

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

INTRODUCED

LLS NO. 26-0510.01 Caroline Martin x5902

HOUSE BILL 26-1086

HOUSE SPONSORSHIP

Suckla,

SENATE SPONSORSHIP

(None),

House Committees

Transportation, Housing & Local Government

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING AN ADJUSTMENT TO THE REQUIREMENT THAT**
102 **SUBDIVISION PLANS MUST PROVIDE ACCESS TO THE STATE**
103 **HIGHWAY SYSTEM.**

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 provides that a person may not submit an application for subdivision approval to a local authority unless the subdivision plan or plat provides that all lots and parcels created by the subdivision will have access to the state highway system. The bill removes this restriction and specifies that, on or after January 1, 2027, a person may submit, and

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.

a local authority may approve, an application for a subdivision plan or plat that does not provide that all lots and parcels created by the subdivision will have access to the state highway system.

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

SECTION 1. In Colorado Revised Statutes, **amend** 30-28-133.1 as follows:

30-28-133.1. Subdivision plan or plat - access to public highways.

BEFORE JANUARY 1, 2027, no person may submit an application for subdivision approval to a local authority unless the subdivision plan or plat provides ~~pursuant to section 43-2-147, C.R.S.,~~ that all lots and parcels created by the subdivision will have access to the state highway system in conformance with the state highway access code. ON OR AFTER JANUARY 1, 2027, A PERSON MAY SUBMIT, AND A LOCAL AUTHORITY MAY APPROVE, AN APPLICATION FOR A SUBDIVISION PLAN OR PLAT THAT DOES NOT PROVIDE THAT ALL LOTS AND PARCELS CREATED BY THE SUBDIVISION WILL HAVE ACCESS TO THE STATE HIGHWAY SYSTEM.

SECTION 2. In Colorado Revised Statutes, **amend** 31-23-214.1 as follows:

31-23-214.1. Subdivision plan or plat - access to public highways.

BEFORE JANUARY 1, 2027, no person may submit an application for subdivision approval to a local authority unless the subdivision plan or plat provides ~~pursuant to section 43-2-147, C.R.S.,~~ that all lots and parcels created by the subdivision will have access to the state highway system in conformance with the state highway access code. ON OR AFTER JANUARY 1, 2027, A PERSON MAY SUBMIT, AND A LOCAL AUTHORITY MAY

1 APPROVE, AN APPLICATION FOR A SUBDIVISION PLAN OR PLAT THAT DOES
2 NOT PROVIDE THAT ALL LOTS AND PARCELS CREATED BY THE SUBDIVISION
3 WILL HAVE ACCESS TO THE STATE HIGHWAY SYSTEM.

4 **SECTION 3.** In Colorado Revised Statutes, 43-2-147, **amend**
5 (1)(b) as follows:

6 **43-2-147. Access to public highways - definitions.**

7 (1) (b) Vehicular access to or from property adjoining a state
8 highway shall be provided to the general street system, unless such access
9 has been acquired by a public authority. Police, fire, ambulance, and other
10 emergency stations shall have a right of direct access to state highways.
11 After June 21, 1979, BUT BEFORE JANUARY 1, 2027, no person may
12 submit an application for subdivision approval to a local authority unless
13 the subdivision plan or plat provides that all lots and parcels created by
14 the subdivision will have access to the state highway system in
15 conformance with the state highway access code. ON OR AFTER JANUARY
16 1, 2027, A PERSON MAY SUBMIT, AND A LOCAL AUTHORITY MAY APPROVE,
17 AN APPLICATION FOR A SUBDIVISION PLAN OR PLAT THAT DOES NOT
18 PROVIDE THAT ALL LOTS AND PARCELS CREATED BY THE SUBDIVISION WILL
19 HAVE ACCESS TO THE STATE HIGHWAY SYSTEM.

20 **SECTION 4. Act subject to petition - effective date.** This act
21 takes effect at 12:01 a.m. on the day following the expiration of the
22 ninety-day period after final adjournment of the general assembly (August
23 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a
24 referendum petition is filed pursuant to section 1 (3) of article V of the
25 state constitution against this act or an item, section, or part of this act
26 within such period, then the act, item, section, or part will not take effect
27 unless approved by the people at the general election to be held in

- 1 November 2026 and, in such case, will take effect on the date of the
- 2 official declaration of the vote thereon by the governor.