

Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 10-1112.01 Jery Payne

SENATE BILL 10-196

SENATE SPONSORSHIP

Gibbs,

HOUSE SPONSORSHIP

Scanlan,

Senate Committees

Transportation
Appropriations

House Committees

Transportation & Energy

A BILL FOR AN ACT

101 CONCERNING THE MINIMUM SPEED AT WHICH A MOTOR VEHICLE MAY
102 TRAVEL ON INTERSTATE 70.

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>.)

Section 1 of the bill prohibits the department of transportation from setting a speed limit for one class of motor vehicle on interstate 70 that is more than 25 miles per hour less than the highest limit for another class of motor vehicle. **Section 2** prohibits a person from driving on a 6% uphill grade of interstate 70 at a speed that is less than 10 miles per hour

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.

HOUSE
2nd Reading Unam ended
May 7, 2010

SENATE
3rd Reading Unam ended
May 5, 2010

SENATE
2nd Reading Unam ended
May 4, 2010

below the speed limit or less than the minimum speed set by the department of transportation, except if necessary to obey traffic control devices, to enter or exit interstate 70, to compensate for the weather or traffic conditions, or to navigate a lane closure or blockage. The department of transportation will post signs notifying drivers of the restriction.

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

2 **SECTION 1.** 42-4-1102, Colorado Revised Statutes, is amended
3 BY THE ADDITION OF A NEW SUBSECTION to read:

4 **42-4-1102. Altering of speed limits.** (8) THE DEPARTMENT OF
5 TRANSPORTATION SHALL NOT SET A SPEED LIMIT ON INTERSTATE 70 FOR
6 COMMERCIAL VEHICLES OR ANY OTHER MOTOR VEHICLE THAT DIFFERS
7 FROM THE HIGHEST AUTHORIZED SPEED FOR ANY OTHER TYPE OF MOTOR
8 VEHICLE ON THE SAME PORTION OF A HIGHWAY BY MORE THAN
9 TWENTY-FIVE MILES PER HOUR.

10 **SECTION 2.** Part 11 of article 4 of title 42, Colorado Revised
11 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
12 read:

13 **42-4-1106. Minimum speed in left lane - interstate 70.**

14 (1) WHERE THE AVERAGE GRADE IS SIX PERCENT OR MORE UPHILL FOR AT
15 LEAST ONE MILE, NO PERSON SHALL OPERATE A MOTOR VEHICLE IN THE
16 FAR LEFT LANE OF TRAFFIC OF INTERSTATE 70 AT A SPEED OF LESS THAN
17 THE LOWER OF TEN MILES PER HOUR BELOW THE SPEED LIMIT OR THE
18 MINIMUM SPEED SET BY THE DEPARTMENT OF TRANSPORTATION, EXCEPT
19 IF:

- 20 (a) NECESSARY TO OBEY TRAFFIC CONTROL DEVICES;
21 (b) NECESSARY TO EXIT OR ENTER INTERSTATE 70;
22 (c) WEATHER OR TRAFFIC CONDITIONS REQUIRE SPEEDS SLOWER

1 THAN THE SPEED LIMIT NECESSARY UNDER SECTION 42-4-1101; OR

2 (d) NECESSARY BECAUSE OF A LANE CLOSURE OR BLOCKAGE.

3 (2) THE DEPARTMENT OF TRANSPORTATION SHALL POST SIGNS
4 GIVING THE PUBLIC NOTICE OF THIS SECTION.

5 **SECTION 3. Specified effective date - applicability.** This act
6 shall take effect July 1, 2010, and shall apply to offenses committed on
7 or after said date.

8 **SECTION 4. 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.