HB04-1076

Colorado Legislative Council Staff

STATE and LOCAL FISCAL IMPACT

Drafting Number:	LLS 04-0371	**Date:**	January 9, 2004
Prime Sponsor(s):	Rep. Madden	**Bill Status:**	House Transportation & Energy
	Sen. Arnold	**Fiscal Analyst:**	Chris Ward (303-866-5834)

TITLE: CONCERNING A PROHIBITION ON DRIVING MOTOR VEHICLES IN THE PASSING LANE EXCEPT WHEN APPROPRIATE.

Fiscal Impact Summary	FY 2004/2005	FY 2005/2006
State Revenues General Fund Cash Fund - Highway Users Tax Fund	at least $10,000	at least $10,000
State Expenditures General Fund		
FTE Position Change	0.0 FTE	0.0 FTE
Other State Impact: TABOR Impact		
Effective Date: July 1, 2004		
Appropriation Summary for FY 2004/2005: None required		
Local Government Impact: Increased HUTF distributions to counties and municipalities.		

Summary of Legislation

The bill makes it illegal to drive in the passing lane of a divided highway unless the driver is passing other vehicles or turning left. An exception is also allowed if the volume of traffic does not permit the vehicle to safely merge back into the non-passing lane. Offenses would be punishable as class A traffic infractions.

State Revenues

The bill establishes a new class A traffic infraction. Violators are subject to a fine of between $15 and $100. Revenue from this fine is credited to the Highway Users Tax Fund and used for highway purposes. It is estimated that the state patrol would issue at least 200 tickets per year under this bill, not counting tickets that are currently written for impeding the flow of traffic. Assuming an average fine of $50, the bill will increase HUTF revenue by at least $10,000 per year.

Local Government Impact

The bill will increase HUTF revenue from fines, 35 percent of which is distributed to counties and municipalities for highway purposes.

Departments Contacted

Judicial Public Safety Revenue Transportation