

CHAPTER 273

MOTOR VEHICLES AND TRAFFIC REGULATION

SENATE BILL 16-173

BY SENATOR(S) Heath, Newell, Todd;
also REPRESENTATIVE(S) Becker K., Conti, Lebsack, Pabon, Priola, Ryden, Saine, Hullinghorst.

AN ACT

CONCERNING AUTHORIZATION FOR GOLF CARS TO CROSS STATE HIGHWAYS IN ORDER TO USE A LOCAL ROAD AS AUTHORIZED BY A LOCAL JURISDICTION.

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

SECTION 1. In Colorado Revised Statutes, 42-4-111, **amend** (1) introductory portion, (1) (bb) (III), and (2) as follows:

42-4-111. Powers of local authorities. (1) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2) OF THIS SECTION, this article ~~shall not be deemed to~~ DOES NOT prevent local authorities, with respect to streets and highways under their jurisdiction and within the reasonable exercise of the police power, ~~except those streets and highways that are parts of the state highway system that are subject to section 43-2-135, C.R.S., from:~~

(bb) Authorizing and regulating the operation of golf cars on roadways by resolution or ordinance of the governing body, if the authorization or regulation is consistent with this title and does not authorize:

(III) Operation of a golf car on a state highway; EXCEPT THAT THE ORDINANCE OR RESOLUTION MAY AUTHORIZE A PERSON TO DRIVE A GOLF CAR DIRECTLY ACROSS A STATE HIGHWAY AT AN AT-GRADE CROSSING TO CONTINUE TRAVELING ALONG A ROADWAY THAT IS NOT A STATE HIGHWAY;

(2) (a) ~~No~~ An ordinance or regulation enacted under paragraph (a), (b), (e), (f), (g), (i), (j), (k), (l), (m), (n), (o), (p), (q), (r), (v), (x), (y), (aa), or (cc) of subsection (1) of this section ~~shall be effective~~ MAY NOT TAKE EFFECT until official signs or other traffic control devices conforming to standards as required by section 42-4-602 and giving notice of ~~such~~ THE local traffic regulations are placed upon or

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

at the entrances to the highway or part thereof affected as may be most appropriate.

(b) SUBSECTION (1) OF THIS SECTION DOES NOT AUTHORIZE A LOCAL AUTHORITY TO REGULATE OR AUTHORIZE THE USE OF VEHICLES AND MOTOR VEHICLES ON THE STATE HIGHWAY SYSTEM THAT IS SUBJECT TO SECTION 43-2-135, C.R.S., EXCEPT IN AT-GRADE CROSSINGS WHERE THE ROADWAY SUBJECT TO THE LOCAL AUTHORITY'S JURISDICTION CROSSES THE STATE HIGHWAY. THE LOCAL AUTHORITY MAY REGULATE VEHICLES WITHIN SUCH CROSSINGS ONLY TO THE EXTENT NECESSARY TO EFFECT THE LOCAL AUTHORITY'S POWER TO REGULATE THE ROADWAY UNDER THE LOCAL AUTHORITY'S JURISDICTION AND ONLY IF THE REGULATION OR AUTHORIZATION DOES NOT INTERFERE WITH THE NORMAL OPERATION OF THE STATE HIGHWAY.

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

Approved: June 10, 2016