

Second Regular Session  
Seventy-fifth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 26-0773.01 Rebecca Bayetti x4348

HOUSE BILL 26-1248

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HOUSE SPONSORSHIP

Johnson,

SENATE SPONSORSHIP

Pelton R.,

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House Committees

Transportation, Housing & Local Government

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING FREIGHT TRANSPORT, AND, IN CONNECTION THEREWITH,  
102 MODIFYING PERMITTING PROCESSES FOR OVERSIZE AND  
103 OVERWEIGHT VEHICLES.

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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>.)*

Beginning on July 1, 2026, the bill directs state-level permit fees and supplemental surcharges for oversize and overweight vehicles and longer vehicle combinations to the freight cash fund (fund), which is newly created in the office of freight mobility and safety (office) in the transportation development division of the department of transportation

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). The fund is appropriated for use by the office for the following main purposes:

- For funding freight-related projects; and
- To support the office in functions related to freight projects, movement, and infrastructure, including the administrative costs of the office.

In funding freight-related projects from the fund, the office is required to attempt to direct money in a manner that is proportional to the amount of freight routes and the impact of freight traffic in the affected community or region of the state.

The office may also use money in the fund to create and maintain a centralized online permitting system for oversize permits, overweight permits, and other types of freight or transport permits issued by the department, the Colorado state patrol, or any local government. The centralized permitting system must allow a person to apply for and be issued all necessary state and local permits for a route in a single transaction and pay for all associated permit fees and surcharges for that route in a single transaction. By September 1, 2027, the office is required to conduct a feasibility study relating to the centralized permitting system and must report to the transportation legislation review committee during the 2027 legislative interim on the completed feasibility study and any progress toward implementing the centralized permitting system. The office is required to implement the centralized permitting system by July 1, 2029, either by creating a new online permitting system or by modifying an existing online permitting system.

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

2           **SECTION 1.** In Colorado Revised Statutes, 42-4-505, **add** (1)(d)  
3 as follows:

4           **42-4-505. Longer vehicle combinations - rules.**

5           (1) (d) FOR PERMIT FEES COLLECTED ON OR AFTER JULY 1, 2026,  
6 THE DEPARTMENT OF TRANSPORTATION AND THE COLORADO STATE  
7 PATROL SHALL TRANSMIT ALL PERMIT FEES COLLECTED PURSUANT TO  
8 SUBSECTION (1)(a) OF THIS SECTION TO THE STATE TREASURER, WHO  
9 SHALL CREDIT THE PERMIT FEES TO THE FREIGHT CASH FUND CREATED IN  
10 SECTION 43-1-117 (6).

11           **SECTION 2.** In Colorado Revised Statutes, 42-4-510, **add**

1 (11)(c) and (11.5) as follows:

2 **42-4-510. Permits for excess size and weight and for**  
3 **manufactured homes - penalty - rules - definitions.**

4 (11) (c) (I) FOR PERMIT FEES COLLECTED ON OR AFTER JULY 1,  
5 2026, THE DEPARTMENT OF TRANSPORTATION AND THE COLORADO STATE  
6 PATROL SHALL TRANSMIT ALL PERMIT FEES COLLECTED PURSUANT TO  
7 SUBSECTION (11)(a) OF THIS SECTION TO THE STATE TREASURER, WHO  
8 SHALL CREDIT THE PERMIT FEES TO THE FREIGHT CASH FUND CREATED IN  
9 SECTION 43-1-117 (6).

10 (II) THIS SUBSECTION (11)(c) DOES NOT APPLY TO LOCAL FEES  
11 IMPOSED BY A LOCAL GOVERNMENT OR LOCAL AUTHORITY PURSUANT TO  
12 SUBSECTION (11)(b) OF THIS SECTION, WHICH ARE REMITTED TO THE  
13 APPROPRIATE LOCAL GOVERNMENT OR LOCAL AUTHORITY.

14 (11.5) (I) BEGINNING ON JULY 1, 2026, THE DEPARTMENT OF  
15 TRANSPORTATION OR THE COLORADO STATE PATROL MAY CHARGE A  
16 SUPPLEMENTAL OVERSIZE AND OVERWEIGHT VEHICLE SURCHARGE IN AN  
17 AMOUNT EQUAL TO THE AMOUNT OF THE FEE CHARGED PURSUANT TO  
18 SUBSECTION (11)(a) OF THIS SECTION FOR THE ISSUANCE OF THE SINGLE  
19 TRIP PERMIT; EXCEPT THAT THE SURCHARGE MUST NOT BE IMPOSED ON A  
20 VEHICLE IF THE SINGLE TRIP PERMIT FEE WAS IMPOSED PURSUANT TO  
21 SUBSECTION (11)(a)(VI)(B) OF THIS SECTION.

22 (II) THE DEPARTMENT OF TRANSPORTATION OR THE COLORADO  
23 STATE PATROL SHALL COLLECT THE SUPPLEMENTAL OVERSIZE AND  
24 OVERWEIGHT VEHICLE SURCHARGE AT THE SAME TIME AS IT COLLECTS THE  
25 SINGLE TRIP PERMIT FEE. THE DEPARTMENT OF TRANSPORTATION AND THE  
26 COLORADO STATE PATROL SHALL TRANSMIT ALL SUPPLEMENTAL  
27 SURCHARGES COLLECTED PURSUANT TO THIS SUBSECTION (11.5) TO THE

1 STATE TREASURER, WHO SHALL CREDIT THE SUPPLEMENTAL SURCHARGES  
2 TO THE FREIGHT CASH FUND CREATED IN SECTION 43-1-117 (6).

3 **SECTION 3.** In Colorado Revised Statutes, **add** 42-4-514 as  
4 follows:

5 **42-4-514. Centralized online permitting system - feasibility**  
6 **study - office of freight mobility and safety - reporting - rules -**  
7 **definitions.**

8 (1) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT  
9 OTHERWISE REQUIRES:

10 (a) "CENTRALIZED PERMITTING SYSTEM" MEANS THE CENTRALIZED  
11 ONLINE PERMITTING SYSTEM FOR OVERSIZE PERMITS, OVERWEIGHT  
12 PERMITS, AND OTHER TYPES OF FREIGHT OR TRANSPORT PERMITS ISSUED  
13 BY THE DEPARTMENT OF TRANSPORTATION, THE COLORADO STATE  
14 PATROL, OR ANY LOCAL GOVERNMENT OR LOCAL AUTHORITY.

15 (b) "OFFICE" MEANS THE OFFICE OF FREIGHT MOBILITY AND  
16 SAFETY CREATED IN SECTION 43-1-117 (4) IN THE TRANSPORTATION  
17 DEVELOPMENT DIVISION OF THE DEPARTMENT OF TRANSPORTATION.

18 (2) **Centralized permitting system.**

19 (a) (I) ON OR BEFORE JULY 1, 2029, THE OFFICE SHALL IMPLEMENT  
20 AN ONLINE CENTRALIZED PERMITTING SYSTEM TO ALLOW A PERSON TO  
21 OBTAIN ANY NECESSARY OVERSIZE PERMIT, OVERWEIGHT PERMIT, OR  
22 OTHER FREIGHT OR TRANSPORT PERMITS FROM A STATE OR LOCAL  
23 GOVERNMENT OR LOCAL AUTHORITY. THE CENTRALIZED PERMITTING  
24 SYSTEM MUST ALLOW A PERSON TO APPLY FOR AND BE ISSUED ALL  
25 NECESSARY STATE AND LOCAL PERMITS FOR A ROUTE IN A SINGLE  
26 TRANSACTION AND PAY FOR ALL ASSOCIATED PERMIT FEES AND  
27 SURCHARGES FOR THAT ROUTE IN A SINGLE TRANSACTION.

1 (II) IN IMPLEMENTING THE CENTRALIZED PERMITTING SYSTEM, THE  
2 OFFICE SHALL COORDINATE WITH THE DEPARTMENT OF TRANSPORTATION,  
3 THE COLORADO STATE PATROL, AND APPLICABLE LOCAL GOVERNMENTS  
4 OR LOCAL AUTHORITIES.

5 (III) TO COMPLY WITH THIS SUBSECTION (2)(a), THE OFFICE MAY  
6 CREATE A NEW ONLINE PERMITTING SYSTEM OR MODIFY AN EXISTING  
7 ONLINE PERMITTING SYSTEM.

8 (b) (I) ALL STATE FEES OR SURCHARGES COLLECTED THROUGH THE  
9 CENTRALIZED PERMITTING SYSTEM MUST BE TRANSMITTED TO THE STATE  
10 TREASURER, WHO SHALL CREDIT THE PERMIT FEES TO THE FREIGHT CASH  
11 FUND CREATED IN SECTION 43-1-117 (6).

12 (II) ALL LOCAL FEES COLLECTED THROUGH THE CENTRALIZED  
13 PERMITTING SYSTEM MUST BE REMITTED TO THE APPROPRIATE LOCAL  
14 GOVERNMENT OR LOCAL AUTHORITY.

15 (c) IN ADDITION TO ANY OTHER POWERS GRANTED BY LAW, THE  
16 EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TRANSPORTATION, OR THE  
17 EXECUTIVE DIRECTOR'S DESIGNEE, IS AUTHORIZED TO NEGOTIATE AND  
18 ENTER INTO APPROPRIATE AGREEMENTS WITH LOCAL GOVERNMENTS AND  
19 LOCAL AUTHORITIES TO FACILITATE THE CENTRALIZED PERMITTING  
20 SYSTEM.

21 (3) **Feasibility study.**

22 (a) NO LATER THAN SEPTEMBER 1, 2027, THE OFFICE SHALL STUDY  
23 THE FEASIBILITY OF IMPLEMENTING A CENTRALIZED PERMITTING SYSTEM  
24 AS REQUIRED BY SUBSECTION (2) OF THIS SECTION AND EVALUATE  
25 OPPORTUNITIES TO IMPROVE PERMITTING PROCESSES.

26 (b) DURING THE 2027 LEGISLATIVE INTERIM, THE OFFICE SHALL  
27 REPORT TO THE TRANSPORTATION LEGISLATION REVIEW COMMITTEE

1 CREATED IN SECTION 43-2-145 ON THE COMPLETED FEASIBILITY STUDY  
2 AND ANY PROGRESS TOWARD IMPLEMENTING THE CENTRALIZED  
3 PERMITTING SYSTEM.

4 (4) **Rules.** THE TRANSPORTATION COMMISSION MAY ADOPT RULES  
5 AS NECESSARY TO IMPLEMENT AND ADMINISTER THIS SECTION.

6 **SECTION 4.** In Colorado Revised Statutes, 43-1-117, **amend** (4);  
7 and **add** (6) as follows:

8 **43-1-117. Transportation development division - created -**  
9 **duties - office of freight mobility and safety - freight cash fund -**  
10 **repeal.**

11 (4) The OFFICE OF freight mobility and safety ~~branch~~ is created in  
12 the transportation development division. The function of the OFFICE OF  
13 freight mobility and safety ~~branch~~ is to plan, design, and implement  
14 programs and projects that enhance freight mobility and safety within the  
15 state. No later than January 1, 2022, the OFFICE OF freight mobility and  
16 safety ~~branch~~ shall provide to the commission a long-term strategic plan  
17 that sets forth the vision and goals for the ~~branch~~ OFFICE, key priorities for  
18 all freight-related programs, activities, and projects, and guidelines for  
19 coordination between the ~~branch~~ OFFICE and the freight advisory  
20 committee.

21 (6) (a) THE FREIGHT CASH FUND IS CREATED IN THE STATE  
22 TREASURY. THE FUND CONSISTS OF THE PERMIT FEES CREDITED TO THE  
23 FUND PURSUANT TO SECTIONS 42-4-505 (1)(d) AND 42-4-510 (11)(c), THE  
24 SUPPLEMENTAL OVERSIZE AND OVERWEIGHT SURCHARGES CREDITED TO  
25 THE FUND PURSUANT TO SECTION 42-4-510 (11.5), AND ANY OTHER  
26 MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER  
27 TO THE FUND.

1 (b) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND  
2 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE  
3 FREIGHT CASH FUND TO THE FUND.

4 (c) (I) MONEY IN THE FREIGHT CASH FUND IS CONTINUOUSLY  
5 APPROPRIATED TO THE OFFICE OF FREIGHT MOBILITY AND SAFETY FOR THE  
6 FOLLOWING PURPOSES:

7 (A) TO CONDUCT THE FEASIBILITY STUDY AND SUPPORT THE  
8 IMPLEMENTATION AND MAINTENANCE OF A CENTRALIZED ONLINE  
9 PERMITTING SYSTEM PURSUANT TO SECTION 42-4-514;

10 (B) FOR FUNDING FREIGHT-RELATED PROJECTS; AND

11 (C) TO SUPPORT THE OFFICE IN FUNCTIONS RELATED TO FREIGHT  
12 PROJECTS, MOVEMENT, AND INFRASTRUCTURE, INCLUDING THE  
13 ADMINISTRATIVE COSTS OF THE OFFICE.

14 (II) IN FUNDING FREIGHT-RELATED PROJECTS FROM THE FUND, THE  
15 OFFICE SHALL ATTEMPT TO DIRECT MONEY IN A MANNER THAT IS  
16 PROPORTIONAL TO THE AMOUNT OF FREIGHT ROUTES AND THE IMPACT OF  
17 FREIGHT TRAFFIC IN THE AFFECTED COMMUNITY OR REGION OF THE STATE.

18 (d) THE FREIGHT CASH FUND IS EXEMPT FROM THE LIMITATIONS  
19 SET FORTH IN SECTION 24-75-402.

20 **SECTION 5.** In Colorado Revised Statutes, 43-4-804, **amend**  
21 (1)(c)(I); and **add** (1)(c)(III) as follows:

22 **43-4-804. Highway safety projects - surcharges, fees, and fines**  
23 **- crediting of money to highway users tax fund - rules - definitions -**  
24 **repeal.**

25 (1) The following surcharges, fees, and fines shall be collected  
26 and credited to the highway users tax fund created in section 43-4-201  
27 (1)(a) and allocated to the state highway fund, counties, and

1 municipalities as specified in section 43-4-205 (6.3):

2 (c) (I) ON AND BEFORE JUNE 30, 2026, a supplemental oversize  
3 and overweight vehicle surcharge in an amount equal to the amount of the  
4 fee charged pursuant to section 42-4-510 (11)(a) ~~C.R.S.~~, by the  
5 department or the Colorado state patrol for the issuance of the single trip  
6 permit; except that the surcharge shall not be imposed on a vehicle if the  
7 single trip permit fee was imposed pursuant to section 42-4-510  
8 (11)(a)(VI)(B). ~~C.R.S.~~

9 (III) THIS SUBSECTION (1)(c) IS REPEALED, EFFECTIVE JANUARY 1,  
10 2027.

11 **SECTION 6.** In Colorado Revised Statutes, 24-75-402, **amend**  
12 (5)(mmm) and (5)(nnn); and **add** (5)(ooo) as follows:

13 **24-75-402. Cash funds - limit on uncommitted reserves -**  
14 **reduction in the amount of fees - exclusions - definitions.**

15 (5) Notwithstanding any provision of this section to the contrary,  
16 the following cash funds are excluded from the limitations specified in  
17 this section:

18 (mmm) The reentry services for justice-involved individuals  
19 reinvestment cash fund created in section 25.5-4-505.7; ~~and~~

20 (nnn) The health-related social needs reinvestment cash fund  
21 created in section 25.5-5-340; AND

22 (ooo) THE FREIGHT CASH FUND CREATED IN SECTION 43-1-117(6).

23 **SECTION 7. Safety clause.** The general assembly finds,  
24 determines, and declares that this act is necessary for the immediate  
25 preservation of the public peace, health, or safety or for appropriations for  
26 the support and maintenance of the departments of the state and state  
27 institutions.