

**First Regular Session
Sixty-third General Assembly
STATE OF COLORADO**

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 01-1040.02 Christy Chase

SENATE BILL 01-241

SENATE SPONSORSHIP

Thiebaut,

HOUSE SPONSORSHIP

Grossman,

Senate Committees

Public Policy and Planning
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE FORMULATION OF A STATEWIDE MULTI-MODAL**
102 **TRANSPORTATION POLICY.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Requires the transportation commission to formulate and recommend a statewide multi-modal transportation policy to the governor and the general assembly within 180 days after the effective date of this act that takes into account at least the following:

- The policy that reducing the volume of traffic on public roads and highways through the use of alternative modes of transportation is directly related to the maintenance of such public roads and highways, the reduction of the frequency

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.

SENATE
3rd Reading Unamended
May 7, 2001

SENATE
2nd Reading Unamended
May 4, 2001

- of reconstruction or the need to reconstruct public roads and highways, and the reduction or elimination of the need to construct new public roads and highways;
- The coordinated development of a statewide multi-modal transportation system that promotes an objective evaluation of the full range of reasonable multi-modal transportation alternatives;
- The ability to use any state or federal funds or local match of state or federal funds that are available for multi-modal transportation under the jurisdiction of the transportation commission, including recommendations to: (1) eliminate any current legal restrictions on the use of moneys in or diverted to the highway users tax fund for the purpose of funding all modes of transportation; (2) identify other sources of revenues that may be utilized for the purpose of funding all modes of transportation; and (3) determine the desirability of allowing special transportation districts to levy a voter-approved sales tax of no more than 1% in order to coordinate with the implementation of the statewide multi-modal transportation system;
- Regional transportation plans, evaluating with specificity at least the following: (1) whether the regional transportation plans or the department's plan for a region reflect and coordinate with the statewide multi-modal transportation system; and (2) whether the planning process established for the development of regional transportation plans can be enhanced to coordinate with the statewide multi-modal transportation system.

Defines terms.

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

2 **SECTION 1.** 43-1-106 (8) (e), Colorado Revised Statutes, is
 3 amended to read:

4 **43-1-106. Transportation commission - powers and duties.**

5 (8) In addition to all other powers and duties imposed upon it by law, the
 6 commission has the following powers and duties:

7 (e) To advise and make recommendations to the governor and the
 8 general assembly relative to the transportation policy of the state and, to

1 achieve these ends, formulate and recommend for approval a statewide
2 MULTI-MODAL transportation policy to the governor and the general
3 assembly within ~~one year after June 4, 1999~~ ONE HUNDRED EIGHTY DAYS
4 AFTER THE EFFECTIVE DATE OF THIS PARAGRAPH (e). In formulating the
5 policy, the commission shall take into consideration, but shall not be
6 limited to, the following factors:

7 (I) THE FACT THAT THE GENERAL ASSEMBLY HEREBY FINDS AND
8 DECLARES THAT REDUCING THE VOLUME OF TRAFFIC ON PUBLIC ROADS
9 AND HIGHWAYS THROUGH THE UTILIZATION OF ALTERNATIVE MODES OF
10 TRANSPORTATION IS DIRECTLY RELATED TO THE MAINTENANCE OF SUCH
11 PUBLIC ROADS AND HIGHWAYS, THE REDUCTION OF THE FREQUENCY OF
12 RECONSTRUCTION OR THE NEED TO RECONSTRUCT PUBLIC ROADS AND
13 HIGHWAYS, AND THE REDUCTION OR ELIMINATION OF THE NEED TO
14 CONSTRUCT NEW PUBLIC ROADS AND HIGHWAYS;

15 ~~(II)~~ (II) The coordinated development ~~and improvement of all~~
16 ~~modes~~ of A STATEWIDE MULTI-MODAL transportation ~~as developed~~
17 ~~pursuant to section 43-1-1103; and~~ SYSTEM THAT PROMOTES AN
18 OBJECTIVE EVALUATION OF THE FULL RANGE OF REASONABLE
19 MULTI-MODAL TRANSPORTATION ALTERNATIVES;

20 (III) THE ABILITY TO USE ANY STATE OR FEDERAL FUNDS OR LOCAL
21 MATCH OF STATE OR FEDERAL FUNDS THAT ARE AVAILABLE FOR
22 MULTI-MODAL TRANSPORTATION UNDER THE JURISDICTION OF THE
23 TRANSPORTATION COMMISSION, INCLUDING RECOMMENDATIONS TO:

24 (A) ELIMINATE ANY CURRENT LEGAL RESTRICTIONS THAT MAY
25 EXIST ON SOURCES OF REVENUE, INCLUDING ANY LEGAL RESTRICTIONS ON
26 USE OF THE MONEYS IN THE HIGHWAY USERS TAX FUND AND MONEYS
27 DIVERTED TO THE HIGHWAY USERS TAX FUND PURSUANT TO SECTION

1 39-26-123, C.R.S., TO ALLOW THE USE OF SAID MONEYS FOR THE PURPOSE
2 OF FUNDING ALL MODES OF TRANSPORTATION IN ORDER TO IMPLEMENT
3 THE STATEWIDE MULTI-MODAL TRANSPORTATION SYSTEM;

4 (B) IDENTIFY OTHER SOURCES OF REVENUE THAT MAY BE UTILIZED
5 FOR THE PURPOSE OF FUNDING ALL MODES OF TRANSPORTATION IN ORDER
6 TO IMPLEMENT THE STATEWIDE MULTI-MODAL TRANSPORTATION SYSTEM;
7 AND

8 (C) DETERMINE THE DESIRABILITY OF ALLOWING SPECIAL
9 TRANSPORTATION DISTRICTS TO LEVY A VOTER APPROVED SALES TAX NOT
10 TO EXCEED ONE PERCENT IN ORDER TO COORDINATE WITH THE
11 IMPLEMENTATION OF THE STATEWIDE MULTI-MODAL TRANSPORTATION
12 SYSTEM;

13 (IV) REGIONAL TRANSPORTATION PLANS DEVELOPED PURSUANT TO
14 SECTION 43-1-1103, EVALUATING WITH SPECIFICITY AT LEAST THE
15 FOLLOWING:

16 (A) THE EXTENT TO WHICH THE STATEWIDE MULTI-MODAL
17 TRANSPORTATION POLICY AND PLAN REFLECTS AND INTEGRATES THE
18 TWENTY-YEAR TRANSPORTATION PLANS OF EACH TRANSPORTATION
19 PLANNING REGION OR THE DEPARTMENT'S PLAN FOR A REGION; AND

20 (B) WHETHER THE COORDINATION OF THE PLANNING PROCESSES
21 OF THE TRANSPORTATION PLANNING REGIONS AND THE DEPARTMENT SET
22 FORTH IN SECTION 43-1-1103 AND THE PROVISIONS OF THIS PARAGRAPH (e)
23 CAN BE ENHANCED TO IMPROVE THE DEVELOPMENT AND IMPLEMENTATION
24 OF THE STATEWIDE MULTI-MODAL TRANSPORTATION SYSTEM; AND

25 ~~(H)~~ (V) The coordination of recommendations made under this
26 paragraph (e) relating to airport and intrastate commercial air service with
27 all other recommendations to the governor and the general assembly for

1 the development ~~and improvement~~ of the statewide MULTI-MODAL
2 transportation system.

3 **SECTION 2.** 43-1-102, Colorado Revised Statutes, is amended
4 BY THE ADDITION OF THE FOLLOWING NEW SUBSECTIONS to
5 read:

6 **43-1-102. Definitions.** As used in this article, unless the context
7 otherwise requires:

8 (4.5) "MODE OF TRANSPORTATION" MEANS A PARTICULAR FORM OF
9 TRAVEL, INCLUDING, BUT NOT LIMITED TO, MOTOR VEHICLE, RAIL, MASS
10 TRANSIT, AIRCRAFT, BICYCLE, OR PEDESTRIAN TRAVEL.

11 (4.7) "MULTI-MODAL TRANSPORTATION" MEANS:

12 (a) ALL MODES OF TRANSPORTATION INDIVIDUALLY; OR

13 (b) A COMPREHENSIVE OR INTEGRATED APPROACH TO
14 TRANSPORTATION THAT INCORPORATES SEVERAL MODES OF
15 TRANSPORTATION.

16 **SECTION 3. No appropriation.** The general assembly has
17 determined that this act can be implemented within existing
18 appropriations, and therefore no separate appropriation of state moneys
19 is necessary to carry out the purposes of this act.

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