

First Regular Session
Seventieth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 15-0935.01 Jery Payne x2157

HOUSE BILL 15-1329

HOUSE SPONSORSHIP

Brown and Court, Priola, Arndt, Becker J., Coram, Willett, Wilson

SENATE SPONSORSHIP

Donovan and Roberts,

House Committees

Local Government

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE CREATION OF A TASK FORCE TO STUDY
102 OFF-HIGHWAY VEHICLE USE ON ROADS.

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>.)

The bill creates the off-highway task force to study the issue of road use by off-highway vehicles. The task force represents:

- ! The agriculture, livestock, and natural resources committee of the house of representatives;
- ! The senate;
- ! The Colorado state patrol;

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.

- ! 3 county commissioners nominated by an association of counties;
- ! The division of parks and wildlife;
- ! The environmental community;
- ! The finance committee of the house of representatives;
- ! An association of hunting outfitters;
- ! An active member of an off-road recreation club or association;
- ! Powersports dealers; and
- ! Colorado sheriffs.

The task force will make recommendations to the general assembly, including any recommended legislation, by December 1, 2015.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** part 19 to article
3 2 of title 2 as follows:

4 PART 19

5 OFF-HIGHWAY VEHICLE TASK FORCE

6 **2-2-1901. Definitions.** AS USED IN THIS PART 19, UNLESS THE
7 CONTEXT OTHERWISE REQUIRES:

8 (1) "OFF-HIGHWAY VEHICLES" MEANS VEHICLES DESIGNED
9 PRIMARILY FOR OFF-ROAD USE, INCLUDING ALL-TERRAIN VEHICLES AND
10 SIDE-BY-SIDE VEHICLES.

11 (2) "ROAD" MEANS A PUBLICLY MAINTAINED RIGHT-OF-WAY USED
12 PRIMARILY BY MOTOR VEHICLES AND NOT SPECIFICALLY DESIGNATED FOR
13 OFF-HIGHWAY USE.

14 (3) "TASK FORCE" MEANS THE OFF-HIGHWAY VEHICLE TASK FORCE
15 CREATED IN SECTION 2-2-1902.

16 **2-2-1902. Task force created - off-highway vehicles.** (1) THE
17 OFF-HIGHWAY VEHICLE TASK FORCE IS HEREBY CREATED TO STUDY THE
18 ISSUE OF DRIVING OFF-HIGHWAY VEHICLES ON ROADS. THE TASK FORCE
19 SHALL CONSIDER SAFETY AND ACCESS ISSUES AND ANY REGULATION

1 NECESSARY TO OPERATE OFF-HIGHWAY VEHICLES ON ROADS.

2 (2) NO LATER THAN JULY 1, 2015, THE SPEAKER AND MINORITY
3 LEADER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT AND THE
4 MINORITY LEADER OF THE SENATE SHALL APPOINT THE MEMBERS OF THE
5 TASK FORCE. THE APPOINTING AUTHORITIES SHALL ENSURE THAT THE
6 TASK FORCE CONSISTS OF THIRTEEN MEMBERS WHO REPRESENT THE
7 FOLLOWING:

8 (a) THE AGRICULTURE, LIVESTOCK, AND NATURAL RESOURCES
9 COMMITTEE OF THE HOUSE OF REPRESENTATIVES;

10 (b) THE SENATE;

11 (c) THE COLORADO STATE PATROL;

12 (d) THREE COUNTY COMMISSIONERS WHO ARE NOMINATED BY AN
13 ASSOCIATION OF COLORADO COUNTIES;

14 (e) THE DIVISION OF PARKS AND WILDLIFE;

15 (f) THE ENVIRONMENTAL COMMUNITY;

16 (g) THE FINANCE COMMITTEE OF THE HOUSE OF REPRESENTATIVES;

17 (h) AN ASSOCIATION OF HUNTING OUTFITTERS;

18 (i) AN ACTIVE MEMBER OF AN OFF-ROAD RECREATION CLUB OR
19 ASSOCIATION;

20 (j) POWERSPORTS DEALERS OR A POWERSPORTS DEALER
21 ASSOCIATION; AND

22 (k) COLORADO SHERIFFS;

23 (3) IF A VACANCY OCCURS ON THE TASK FORCE, THE ORIGINAL
24 APPOINTING AUTHORITY SHALL APPOINT A PERSON WHO MEETS THE
25 REQUIREMENTS OF THE VACANT POSITION TO FILL THE VACANCY AS SOON
26 AS POSSIBLE AFTER THE VACANCY OCCURS.

27 **2-2-1903. Meetings.** THE SPEAKER OF THE HOUSE OF

1 REPRESENTATIVES SHALL CONVENE THE FIRST MEETING OF THE TASK
2 FORCE NO LATER THAN OCTOBER 15, 2015. AT THE FIRST MEETING, THE
3 TASK FORCE MEMBERS SHALL SELECT FROM AMONG THE MEMBERSHIP A
4 PERSON TO SERVE AS CHAIR OF THE TASK FORCE. THE TASK FORCE SHALL
5 MEET UPON THE CALL OF THE CHAIR AS OFTEN AS NECESSARY TO
6 COMPLETE THE DUTIES SPECIFIED IN THIS PART 19, BUT IS URGED TO MEET
7 NO MORE OFTEN THAN NECESSARY AND NO MORE THAN TWICE IF POSSIBLE.
8 THE TASK FORCE MAY MEET WITHIN THE COMMITTEE HEARING ROOMS OF
9 THE STATE CAPITOL, SUBJECT TO AVAILABILITY.

10 **2-2-1904. Report.** THE TASK FORCE SHALL CONSIDER THE ISSUES
11 CONCERNING THE NEED TO DRIVE AN OFF-HIGHWAY VEHICLE ON
12 ROADWAYS AND MAKE RECOMMENDATIONS, INCLUDING ANY
13 RECOMMENDED LEGISLATION, TO THE GENERAL ASSEMBLY BY DECEMBER
14 1, 2015.

15 **2-2-1905. Repeal of part.** THIS PART 19 IS REPEALED, EFFECTIVE
16 JULY 1, 2017.

17 **SECTION 2. Safety clause.** The general assembly hereby finds,
18 determines, and declares that this act is necessary for the immediate
19 preservation of the public peace, health, and safety.