

**First Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 23-0460.02 Conrad Imel x2313

**HOUSE BILL 23-1059**

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**HOUSE SPONSORSHIP**

**Weinberg,**

**SENATE SPONSORSHIP**

**(None),**

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**House Committees**

Transportation, Housing & Local Government  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING STUDYING PERMITTING MOTORCYCLES TO DRIVE**  
102 **AROUND MOTOR VEHICLES TRAVELING IN THE SAME DIRECTION.**

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**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>.)*

Under current law, the driver of a motorcycle is prohibited from overtaking or passing a motor vehicle by driving in the same lane as the motor vehicle or between rows of motor vehicles, a practice known as "lane splitting".

The bill requires the Colorado department of transportation, in collaboration with the Colorado state patrol, to conduct a feasibility study

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words or numbers indicate deletions from existing law.

of permitting motorcycle lane splitting and report the results of the study to the transportation committees of the house of representatives and the senate by December 31, 2023.

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

2           **SECTION 1.** In Colorado Revised Statutes, **add** 43-1-131 as  
3 follows:

4           **43-1-131. Motorcycle lane splitting study - report - repeal.**

5 (1) THE DEPARTMENT, IN COLLABORATION WITH THE COLORADO STATE  
6 PATROL, SHALL STUDY THE FEASIBILITY OF PERMITTING THE DRIVER OF A  
7 MOTORCYCLE TO PASS OR OVERTAKE A MOTOR VEHICLE THAT IS STOPPED  
8 OR TRAVELING NO FASTER THAN FORTY MILES PER HOUR BY DRIVING  
9 ALONGSIDE THE MOTOR VEHICLE IN THE SAME LANE OR DRIVING BETWEEN  
10 ROWS OF STOPPED OR MOVING MOTOR VEHICLES, REFERRED TO IN THIS  
11 SECTION AS "LANE SPLITTING". THE STUDY MUST, AT A MINIMUM:

12           (a) IDENTIFY AND ANALYZE THE BENEFITS AND DRAWBACKS OF  
13 PERMITTING MOTORCYCLE LANE SPLITTING;

14           (b) IDENTIFY POTENTIAL SAFETY ISSUES AND BENEFITS RELATED  
15 TO PERMITTING MOTORCYCLE LANE SPLITTING;

16           (c) IDENTIFY POTENTIAL AIR QUALITY IMPROVEMENTS RELATED TO  
17 LANE SPLITTING; AND

18           (d) IDENTIFY AND STUDY MOTOR VEHICLE LAWS AND THE  
19 EFFICACY OF THE LAWS IN STATES THAT PERMIT LANE SPLITTING.

20           (2) NOT LATER THAN DECEMBER 31, 2023, THE DEPARTMENT SHALL  
21 SUBMIT A REPORT ON THE STUDY TO THE HOUSE OF REPRESENTATIVES  
22 TRANSPORTATION, HOUSING, AND LOCAL GOVERNMENT COMMITTEE AND  
23 THE SENATE TRANSPORTATION AND ENERGY COMMITTEE, OR THEIR  
24 SUCCESSOR COMMITTEES.

1           (3) THIS SECTION IS REPEALED, EFFECTIVE JUNE 30, 2024.

2           **SECTION 2.** In Colorado Revised Statutes, 24-33.5-204, **add** (3)  
3 as follows:

4           **24-33.5-204. Departmental cooperation - repeal.** (3) (a) THE  
5 COLORADO STATE PATROL SHALL COLLABORATE WITH THE DEPARTMENT  
6 OF TRANSPORTATION ON THE MOTORCYCLE LANE SPLITTING FEASIBILITY  
7 STUDY DESCRIBED IN SECTION 43-1-131.

8           (b) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JUNE 30, 2024.

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