

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

DRAFT
9/7/23

Bill 3

LLS NO. 24-0249.01 Josh Schultz x5486

INTERIM COMMITTEE BILL

Transportation Legislation Review Committee

BILL TOPIC: Classification Commercial Motor Vehicle Offenses

A BILL FOR AN ACT

101 **CONCERNING THE PENALTIES FOR LICENSING VIOLATIONS INVOLVING**
102 **THE OPERATION OF A COMMERCIAL MOTOR VEHICLE.**

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/>.)

Transportation Legislation Review Committee. The bill changes the classification of certain offenses involving the operation of a commercial motor vehicle from a class A traffic infraction to a class 1 misdemeanor traffic offense. This penalty, however, does not apply if the defendant presents a valid commercial driver's license to the court within 30 days after the citation or at the person's first scheduled court

*Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words indicate deletions from existing law.*

appearance.

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

2 **SECTION 1.** In Colorado Revised Statutes, 42-2-404, **amend** (3)
3 as follows:

4 **42-2-404. Commercial driver's license - limitations - rules.**

5 (3) In addition to any applicable federal penalty concerning commercial
6 motor vehicle operators, any person who violates subsection (1) or (2) of
7 this section, or any rule or regulation promulgated by the department
8 pursuant to this part 4, commits a class ~~A traffic infraction~~ 1
9 MISDEMEANOR TRAFFIC OFFENSE; EXCEPT THAT THE PENALTIES SPECIFIED
10 IN SECTION 42-4-1701 (3)(a)(II)(A) DO NOT APPLY IF THE PERSON WHO
11 VIOLATES SUBSECTION (1) OF THIS SECTION PRESENTS A VALID
12 COMMERCIAL DRIVER'S LICENSE TO THE APPLICABLE COURT WITHIN
13 THIRTY DAYS AFTER THE DATE OF THE CITATION OR AT THE PERSON'S FIRST
14 SCHEDULED COURT APPEARANCE.

15 **SECTION 2. Applicability.** This act applies to offenses
16 committed on or after the effective date of this act.

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