



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Final Fiscal Note

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| Drafting Number: | LLS 23-0494 | Date: | July 18, 2023 |
| Prime Sponsors: | Rep. Luck; Boesenecker Sen. Pelton, R.; Ginal | Bill Status: | Signed into Law |
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| Bill Topic: | TWO-LANE STATE HIGHWAY STAGGERED DELINEATOR POSTS |
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| Summary of Fiscal Impact: | <input type="checkbox"/> State Revenue | <input type="checkbox"/> TABOR Refund |
| | <input checked="" type="checkbox"/> State Expenditure | <input type="checkbox"/> Local Government |
| | <input type="checkbox"/> State Transfer | <input type="checkbox"/> Statutory Public Entity |

The bill requires the Department of Transportation to consider implementing flexible delineator posts whenever constructing, repaving, or repairing any section of two-lane state highway if farming or other oversize loads actively utilize that section of the highway. It may increase state expenditures beginning in FY 2023-24.

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| Appropriation Summary: | No appropriation is required. |
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| Fiscal Note Status: | The fiscal note reflects the enacted bill. |
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Summary of Legislation

The bill requires the Colorado Department of Transportation (CDOT) to consider implementing flexible delineator posts whenever constructing, repaving, or repairing any section of two-lane state highway actively used by farming equipment or other oversize loads. CDOT must stagger the posts no less than every 1/10 mile where it is practical to do so. The bill clarifies that CDOT is not required to place delineator posts where the department does not deem them necessary.

Background

CDOT maintains 3,927 miles of two-lane state highways, of which less than 5 percent have flexible delineator posts. Data is not currently available on lane miles which are actively used by farming equipment or other oversize loads.

State Expenditures

The bill may increase state expenditures in CDOT from the State Highway Fund beginning in FY 2023-24 by an indeterminate amount. CDOT will decide on a project-by-project basis whether to implement flexible delineator posts, and costs will be addressed within available project funding from

the State Highway Fund, which is continuously appropriated to the department. For informational purposes, locating and installing one flexible delineator post costs an estimated \$107 per post if the post is installed by CDOT maintenance workers, and \$146 per post if the post is installed by a contractor.

Effective Date

The bill was signed into law by the Governor on June 5, 2023, and takes effect on August 7, 2023, assuming no referendum petition is filed.

State and Local Government Contacts

Counties
Public Safety

Information Technology
Transportation

Municipalities