE TECHNOLOGY COULD  
13 BE ADDED TO EXISTING CHAIN-UP AND CHAIN-DOWN STATIONS. THE STUDY  
14 MUST, AT A MINIMUM:

15 (a) IDENTIFY THE CURRENT BARRIERS TO BUILDING NEW CHAIN-UP  
16 AND CHAIN-DOWN STATIONS, INCLUDING CONSULTING WITH  
17 MUNICIPALITIES TO IDENTIFY BARRIERS RELATED TO THE CONSTRUCTION  
18 OF NEW CHAIN STATIONS WITHIN MUNICIPAL BOUNDARIES;

19 (b) FIND CREATIVE SOLUTIONS TO ADDRESS ANY IDENTIFIED  
20 BARRIERS; ==

21 (c) IDENTIFY APPROPRIATE TECHNOLOGY THAT COULD BE ADDED  
22 TO EXISTING CHAIN UP AND CHAIN-DOWN STATIONS TO IMPROVE SAFETY  
23 AND MOBILITY; AND

24 (d) IDENTIFY ANY MODIFICATIONS OR ADDITIONS THAT EXISTING  
25 STATE TRANSPORTATION INFRASTRUCTURE MAY NEED TO ENABLE THE  
26 ADDITION OF NEW CHAIN-UP AND CHAIN-DOWN STATIONS, THE TIMELINE  
27 FOR MAKING SUCH MODIFICATIONS OR ADDITIONS, AND THE ANTICIPATED

1 COST OF MAKING SUCH MODIFICATIONS OR ADDITIONS.

2 (2) THE DEPARTMENT SHALL PRESENT THE REPORT TO THE  
3 TRANSPORTATION LEGISLATION REVIEW COMMITTEE CREATED IN SECTION  
4 43-2-145 (1)(a), TO THE TRANSPORTATION COMMISSION CREATED IN  
5 SECTION 43-1-106, AND TO EACH MEMBER OF THE GENERAL ASSEMBLY  
6 WHOSE SENATORIAL OR REPRESENTATIVE DISTRICT IS LOCATED WHOLLY  
7 OR PARTLY WITHIN THE WESTERN SLOPE. DURING THE 2025 LEGISLATIVE  
8 INTERIM.

9 (3) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2026.

10 **SECTION 7.** In Colorado Revised Statutes, 43-4-1506, **amend**  
11 (3) as follows:

12 **43-4-1506. Fuels impact reduction grant program.** (3) The  
13 enterprise shall annually distribute up to five million dollars from the  
14 fund, after making the transfers required by subsection (2) of this section  
15 and after providing for the administrative expenses of the enterprise, to  
16 key commercial freight corridors, to support state government projects  
17 related to emergency responses AND MEASURES TO PREVENT  
18 EMERGENCIES, INCLUDING BUT NOT LIMITED TO THE STUDY REQUIRED BY  
19 SECTION 43-1-132, environmental mitigation, or the transportation of fuel  
20 within the state on routes necessary for the transportation of hazardous  
21 materials.

22 **SECTION 8. Appropriation.** For the 2024-25 state fiscal year,  
23 \$31,684 is appropriated to the department of revenue. This appropriation  
24 is from the Colorado DRIVES vehicle services account in the highway  
25 users tax fund created in section 42-1-211(2), C.R.S. To implement this  
26 act, the department may use this appropriation as follows:

27 (a) \$23,808 for DRIVES maintenance and support;



- 1           (b) \$1,728 for personal services related to driver services;
- 2           (c) \$2,485 for personal services related to administration and
- 3           support; and
- 4           (d) \$3,663 for payments to OIT.

5           **SECTION 9. Act subject to petition - effective date.** This act  
6 takes effect at 12:01 a.m. on the day following the expiration of the  
7 ninety-day period after final adjournment of the general assembly; except  
8 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
9 of the state constitution against this act or an item, section, or part of this  
10 act within such period, then the act, item, section, or part will not take  
11 effect unless approved by the people at the general election to be held in  
12 November 2024 and, in such case, will take effect on the date of the  
13 official declaration of the vote thereon by the governor.