

**NOTE: The governor signed this measure on 3/31/2016.**

# An Act

HOUSE BILL 16-1122

BY REPRESENTATIVE(S) Everett, Humphrey, Joshi, Klingenschmitt, Neville P., Priola, Ransom, Saine, Van Winkle, Brown, Court, Melton, Salazar, Williams, Windholz;  
also SENATOR(S) Hill and Marble, Grantham, Baumgardner, Holbert, Lambert, Lundberg, Neville T., Scheffel, Scott, Todd, Woods, Cadman.

CONCERNING THE USE OF REMOTE STARTER SYSTEMS ON UNATTENDED VEHICLES.

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

**SECTION 1.** In Colorado Revised Statutes, **amend** 42-4-1206 as follows:

**42-4-1206. Unattended motor vehicle - definitions.** (1) ~~No~~ A person driving or in charge of a ~~AN UNLOCKED~~ motor vehicle shall NOT permit it to stand unattended without first stopping the engine, locking the ignition, removing the key from the ignition, and effectively setting the brake thereon. ~~and~~, When THE VEHICLE IS standing upon any grade, ~~said~~ THE person shall turn the front wheels to the curb or side of the highway in such a manner as to prevent the vehicle from rolling onto the traveled way.

(2) Any person who violates any provision of this section commits

*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

a class B traffic infraction.

(3) THE USE OR OPERATION OF A REMOTE STARTER SYSTEM AND ADEQUATE SECURITY MEASURES IS SUFFICIENT TO COMPLY WITH SUBSECTION (1) OF THIS SECTION.

(4) AS USED IN THIS SECTION:

(a) "ADEQUATE SECURITY MEASURES" INCLUDES, BUT IS NOT LIMITED TO:

(I) USING A VEHICLE THAT REQUIRES A KEY TO PUT THE VEHICLE INTO GEAR AND MOVE THE VEHICLE;

(II) KEEPING A KEYLESS START FOB OUT OF PROXIMITY OF THE VEHICLE; OR

(III) EMPLOYING STEERING WHEEL SECURITY DEVICES.

(b) "REMOTE STARTER SYSTEM" MEANS A DEVICE INSTALLED IN A MOTOR VEHICLE THAT ALLOWS THE ENGINE OF THE VEHICLE TO BE STARTED BY REMOTE OR RADIO CONTROL.

(5) NOTHING IN THIS SECTION PREEMPTS OR OTHERWISE IMPAIRS THE POWER OF LOCAL AUTHORITIES TO ENFORCE OR ENACT ORDINANCES OR RESOLUTIONS CONCERNING TIME LIMITS ON THE IDLING OF MOTOR VEHICLES WITHIN ONE YEAR AFTER THE EFFECTIVE DATE OF SUBSECTION (3) OF THIS SECTION.

**SECTION 2. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless

approved by the people at the general election to be held in November 2016 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

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Dickey Lee Hullinghorst  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Bill L. Cadman  
PRESIDENT OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

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Effie Ameen  
SECRETARY OF  
THE SENATE

APPROVED \_\_\_\_\_

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John W. Hickenlooper  
GOVERNOR OF THE STATE OF COLORADO