

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

**PREAMENDED**

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

LLS NO. 12-0051.01 Jery Payne x2157

**SENATE BILL 12-059**

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**SENATE SPONSORSHIP**

**Brophy,**

**HOUSE SPONSORSHIP**

**Sonnenberg,**

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**Senate Committees**

Transportation  
Appropriations

**House Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING COMMERCIAL VEHICLE STANDARDS APPLIED TO CERTAIN**  
102 **VEHICLES UNDER TWENTY-SIX THOUSAND ONE POUNDS.**

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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://www.leg.state.co.us/billsummaries>.)*

The bill raises from 10,001 to 26,001 pounds the gross combination rating of a motor vehicle and trailer that triggers compliance with the commercial vehicle standards. In addition, a person who is transporting livestock in a motor vehicle and trailer combination is exempt from the standards if the motor vehicle without the trailer is not

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

a commercial vehicle exceeding 14,000 pounds gross vehicle weight rating, regardless of whether the trailer would make it exceed that weight.

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

2 **SECTION 1. In Colorado Revised Statutes, 42-4-235, add (2) (b)**  
3 **(IV) as follows:**

4 **42-4-235. Minimum standards for commercial vehicles - rules**  
5 **- repeal. (2) (b) Notwithstanding paragraph (a) of this subsection (2):**

6 **(IV) THIS SECTION DOES NOT APPLY TO A MOTOR VEHICLE OR**  
7 **MOTOR VEHICLE AND TRAILER COMBINATION:**

8 **(A) WITH A GROSS VEHICLE WEIGHT, GROSS VEHICLE WEIGHT**  
9 **RATING, OR GROSS COMBINATION RATING OF LESS THAN TWENTY-SIX**  
10 **THOUSAND ONE POUNDS;**

11 **(B) NOT OPERATED IN INTERSTATE COMMERCE;**

12 **(C) NOT TRANSPORTING HAZARDOUS MATERIALS REQUIRING**  
13 **PLACARDING;**

14 **(D) NOT TRANSPORTING EITHER SIXTEEN OR MORE PASSENGERS**  
15 **INCLUDING THE DRIVER OR EIGHT OR MORE PASSENGERS FOR**  
16 **COMPENSATION; AND**

17 **(E) THE MOTOR VEHICLE OR COMBINATION IS BEING USED SOLELY**  
18 **FOR AGRICULTURAL PURPOSES.**

19 **SECTION 2. Act subject to petition - effective date -**  
20 **applicability. (1) This act takes effect at 12:01 a.m. on the day following**  
21 **the expiration of the ninety-day period after final adjournment of the**  
22 **general assembly (August 7, 2012, if adjournment sine die is on May 9,**  
23 **2012); except that, if a referendum petition is filed pursuant to section 1**  
24 **(3) of article V of the state constitution against this act or an item, section,**  
25 **or part of this act within such period, then the act, item, section, or part**

1 will not take effect unless approved by the people at the general election  
2 to be held in November 2012 and, in such case, will take effect on the  
3 date of the official declaration of the vote thereon by the governor.

4 (2) The provisions of this act apply to offenses committed on or  
5 after the applicable effective date of this act.