A BILL FOR AN ACT

CONCERNING THE REGULATION OF SURPLUS MILITARY VEHICLES FOR THE PURPOSES OF OPERATION ON THE 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.)

The bill includes in the definition of "motor vehicle" vehicles built for the military and commonly used by the United States armed forces to transport persons or property over the highway. These vehicles are defined as "demilitarized motor vehicles" and are exempted from the emissions standards and the requirement to have a physical inspection for roadworthiness.
Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 42-1-102, amend (58); and add (102.6) as follows:

42-1-102. Definitions. As used in articles 1 to 4 of this title 42, unless the context otherwise requires:

(58) (a) "Motor vehicle" means:

(I) Any self-propelled vehicle that is designed primarily for travel on the public highways and that is generally and commonly used to transport persons and property over the public highways; or

(II) A low-speed electric vehicle; OR

(III) A SURPLUS MILITARY VEHICLE.

(b) except that the term "MOTOR VEHICLE" does not include electrical assisted bicycles, low-power scooters, wheelchairs, or vehicles moved solely by human power.

(c) (I) For the purposes of the offenses described in sections 42-2-128, 42-4-1301, 42-4-1301.1, and 42-4-1401 for farm tractors and off-highway vehicles, as defined in section 33-14.5-101 (3), operated on streets and highways, "motor vehicle" includes a farm tractor or an off-highway vehicle that is not otherwise classified as a motor vehicle.


(102.6) "SURPLUS MILITARY VEHICLE":

(a) MEANS A SELF-PROPELLED VEHICLE THAT:

(I) HAS BEEN PURCHASED FOR NONMILITARY USE;

(II) WAS COMMONLY USED BY THE UNITED STATES ARMED FORCES
TO TRANSPORT PERSONS OR PROPERTY OVER THE HIGHWAY; AND

(III) WAS BUILT FOR THE UNITED STATES ARMED FORCES.

(b) DOES NOT INCLUDE HIGH MOBILITY MULTIPURPOSE WHEELED VEHICLES, ALSO KNOWN AS HMMWVs OR HUMVEES.

SECTION 2. In Colorado Revised Statutes, 42-5-201, add (11.5) as follows:

42-5-201. Definitions. As used in this part 2, unless the context otherwise requires:

(11.5) "SURPLUS MILITARY VEHICLE" HAS THE SAME MEANING SET FORTH IN SECTION 42-1-102.

SECTION 3. In Colorado Revised Statutes, 42-5-202, add (5) as follows:


SECTION 4. In Colorado Revised Statutes, 42-6-102, amend (11.5)(a); repeal (11.5)(b)(III); and add (20.5) as follows:

42-6-102. Definitions. As used in this part 1, unless the context otherwise requires:

(11.5) (a) "Off-highway vehicle" means a self-propelled vehicle that is:

(I) Designed to travel on wheels or tracks in contact with the ground; AND

(II) Designed primarily for use off of the public highways. and

(III) Generally and commonly used to transport persons for
recreational purposes.

(b) "Off-highway vehicle" includes vehicles commonly known as all-terrain vehicles and snowmobiles but does not include:

(III) Military vehicles;

(20.5) "SURPLUS MILITARY VEHICLE" HAS THE SAME MEANING SET FORTH IN SECTION 42-1-102.

SECTION 5. In Colorado Revised Statutes, 42-6-107, amend

(1)(a)(II) as follows:

42-6-107. Certificates of title - contents - rules. (1)(a)(II) In addition to other information that the director may by rule require, the certificates of title must contain the make and model of the motor or off-highway vehicle described in the record, if the information is available, together with the motor and any other serial number of the vehicle; and a description of any other marks or symbols placed upon the vehicle by the vehicle manufacturer for identification purposes; AND, IF THE VEHICLE IS A SURPLUS MILITARY VEHICLE, A NOTATION TO THAT EFFECT.

SECTION 6. 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.