

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 14, 2012
Date

Committee on Transportation.

After consideration on the merits, the Committee recommends the following:

SB12-059 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute the following:

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

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

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

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

12 (B) NOT OPERATED IN INTERSTATE COMMERCE;

13 (C) NOT TRANSPORTING HAZARDOUS MATERIALS REQUIRING
14 PLACARDING;

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

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

20 **SECTION 2. Act subject to petition - effective date -**
21 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following
22 the expiration of the ninety-day period after final adjournment of the
23 general assembly (August 7, 2012, if adjournment sine die is on May 9,

1 2012); except that, if a referendum petition is filed pursuant to section 1
2 (3) of article V of the state constitution against this act or an item, section,
3 or part of this act within such period, then the act, item, section, or part
4 will not take effect unless approved by the people at the general election
5 to be held in November 2012 and, in such case, will take effect on the
6 date of the official declaration of the vote thereon by the governor.

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

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