Second Regular Session Sixty-ninth General Assembly STATE OF COLORADO

REENGROSSED

This Version Includes All Amendments Adopted in the House of Introduction HOUSE BILL 14-1081

LLS NO. 14-0428.01 Esther van Mourik x4215

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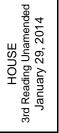
House Committees Transportation & Energy **Senate Committees**

A BILL FOR AN ACT

101	CONCERNING THE MOTOR CARRIER SAFETY FUND, AND,	IN
102	CONNECTION THEREWITH, CREATING THE FUND, TRANSFERF	RING
103	MONEY FROM THE HAZARDOUS MATERIALS SAFETY FUND TO	THE
104	MOTOR CARRIER SAFETY FUND, AND SPECIFYING THAT	ANY
105	EXCESS UNCOMMITTED RESERVES IN THE PUBLIC UTILI	TIES
106	COMMISSION MOTOR CARRIER FUND BE TRANSFERRED TO	THE
107	MOTOR CARRIER SAFETY FUND.	

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.)

Capital Development Committee. The bill creates the motor carrier safety fund to be used for the advancement of highway safety relating to commercial carrier operations. Beginning with the 2013-14 fiscal year, excess uncommitted reserves in the public utilities commission motor carrier fund are transferred to the motor carrier safety fund instead of the hazardous materials safety fund and the nuclear materials transportation fund. The bill also transfers money from the hazardous materials safety fund to the motor carrier safety fund.

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

2 SECTION 1. In Colorado Revised Statutes, 40-2-110.5, amend 3 (9) (a) as follows:

4 40-2-110.5. Annual fees - motor carriers - public utilities 5 commission motor carrier fund - created. (9) (a) For the $\frac{2006-07}{2006-07}$ 6 fiscal year 2013-14 FISCAL YEAR and for each fiscal year thereafter, if the 7 amount of uncommitted reserves in the motor carrier fund at the 8 conclusion of any given fiscal year exceeds ten percent of the fund's 9 expenditures during that fiscal year, the amount of the excess that is 10 attributable to revenues received from any motor carrier, motor private 11 carrier, broker, freight forwarder, leasing company, or any other person 12 required to register with the United States department of transportation 13 under the unified carrier registration system as authorized by federal law 14 and as provided for in section 40-10.5-102 shall be transferred to the 15 hazardous materials safety fund created in section 42-20-107, C.R.S., and 16 the nuclear materials transportation fund created in section 42-20-511, 17 C.R.S., proportional to the existing balances of those funds MOTOR 18 CARRIER SAFETY FUND CREATED IN SECTION 42-4-235 (6), C.R.S. 19 **SECTION 2.** In Colorado Revised Statutes, 42-4-235, add (6) as

20 follows:

-2-

1 42-4-235. Minimum standards for commercial vehicles - motor 2 carrier safety fund - created - rules. (6) THE MOTOR CARRIER SAFETY 3 FUND IS CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF 4 MONEYS TRANSFERRED FROM THE PUBLIC UTILITIES COMMISSION MOTOR 5 CARRIER FUND PURSUANT TO SECTION 40-2-110.5 (9) (a), C.R.S. MONEYS 6 IN THE FUND ARE SUBJECT TO APPROPRIATION BY THE GENERAL ASSEMBLY 7 FOR THE DIRECT AND INDIRECT COSTS OF THE ADVANCEMENT OF HIGHWAY 8 SAFETY RELATING TO COMMERCIAL CARRIER OPERATIONS PURSUANT TO 9 THIS SECTION. ALL INTEREST DERIVED FROM THE DEPOSIT AND 10 INVESTMENT OF MONEYS IN THE FUND ARE CREDITED TO THE FUND, AND 11 ANY MONEYS NOT APPROPRIATED REMAIN IN THE FUND AND DO NOT 12 TRANSFER OR REVERT TO THE GENERAL FUND OR ANY OTHER FUND.

13 SECTION 3. In Colorado Revised Statutes, 42-20-107, add (4) 14 as follows:

15 42-20-107. Hazardous materials safety fund. 16 (4) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, ON THE 17 EFFECTIVE DATE OF THIS SUBSECTION (4) THE STATE TREASURER SHALL 18 TRANSFER ONE MILLION SEVEN HUNDRED THIRTY THOUSAND EIGHT 19 HUNDRED THIRTY-NINE DOLLARS TO THE MOTOR CARRIER SAFETY FUND 20 CREATED IN SECTION 42-4-235 (6).

SECTION 4. Safety clause. The general assembly hereby finds,
 determines, and declares that this act is necessary for the immediate
 preservation of the public peace, health, and safety.