

## CHAPTER 343

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**MOTOR VEHICLES AND TRAFFIC REGULATION**

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## HOUSE BILL 06-1406

BY REPRESENTATIVE(S) Solano, Benefield, Berens, Borodkin, Carroll T., Hoppe, Romanoff, and Todd;  
also SENATOR(S) Boyd, Bacon, May R., Spence, Teck, and Williams.

**AN ACT**

**CONCERNING THE REGULATION OF ELECTRONIC DEVICES THAT ARE DESIGNED TO CAUSE TRAFFIC LIGHTS TO CHANGE.**

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

**SECTION 1.** 42-4-607, Colorado Revised Statutes, is amended to read:

**42-4-607. Interference with official devices.** (1) (a) No person shall, without lawful authority, attempt to or in fact alter, deface, injure, knock down, remove, or interfere with the effective operation of any official traffic control device or any railroad sign or signal or any inscription, shield, or insignia thereon or any other part thereof. EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2) OF THIS SECTION, any person who violates any provision of this ~~section~~ PARAGRAPH (a) COMMITS a class B traffic infraction.

(b) NO PERSON SHALL POSSESS OR SELL, WITHOUT LAWFUL AUTHORITY, AN ELECTRONIC DEVICE THAT IS DESIGNED TO CAUSE A TRAFFIC LIGHT TO CHANGE. A PERSON WHO VIOLATES ANY PROVISION OF THIS PARAGRAPH (b) COMMITS A CLASS B TRAFFIC INFRACTION.

(2) (a) ~~Using~~ NO PERSON SHALL USE an electronic device, without lawful authority, that causes a traffic light to change. ~~shall constitute interference with a traffic control device for the purposes of this section.~~ EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (b) OF THIS SUBSECTION (2), A PERSON WHO VIOLATES ANY PROVISION OF THIS PARAGRAPH (a) COMMITS A CLASS A TRAFFIC INFRACTION.

(b) A PERSON WHO VIOLATES ANY PROVISION OF PARAGRAPH (a) OF THIS SUBSECTION (2) AND THEREBY PROXIMATELY CAUSES BODILY INJURY TO ANOTHER PERSON COMMITS A CLASS 1 MISDEMEANOR TRAFFIC OFFENSE. IN ADDITION TO ANY

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

OTHER PENALTY IMPOSED BY LAW, THE COURT SHALL IMPOSE A FINE OF ONE THOUSAND DOLLARS.

**SECTION 2.** 42-4-1701 (4) (a) (I) (G), Colorado Revised Statutes, is amended to read:

**42-4-1701. Traffic offenses and infractions classified - penalties - penalty and surcharge schedule - repeal.** (4) (a) (I) Except as provided in paragraph (c) of subsection (5) of this section, every person who is convicted of, who admits liability for, or against whom a judgment is entered for a violation of any provision of this title to which the provisions of paragraph (a) or (b) of subsection (5) of this section apply shall be fined or penalized, and have a surcharge levied thereon pursuant to section 24-4.2-104 (1) (b) (I), C.R.S., in accordance with the penalty and surcharge schedule set forth in sub-subparagraphs (A) to (P) of this subparagraph (I); or, if no penalty or surcharge is specified in the schedule, the penalty for class A and class B traffic infractions shall be fifteen dollars, and the surcharge shall be two dollars. These penalties and surcharges shall apply whether the defendant acknowledges the defendant's guilt or liability in accordance with the procedure set forth by paragraph (a) of subsection (5) of this section or is found guilty by a court of competent jurisdiction or has judgment entered against the defendant by a county court magistrate. Penalties and surcharges for violating specific sections shall be as follows:

Section Violated	Penalty	Surcharge
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(G) Signals, signs, and markings violations:

42-4-603	\$ 35.00	\$ 5.20
42-4-604	35.00	5.20
42-4-605	35.00	5.20
42-4-606	15.00	2.60
<del>42-4-607</del>	<del>50.00</del>	<del>7.80</del>
42-4-607 (1)	50.00	7.80
42-4-607 (2) (a)	100.00	15.60
42-4-608	15.00	2.60
42-4-609	15.00	2.60
42-4-610	15.00	2.60
42-4-612	35.00	5.20
42-4-613	35.00	5.20

**SECTION 3. Effective date - applicability.** This act shall take effect upon passage and shall apply to infractions and offenses committed on or after the applicable effective date.

**SECTION 4. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: June 6, 2006