

**NOTE: The governor vetoed this measure on 6/2/2016.**

# An Act

HOUSE BILL 16-1231

BY REPRESENTATIVE(S) Lesock, Melton, Klingenschmitt, Lawrence, Neville P., Saine, Salazar, Van Winkle, Wist;  
also SENATOR(S) Carroll, Baumgardner, Cooke, Crowder, Grantham, Guzman, Hill, Jahn, Lambert, Lundberg, Scheffel, Scott, Sonnenberg, Tate, Woods.

CONCERNING THE LIMITED USE OF AUTOMATED VEHICLE IDENTIFICATION SYSTEMS DESIGNED TO DETECT DISOBEDIENCE TO A TRAFFIC SIGNAL.

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

**SECTION 1. Legislative declaration.** (1) The general assembly finds and declares that:

(a) It is important to limit the expansion of the use of automated vehicle identification systems to detect disobedience to traffic signals; and

(b) The systems should not be used on collector roads, local streets, and in neighborhoods. A collector road is a road that collects traffic from local streets and distributes the traffic to arterial roads.

(2) It is therefore the intent of the general assembly to limit the use of automated vehicle identification systems to detect disobedience to traffic

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

signals in school zones, construction zones, and arterial roads.

**SECTION 2.** In Colorado Revised Statutes, 42-4-110.5, **add** (2) (h) as follows:

**42-4-110.5. Automated vehicle identification systems - definition.** (2) A municipality may adopt an ordinance authorizing the use of an automated vehicle identification system to detect violations of traffic regulations adopted by the municipality, or the state, a county, a city and county, or a municipality may utilize an automated vehicle identification system to detect traffic violations under state law, subject to the following conditions and limitations:

(h) (I) THE STATE, A COUNTY, A CITY AND COUNTY, OR A MUNICIPALITY MAY ONLY USE AN AUTOMATED VEHICLE IDENTIFICATION SYSTEM DESIGNED TO DETECT DISOBEDIENCE TO A TRAFFIC CONTROL SIGNAL:

(A) WITHIN A SCHOOL ZONE, AS DEFINED IN SECTION 42-4-615;

(B) WITHIN A MAINTENANCE, CONSTRUCTION, OR REPAIR ZONE DESIGNATED PURSUANT TO SECTION 42-4-614; AND

(C) TO DETECT A TRAFFIC VIOLATION ON AN ARTERIAL ROAD.

(II) FOR THE PURPOSES OF THIS PARAGRAPH (h), "ARTERIAL ROAD" MEANS A MAJOR ROADWAY INTENDED PRIMARILY TO SERVE THROUGH TRAFFIC, WHERE ACCESS IS CAREFULLY CONTROLLED. THE FACT THAT A DRIVEWAY DIRECTLY ACCESSES A ROAD DOES NOT, BY ITSELF, PREVENT THE ROAD FROM BEING AN ARTERIAL ROAD.

(III) A GOVERNMENTAL ENTITY THAT ASSESSES ANY FINES THROUGH THE USE OF AN AUTOMATED VEHICLE IDENTIFICATION SYSTEM DESIGNED TO DETECT DISOBEDIENCE TO A TRAFFIC SIGNAL MAY USE THE MONEY ONLY FOR TRAFFIC SAFETY IMPROVEMENTS, TRAFFIC ENFORCEMENT, AND RELATED PURPOSES.

(IV) NOTWITHSTANDING SUBPARAGRAPH (I) OF THIS PARAGRAPH (h), THE STATE, A COUNTY, A CITY AND COUNTY, OR A MUNICIPALITY MAY NOT USE AN AUTOMATED VEHICLE IDENTIFICATION SYSTEM DESIGNED TO

DETECT DISOBEDIENCE TO A TRAFFIC SIGNAL IN ANY LOCATION ON OR AFTER  
DECEMBER 31, 2016.

**SECTION 3. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

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Dickey Lee Hullinghorst  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Bill L. Cadman  
PRESIDENT OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

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Effie Ameen  
SECRETARY OF  
THE SENATE

APPROVED \_\_\_\_\_

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John W. Hickenlooper  
GOVERNOR OF THE STATE OF COLORADO