A BILL FOR AN ACT

CONCERNING THE USE OF SURPLUS MILITARY VEHICLES FOR SPECIALIZED PURPOSES UNDER THE "UNIFORM MOTOR VEHICLE LAW".

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 clarifies that a surplus military vehicle may be used or adapted as an implement of husbandry, which allows the vehicle to be used on the roads in the same manner as a tractor.

The bill also authorizes a surplus military vehicle to be used as an authorized emergency vehicle, which need not be registered as a motor
Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 42-1-102, amend (44)(a); 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:

(44)(a) On and after July 1, 2000, "Implement of husbandry" means every vehicle that is designed, adapted, or used for agricultural purposes. "IMPLEMENT OF HUSBANDRY" also includes:

(A) Equipment used solely for the application of liquid, gaseous, and dry fertilizers. Transportation of fertilizer in or on the equipment used for its application shall be deemed a part of application if it is incidental to such application.

(B) It also includes Hay balers, hay stacking equipment, combines, tillage and harvesting equipment, agricultural commodity handling equipment, and other heavy movable farm equipment primarily used on farms or in a livestock production facility and not on the highways; AND

(C) SURPLUS MILITARY VEHICLES THAT ARE ADAPTED FOR OR USED FOR AGRICULTURE.

(II) Trailers specially designed to move such agricultural equipment on highways shall be, for the purposes of part 5 of article 4 of this title, be considered as TITLE 42, component parts of such implements of husbandry.

(102.6) "SURPLUS MILITARY VEHICLE" HAS THE MEANING SET FORTH IN SECTION 42-6-102 (20.5); EXCEPT THAT "SURPLUS MILITARY
VEHICLE" DOES NOT INCLUDE A MILITARY VEHICLE AS DEFINED IN SUBSECTION (52.5) OF THIS SECTION.

SECTION 2. In Colorado Revised Statutes, 42-4-108, amend (5) as follows:

42-4-108. Public officers to obey provisions - exceptions for emergency vehicles. (5) (a) The state motor vehicle licensing agency shall designate any particular vehicle as an authorized emergency vehicle upon a finding that the designation of that vehicle is necessary to the preservation of life or property or to the execution of emergency governmental functions. Such designation shall be in writing, and the written designation shall be carried in the vehicle at all times, but failure to carry the written designation shall not affect the status of the vehicle as an authorized emergency vehicle.

(b) A SURPLUS MILITARY VEHICLE MAY BE DESIGNATED AS AN AUTHORIZED EMERGENCY VEHICLE UNDER THIS SUBSECTION (5). A SURPLUS MILITARY VEHICLE NEED NOT BE REGISTERED IN ACCORDANCE WITH ARTICLE 3 OF THIS TITLE 42 TO BE DESIGNATED AS AN AUTHORIZED EMERGENCY VEHICLE UNDER THIS SUBSECTION (5).

SECTION 3. 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 5, 2020, if adjournment sine die is on May 6, 2020); 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 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.