

## CHAPTER 116

---

**MOTOR VEHICLES AND TRAFFIC REGULATION**

---

**SENATE BILL 12-059**

BY SENATOR(S) Brophy, Aguilar, Cadman, Grantham, Guzman, Heath, Jahn, King S., Lambert, Lundberg, Neville, Scheffel, Schwartz, Tochtrop, White, Shaffer B.;  
also REPRESENTATIVE(S) Sonnenberg, Becker, Brown.

**AN ACT****CONCERNING COMMERCIAL VEHICLE STANDARDS APPLIED TO CERTAIN VEHICLES UNDER TWENTY-SIX THOUSAND ONE POUNDS.**

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

**SECTION 1.** In Colorado Revised Statutes, 42-4-235, **add** (2) (b) (IV) as follows:

**42-4-235. Minimum standards for commercial vehicles - rules - repeal.** (2) (b) Notwithstanding paragraph (a) of this subsection (2):

(IV) THIS SECTION DOES NOT APPLY TO A MOTOR VEHICLE OR MOTOR VEHICLE AND TRAILER COMBINATION:

(A) WITH A GROSS VEHICLE WEIGHT, GROSS VEHICLE WEIGHT RATING, OR GROSS COMBINATION RATING OF LESS THAN TWENTY-SIX THOUSAND ONE POUNDS;

(B) NOT OPERATED IN INTERSTATE COMMERCE;

(C) NOT TRANSPORTING HAZARDOUS MATERIALS REQUIRING PLACARDING;

(D) NOT TRANSPORTING EITHER SIXTEEN OR MORE PASSENGERS INCLUDING THE DRIVER OR EIGHT OR MORE PASSENGERS FOR COMPENSATION; AND

(E) IF THE MOTOR VEHICLE OR COMBINATION IS BEING USED SOLELY FOR AGRICULTURAL PURPOSES.

**SECTION 2. Act subject to petition - effective date - applicability.** (1) This

---

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

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 8, 2012, if adjournment sine die is on May 9, 2012); 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 2012 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) The provisions of this act apply to offenses committed on or after the applicable effective date of this act.

Approved: April 16, 2012