

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 16-0568.01 Yelana Love x2295

HOUSE BILL 16-1122

HOUSE SPONSORSHIP

Everett, Humphrey, Joshi, Klingenschmitt, Neville P., Priola, Ransom, Saine, Van Winkle

SENATE SPONSORSHIP

Hill and Marble, Grantham

House Committees
Transportation & Energy

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE USE OF REMOTE STARTER SYSTEMS ON UNATTENDED
102 VEHICLES.

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://www.leg.state.co.us/billsummaries>.)

Current law prohibits the idling of an unattended vehicle. The bill makes an exception for vehicles with a remote starter system when the driver takes adequate security measures.

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

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

1 **SECTION 1.** In Colorado Revised Statutes, **amend** 42-4-1206 as
2 follows:

3 **42-4-1206. Unattended motor vehicle - definitions.** (1) ~~No~~ A
4 person driving or in charge of a motor vehicle shall NOT permit it to stand
5 unattended without first stopping the engine, locking the ignition,
6 removing the key from the ignition, and effectively setting the brake
7 thereon. ~~and~~, When THE VEHICLE IS standing upon any grade, ~~said~~ THE
8 person shall turn the front wheels to the curb or side of the highway in
9 such a manner as to prevent the vehicle from rolling onto the traveled
10 way.

11 (2) Any person who violates any provision of this section commits
12 a class B traffic infraction.

13 (3) THE USE OR OPERATION OF A REMOTE STARTER SYSTEM AND
14 ADEQUATE SECURITY MEASURES IS SUFFICIENT TO COMPLY WITH
15 SUBSECTION (1) OF THIS SECTION.

16 (4) AS USED IN THIS SECTION:

17 (a) "ADEQUATE SECURITY MEASURES" INCLUDES, BUT IS NOT
18 LIMITED TO:

19 (I) USING A VEHICLE THAT REQUIRES A KEY TO PUT THE VEHICLE
20 INTO GEAR AND MOVE THE VEHICLE;

21 (II) KEEPING A KEYLESS START FOB OUT OF PROXIMITY OF THE
22 VEHICLE; AND

23 (III) EMPLOYING STEERING WHEEL SECURITY DEVICES.

24 (b) "REMOTE STARTER SYSTEM" MEANS A DEVICE INSTALLED IN A
25 MOTOR VEHICLE THAT ALLOWS THE ENGINE OF THE VEHICLE TO BE
26 STARTED BY REMOTE OR RADIO CONTROL.

27 **SECTION 2. Act subject to petition - effective date.** This act

1 takes effect at 12:01 a.m. on the day following the expiration of the
2 ninety-day period after final adjournment of the general assembly (August
3 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a
4 referendum petition is filed pursuant to section 1 (3) of article V of the
5 state constitution against this act or an item, section, or part of this act
6 within such period, then the act, item, section, or part will not take effect
7 unless approved by the people at the general election to be held in
8 November 2016 and, in such case, will take effect on the date of the
9 official declaration of the vote thereon by the governor.