

SB184_L.003

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Transportation & Energy.

SB24-184 be amended as follows:

1 Amend printed bill, page 10, before line 25 insert:

2 "SECTION 2. In Colorado Revised Statutes, 29-1-203.5, amend
3 (1)(a) as follows:

4 **29-1-203.5. Separate legal entity established under section**
5 **29-1-203 - legal status - authority to exercise special district powers**
6 **- additional financing powers.** (1) (a) Any combination of counties,
7 municipalities, special districts, or other political subdivisions of this state
8 that are each authorized to own, operate, finance, or otherwise provide
9 public improvements, functions, services, or facilities may enter into a
10 contract under section 29-1-203 to establish a separate legal entity to
11 provide any such public improvements, functions, services, or facilities.
12 IN ADDITION, SUCH A SEPARATE LEGAL ENTITY MAY BE ESTABLISHED AS
13 AUTHORIZED BY SECTIONS 32-19-119 (1)(w.5), 32-22-106 (1)(s.5),
14 43-1-106 (8)(q.5), AND 43-4-806 (6)(p.5). Any separate legal entity
15 established is a political subdivision and public corporation of the state
16 and is separate from the parties to the contract if the contract or an
17 amendment to the contract states that the entity is formed in conformity
18 with the provisions of this section and that the provisions of this section
19 apply to the entity."

20 Renumber succeeding sections accordingly.

21 Page 12, line 3, strike "and (4)".

22 Page 12, line 5, after "**construction -**" insert "**front range passenger rail**
23 **service -**".

24 Page 12, line 6, strike "**district - report.**" and substitute "**district.**".

25 Page 12, strike lines 12 to 27.

26 Strike page 13.

27 Page 14, strike line 1.

28 Page 14, line 8, strike "32-9-107.7 (4)," and substitute "32-22-103 (5),".

29 Page 14, line 11, after "29-1-203.5" insert "or pursuant to articles 121 to
30 137 of title 7".

1 Page 14, after line 17, insert:

2 "SECTION 5. In Colorado Revised Statutes, 32-22-103, **add** (5)
3 as follows:

4 **32-22-103. Front range passenger rail district - creation -**
5 **purpose - boundaries - reports.** (5) (a) IN PURSUING THE COMPLETION
6 OF CONSTRUCTION AND OPERATION OF THE NORTHWEST FIXED GUIDEWAY
7 CORRIDOR, INCLUDING AN EXTENSION OF THE CORRIDOR TO FORT COLLINS
8 AS THE FIRST PHASE OF FRONT RANGE PASSENGER RAIL SERVICE, THE
9 DISTRICT, THE DEPARTMENT OF TRANSPORTATION, THE
10 HIGH-PERFORMANCE TRANSPORTATION ENTERPRISE, CREATED IN SECTION
11 43-4-806 (2)(a)(I), AND THE REGIONAL TRANSPORTATION DISTRICT,
12 CREATED IN SECTION 32-9-105, SHALL PROVIDE A REPORT CONTAINING AN
13 IMPLEMENTATION PLAN FOR CONSTRUCTION AND OPERATIONS OF THE
14 CORRIDOR TO THE TRANSPORTATION LEGISLATION REVIEW COMMITTEE,
15 CREATED IN SECTION 43-2-145 (1)(a), OR ITS SUCCESSOR COMMITTEE, AND
16 TO THE GOVERNOR NO LATER THAN SEPTEMBER 30, 2024. THE
17 IMPLEMENTATION PLAN MUST:

18 (I) IDENTIFY ALL ONGOING OR COMPLETED STUDIES AND SERVICE
19 DEVELOPMENT PLANS THAT COULD BE LEVERAGED TO ACCELERATE
20 APPROVAL AND PERMITTING AND REQUIRE THE DISTRICT AND THE
21 DEPARTMENT OF TRANSPORTATION TO USE EXISTING CONTRACTS TO THE
22 EXTENT POSSIBLE TO CONDUCT RAIL TRAFFIC CONTROLLER MODELING AND
23 OTHER ANALYSES FOR INTERCITY PASSENGER RAIL SERVICE FROM UNION
24 STATION TO FORT COLLINS FOR AT LEAST TWO SCENARIOS, INCLUDING A
25 SCENARIO OF THREE ROUND TRIPS PER DAY AND A SCENARIO OF FIVE
26 ROUND TRIPS PER DAY;

27 (II) IDENTIFY AND EVALUATE OPTIONS FOR CREATING A NEW
28 STANDALONE ENTITY SUCH AS A COLORADO RAIL AUTHORITY, A SEPARATE
29 LEGAL ENTITY CREATED PURSUANT TO SECTIONS 29-1-203 AND
30 29-1-203.5, A SEPARATE LEGAL ENTITY CREATED PURSUANT TO ARTICLES
31 121 TO 137 OF TITLE 7, OR A STANDALONE INTERGOVERNMENTAL
32 AGREEMENT AS A BUSINESS MODEL WITH A GOAL OF CREATING SUCH A
33 SEPARATE LEGAL ENTITY OR EXECUTING SUCH AN AGREEMENT NO LATER
34 THAN DECEMBER 31, 2024; AND

35 (III) EXPLORE THE VIABILITY OF AMTRAK OR OTHER ENTITIES AS
36 POTENTIAL OPERATORS FOR INTERCITY PASSENGER RAIL SERVICE.

37 (b) IN ADDITION TO THE REPORT REQUIRED BY SUBSECTION (5)(a)
38 OF THIS SECTION, NO LATER THAN MARCH 1, 2025, THE DISTRICT, THE
39 DEPARTMENT OF TRANSPORTATION, THE HIGH-PERFORMANCE
40 TRANSPORTATION ENTERPRISE, CREATED IN SECTION 43-4-806 (2)(a)(I),
41 THE REGIONAL TRANSPORTATION DISTRICT, CREATED IN SECTION

1 32-9-105, AND ANY SEPARATE LEGAL ENTITY CREATED PURSUANT TO
2 SECTIONS 29-1-203 AND 29-1-203.5 OR ARTICLES 121 TO 137 OR TITLE 7
3 SHALL PROVIDE A REPORT CONCERNING A PLAN TO BEGIN PROVIDING
4 FRONT RANGE PASSENGER RAIL SERVICE NO LATER THAN JANUARY 1,
5 2029, TO THE HOUSE OF REPRESENTATIVES TRANSPORTATION, HOUSING
6 AND LOCAL GOVERNMENT COMMITTEE AND THE SENATE TRANSPORTATION
7 AND ENERGY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, AND THE
8 GOVERNOR. THE REPORT SHALL INCLUDE AN ASSESSMENT OF WHETHER
9 ADDITIONAL REVENUE IS NEEDED TO SUPPORT SUCH SERVICE AND, IF SO,
10 RECOMMENDED SOURCES OF SUCH FUNDING.

11 (c) IN ADDITION TO THE REPORTS REQUIRED IN SUBSECTIONS (5)(a)
12 AND (5)(b) OF THIS SECTION, IF FRONT RANGE PASSENGER SERVICE HAS
13 NOT BEGUN BY JANUARY 1, 2029, THE DISTRICT, IN COOPERATION WITH
14 THE DEPARTMENT OF TRANSPORTATION, THE HIGH-PERFORMANCE
15 TRANSPORTATION ENTERPRISE, CREATED IN SECTION 43-4-806 (2)(a)(I),
16 THE REGIONAL TRANSPORTATION DISTRICT, CREATED IN SECTION
17 32-9-105, AND ANY SEPARATE LEGAL ENTITY CREATED PURSUANT TO
18 SECTIONS 29-1-203 AND 29-1-203.5 OR ARTICLES 121 TO 137 OF TITLE 7
19 SHALL PROVIDE A REPORT DETAILING THE REASONS WHY SUCH SERVICE
20 HAS NOT BEGUN AND A DETAILED PLAN FOR PROVIDING SERVICE ON
21 JANUARY 1, 2029, AND EACH SIX MONTHS THEREAFTER UNTIL SERVICE IS
22 INITIATED."

23 Renumber succeeding sections accordingly.

24 Page 15, line 3, after "29-1-203.5" insert "OR PURSUANT TO ARTICLES 121
25 TO 137 OF TITLE 7".

26 Page 15, line 21, after "29-1-203.5" insert "OR PURSUANT TO ARTICLES
27 121 TO 137 OF TITLE 7".

28 Page 16, after line 2 insert:

29 "SECTION 8. In Colorado Revised Statutes, 43-1-117.5, add (5)
30 as follows:

31 **43-1-117.5. Transit and rail division - created - powers and**
32 **duties - pilot project to expand transit - reports - repeal.** (5) (a) THE
33 TRANSIT AND RAIL DIVISION SHALL PROVIDE A REPORT CONTAINING A
34 DEVELOPMENT PLAN FOR ROCKY MOUNTAIN RAIL SERVICE TO THE HOUSE
35 OF REPRESENTATIVES TRANSPORTATION, HOUSING AND LOCAL
36 GOVERNMENT COMMITTEE AND THE SENATE TRANSPORTATION AND
37 ENERGY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, AND THE
38 GOVERNOR NO LATER THAN DECEMBER 31, 2024.

- 1 (b) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE JULY 1, 2025."
- 2 Renumber succeeding sections accordingly.
- 3 Page 16, line 16, strike "CLASS I" and substitute "HOST".
- 4 Page 16, line 17 , strike "RAILWAY and substitute "RAILROAD" and after
- 5 "ADMINISTRATION," insert "OTHER POTENTIAL OPERATORS".
- 6 Page 20, line 1, strike "(8)(b),".
- 7 Page 30, strike lines 15 through 27.
- 8 Page 31, strike lines 1 through 7.

** *** ** *** **