

First Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 11-0733.01 Jery Payne

SENATE BILL 11-099

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SENATE SPONSORSHIP

Brophy,

HOUSE SPONSORSHIP

Sonnenberg,

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Senate Committees  
Transportation

House Committees

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A BILL FOR AN ACT

101 CONCERNING AN EXEMPTION FOR CERTAIN VEHICLES FROM  
102 EQUIPMENT RULES THAT APPLY TO COMMERCIAL VEHICLES.

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>.)*

Currently, a motor vehicle is subject to commercial safety rules and to inspections for compliance with the rules if the vehicle or combination of vehicles is used in commerce and has a gross vehicle weight rating of at least 10,001 pounds. The bill exempts pickup trucks, sport utility vehicles, and trailers with a gross combination rating of less

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.*

than 26,001 pounds.

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

2 **SECTION 1.** 42-4-235 (1) (a) (I), Colorado Revised Statutes, is  
3 amended, and the said 42-4-235 (1) is further amended BY THE  
4 ADDITION OF THE FOLLOWING NEW PARAGRAPHS, to read:

5 **42-4-235. Minimum standards for commercial vehicles -**  
6 **repeal.** (1) As used in this section, unless the context otherwise requires:

7 (a) "Commercial vehicle" means:

8 (I) Any self-propelled or towed vehicle bearing an apportioned  
9 plate or having a manufacturer's gross vehicle weight rating or gross  
10 combination rating of AT LEAST ten thousand one pounds ~~or more, which~~  
11 ~~IF THE~~ vehicle is used in commerce on the public highways ~~of this state~~  
12 or is designed to transport sixteen or more passengers, including the  
13 driver, unless: ~~such~~

14 (A) THE COMBINATION OF VEHICLES IS A SPORT UTILITY VEHICLE  
15 OR PICKUP TRUCK AND TRAILER WITH A GROSS COMBINATION RATING OF  
16 LESS THAN TWENTY-SIX THOUSAND ONE POUNDS;

17 (B) THE vehicle is a school bus regulated ~~pursuant to~~ UNDER  
18 section 42-4-1904 or any vehicle that ~~does not have~~ HAS a gross vehicle  
19 weight rating of LESS THAN twenty-six thousand one ~~or more~~ pounds and  
20 that is owned or operated by a school district so long as such school  
21 district does not receive remuneration for the use of such vehicle, not  
22 including reimbursement for the use of ~~such~~ THE vehicle;

23 (d) "PICKUP TRUCK" MEANS A TRUCK DESIGNED WITH AN OPEN-TOP  
24 REAR CARGO BED THAT IS SEPARATE FROM THE CAB AND TYPICALLY  
25 MARKETED AND SOLD TO INDIVIDUALS FOR NONCOMMERCIAL USE.

1           (e) "SPORT UTILITY VEHICLE" MEANS A VEHICLE WITH A CHASSIS  
2           THAT IS SIMILAR TO A TRUCK DESIGNED FOR OCCASIONAL OFF-ROAD USE  
3           AND TYPICALLY MARKETED AND SOLD TO INDIVIDUALS FOR  
4           NONCOMMERCIAL USE.

5           **SECTION 2. Effective date - applicability.** This act shall take  
6           effect July 1, 2011, and shall apply to acts committed on or after said  
7           date.

8           **SECTION 3. Safety clause.** The general assembly hereby finds,  
9           determines, and declares that this act is necessary for the immediate  
10          preservation of the public peace, health, and safety.