

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

PREAMENDED

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

LLS NO. 26-0608.01 Renee Leone x2695

HOUSE BILL 26-1071

HOUSE SPONSORSHIP

Mauro,

SENATE SPONSORSHIP

(None),

House Committees

Transportation, Housing & Local Government

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING ALLOWING A LOCAL GOVERNMENT TO LOCATE AN**
102 **AUTOMATED VEHICLE IDENTIFICATION SYSTEM ON AN**
103 **INTERSTATE HIGHWAY.**

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 state to locate an automated vehicle identification system (AVIS) on a highway that is part of the federal interstate highway system but prohibits a county, city and county, or municipality (local government) from doing so. The bill authorizes a local government to locate an AVIS on a highway that is part of the federal

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.

interstate highway system.

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

2 **SECTION 1.** In Colorado Revised Statutes, 42-4-110.5, **amend**
3 (2) introductory portion, (2)(g)(I), and (2)(g)(V) as follows:

4 **42-4-110.5. Automated vehicle identification systems - school**
5 **buses - exceptions to liability - penalty - contracting - limits on use of**
6 **photographs and video - rules - legislative declaration - definitions.**

7 (2) A county, city and county, or municipality may adopt an
8 ordinance authorizing the use of an automated vehicle identification
9 system to detect ~~violations~~ A VIOLATION of A traffic ~~regulations~~
10 REGULATION adopted by the county, city and county, or municipality, or
11 the state OR a county, a city and county, or a municipality may utilize an
12 automated vehicle identification system to detect A traffic ~~violations~~
13 VIOLATION under state law, subject to the following conditions and
14 limitations and, as applicable, the requirements for state highways set
15 forth in and any rules adopted by the department of transportation
16 pursuant to subsection (2.5) of this section:

17 (g) (I) The state OR a county, a city and county, or a municipality
18 shall not issue a notice of violation or civil penalty assessment notice for
19 a violation detected using an automated vehicle identification system
20 unless the violation occurred within a school zone, as defined in section
21 42-4-615; within a residential neighborhood; within a maintenance,
22 construction, or repair zone designated pursuant to section 42-4-614;
23 along a street that borders a municipal park; or along a street OR STATE
24 HIGHWAY or A portion of a street OR STATE HIGHWAY that a county, city
25 and county, or municipality, by ordinance or by a resolution of its

1 governing body, designates as an automated vehicle identification
2 corridor, on which designated corridor the county, city and county, or
3 municipality may locate an automated vehicle identification system to
4 detect ~~violations~~ A VIOLATION of a TRAFFIC REGULATION ADOPTED BY THE
5 STATE OR A county, city and county, or ~~municipal traffic regulation or a~~
6 ~~traffic violation under state law~~ MUNICIPALITY.

7 (V) (A) ~~Notwithstanding the provisions of subsection (2)(g)(I) of~~
8 ~~this section,~~ The ~~state,~~ A CITY AND COUNTY, OR A MUNICIPALITY may
9 locate an automated vehicle identification system on a STATE highway
10 that is a part of the federal interstate highway system and may issue a
11 notice of violation or a civil penalty assessment notice for a ~~traffic~~
12 ~~violation under state law~~ VIOLATION OF A TRAFFIC REGULATION ADOPTED
13 BY THE STATE, A CITY AND COUNTY, OR A MUNICIPALITY detected using
14 the automated vehicle identification system.

15 (B) A county, ~~a city and county,~~ or a ~~municipality~~ shall not locate
16 an automated vehicle identification system or create an automated vehicle
17 identification corridor on any highway that is a part of the federal
18 interstate highway system.

19 **SECTION 2. Act subject to petition - effective date.** This act
20 takes effect at 12:01 a.m. on the day following the expiration of the
21 ninety-day period after final adjournment of the general assembly (August
22 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a
23 referendum petition is filed pursuant to section 1 (3) of article V of the
24 state constitution against this act or an item, section, or part of this act
25 within such period, then the act, item, section, or part will not take effect
26 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.