



CDOT 2015 Legislative Bill Tracking Sheet

HB15-1003

Fund Safe Routes To School Program

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| Bill Summary: | The bill allows the Safe Routes to School (SRTS) program to continue to fund projects across the state that encourage K-8 children to walk/bike to school. |
| CDOT Analysis: | An amendment changed the funding from CDOT funds to \$700K in general funds for non-infrastructure grants. SRTS remains a CDOT commitment to pay for infrastructure projects and the transportation commission is examining how much and from where the CDOT funding will come from to supplement the general fund revenue. |
| Fiscal Impact: | Current funding estimates range from \$750,000 for educational grants and \$1-2M for infrastructure. The non-infrastructure grants will come from the general fund and the infrastructure money would come from CDOT's existing budget. As of 4/16/15, a positive fiscal impact of \$750,000 for SRTS program, ability to roll over funds for three years. |
| Position: | Actively Support |
| Calendar Notification: | Friday, May 1 2015 SENATE STATE, VETERANS, & MILITARY AFFAIRS COMMITTEE Upon Adjournment SCR 356 (3) in senate calendar. |
| Sponsors: | TYLER / TODD |
| Status: | 04/27/2015 Introduced In Senate - Assigned to State, Veterans, & Military Affairs |

HB15-1004

Firefighter Motorcycle License Plate

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| Bill Summary: | This bill adds motorcycles to the list of vehicles in which firefighters may apply to receive special plates. CDOT tracks license plate bills to ensure the correct portion of the fee is credited to the HUTF. |
| | The bill passed both Houses. |
| CDOT Analysis: | CDOT tracks license plate bills to ensure the correct portion of the fee is credited to the HUTF. |
| Fiscal Impact: | \$2670 increase in revenue to CDOT. |
| Position: | Monitor |
| Calendar Notification: | NOT ON CALENDAR |
| Sponsors: | TYLER / TODD |
| Status: | 03/30/2015 Governor Signed |

HB15-1012

Sales & Use Tax Exemption For Dyed Diesel

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| Bill Summary: | At the state level dyed diesel is already exempt. The main impact of the legislation is to cities and counties that currently opt not to exempt dyed diesel from sales and use taxes. |
| | The bill passed the House and the Senate; sent to the Governor. |
| CDOT Analysis: | Continuing to monitor the bill to ensure it does not expand use of dyed diesel in a way that reduces revenue to HUTF. |
| Fiscal Impact: | Minimal and indeterminate. |
| Position: | Monitor |
| Calendar Notification: | NOT ON CALENDAR |
| Sponsors: | BECKER J. / SONNENBERG |
| Status: | 03/26/2015 Governor Signed |

[HB15-1014](#) **Biennial Registration Seasonal Farm Motor Vehicles**

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| Bill Summary: | The bill seeks to reduce the annual registration of agricultural vehicles to every other year. |
| CDOT Analysis: | This bill would reduce funding to the HUTF. It passed out of Transportation Committee 12-1 and passed out of Finance, but died in Appropriations. |
| Fiscal Impact: | The revised fiscal note shows a loss of state revenue of \$1.5M the first year and \$1.7M the second year if this bill passes. |
| Position: | Monitor/Oppose |
| Calendar Notification: | NOT ON CALENDAR |
| Sponsors: | DORE |
| Status: | 04/02/2015 House Committee on Appropriations Postpone Indefinitely |

[HB15-1026](#) **Reserved Parking Disabled Military License Plates**

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| Bill Summary: | The bill allows any military license plate to have an identifying figure for handicapped parking if the applicant demonstrates a physical impairment affecting mobility. |
| | The bill is currently in Appropriations. |
| CDOT Analysis: | No policy impact to CDOT. Will continue monitoring for impacts. |
| Fiscal Impact: | No fiscal impact to CDOT. |
| Position: | Monitor |
| Calendar Notification: | NOT ON CALENDAR |
| Sponsors: | ROUPE |
| Status: | 04/27/2015 House Considered Senate Amendments - Result was to Laid Over Daily |

[HB15-1043](#) **Felony Offense For Repeat DUI Offenders**

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| Bill Summary: | This bill creates a felony offense for 3 or more DUI/DWAI convictions under certain circumstances. |
| CDOT Analysis: | CDOT's Task Force on Drunk and Impaired Driving (CTFDID) follows these bills to |

ensure best practices continue to drive good policy. CDOT has heard that the CTFDID may be asked to do a study review of what other states have in place for a third DUI felony statute.

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| Fiscal Impact: | No fiscal impact on CDOT under current bill and a study review falls under the current role and scope of the CTFDID. |
| Position: | Monitor/Support |
| Calendar Notification: | Friday, May 1 2015 SENATE APPROPRIATIONS COMMITTEE 8:00 AM SCR 356 (9) in senate calendar. |
| Sponsors: | SAINE / COOKE |
| Status: | 04/30/2015 Senate Committee on Finance Refer Unamended to Appropriations |

HB15-1044 Periodic Legislative Review Executive Branch Rules

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| Bill Summary: | The bill creates a schedule for the legislative review, including a policy review and a legal review, over a 4-year period of all of CDOT's rules. The bill died on a thin bipartisan vote in committee. |
| CDOT Analysis: | CDOT already complies with the requirements of the bill, however the bill adds an unreasonable timeline for review of all rules. Quantifying the fiscal impact of our rules would require additional FTEs. |
| Fiscal Impact: | Estimated additional 3,000 hours of work to comply. |
| Position: | Oppose |
| Calendar Notification: | NOT ON CALENDAR |
| Sponsors: | KLINGENSCHMITT |
| Status: | 03/02/2015 House Committee on State, Veterans, & Military Affairs Postpone Indefinitely |

HB15-1046 Highway Project Contract Amount Limit Waivers

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| Bill Summary: | Bill allows the Executive Director to approve low bid project even if fewer than three bids applied. Transparency sideboards, such as a three year sunset and additional reporting to the General Assembly. |
| CDOT Analysis: | This bill helps increase the number of projects CDOT may accomplish in a year. Currently, CDOT needs to re-advertise bids with fewer than three bids, and this would allow those to go forward instead. The bill passed the House and the Senate. |
| Fiscal Impact: | CDOT spends around \$5-10,000 to re advertise these projects. |
| Position: | Actively Support |
| Calendar Notification: | NOT ON CALENDAR |
| Sponsors: | MORENO / SCOTT |
| Status: | 04/08/2015 Governor Signed |

HB15-1054 Off-Highway Vehicle Roadway Registration

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| Bill Summary: | Allows OHVs onto county roads. Establishes a titling and registration process for |
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OHV's. Would allow young children, ages 10 and up, to drive OHV's under direct parental supervision.

The bill died in the House Finance committee.

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| CDOT Analysis: | CDOT and CSP have safety concerns about OHV's on county roads, but the sponsor amended out language allowing young kids to drive OHV's. With these amendments, CO State Patrol and CDOT are neutral on the bill. |
| Fiscal Impact: | None |
| Position: | Monitor |
| Calendar Notification: | NOT ON CALENDAR |
| Sponsors: | BROWN |
| Status: | 02/19/2015 House Committee on Finance Postpone Indefinitely |

[HB15-1055](#)

Participation In State Employee Assistance Program

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| Bill Summary: | The bill clarifies that the dependant of a state employee is not eligible to be the sole and direct recipient of services from an employee assistance program, but that the program may allow the participation of a state employee's dependant or any other person who is not a state employee in an employee assistance program if such participation is necessary to provide effective counseling and assistance to a state employee. |
| CDOT Analysis: | Under current law, state employees may participate in assistance programs to address conflict resolution, crisis intervention, anger management, employer and employee mediation, consultations regarding problem employees, violence in the workplace training, sexual harassment training, and any other facilitated groups and workshops deemed necessary to address workplace challenges. There are certain situations in which the participation of a dependent of a state employee may improve the effectiveness of the employee assistance program. The bill passed both Houses and is awaiting the Governor's signature. |
| Fiscal Impact: | No impact |
| Position: | Monitor |
| Calendar Notification: | NOT ON CALENDAR |
| Sponsors: | ESGAR |
| Status: | 03/26/2015 Governor Signed |

[HB15-1068](#)

Motor Vehicle Impeding Traffic

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| Bill Summary: | The bill creates a presumption that a person is impeding traffic if at least 4 motor vehicles are following immediately behind and the person is traveling at least 5 miles per hour below the speed limit. Vehicles with the slow-moving vehicle emblem are exempted from the law against impeding traffic. |
| | There would have been some small increase to the HUTF from the traffic tickets citations, but the bill was PI'd in House Transportation. |
| CDOT Analysis: | The bill would have helped in traffic safety and flow on two lane roads. |
| Fiscal Impact: | The fiscal impact would've been minimal and indeterminate. |

Position: **Monitor**
Calendar Notification: NOT ON CALENDAR
Sponsors: WILSON
Status: 01/28/2015 House Committee on Transportation & Energy Postpone Indefinitely

[HB15-1077](#) **Modify Late Vehicle Registration Fee**

Bill Summary: Bill seeks to create a maximum limit of \$10 for FASTER late fees. Bill died in House State Affairs.

CDOT Analysis: By reducing the amount of the FASTER late fee charge, there would have been a significant fiscal impact to the FASTER budget for the state.

Fiscal Impact: \$10,536,000 revenue loss in FY2016-17 and beyond.

Position: **Monitor/Oppose**
Calendar Notification: NOT ON CALENDAR
Sponsors: WILSON
Status: 01/28/2015 House Committee on State, Veterans, & Military Affairs Postpone Indefinitely

[HB15-1089](#) **Register Title Kei Vehicle For Roadway**

Bill Summary: This bill authorizes a person to drive a kei vehicle on a roadway if it is registered with the division of motor vehicles. It sets the cost of registration to \$15 and specifies that the kei vehicle must follow the rules of the road and cannot be driven on limited-access highways or roads with a speed limit greater than 55 mph.

CDOT Analysis: CDOT looks at bills like these to ensure only safe vehicles are allowed on roads, and to apply appropriate FASTER fees to the vehicles. In the case of kei vehicles, they do not meet NHTSA safety standards for vehicles that can travel faster than 20 mph. These vehicles are unclassified, but CDOT is continuing to work with the sponsor to determine the registration amount to accurately reflect the appropriate registration fees.

Fiscal Impact: Defer to DOR. Minimal fiscal impact for CDOT based off of \$15 registration fee instead of actual registration fees.

Position: **Amend**
Calendar Notification: NOT ON CALENDAR
Sponsors: PRIMAVERA
Status: 04/22/2015 House Committee on Transportation & Energy Postpone Indefinitely

[HB15-1090](#) **County Retail Marijuana Impacts Grant Program**

Bill Summary: This bill would have skimmed 30% off the top from the Marijuana Tax Cash Fund for grants to counties looking for help with the impacts of marijuana.

The bill was PI'd in Local Government Committee.

CDOT Analysis: The MTCF is \$24.3M, so around \$7M off the top would have gone to the grant program in DOLA. Eight Departments receive MTCF money, with CDPHE and DHS with the most at \$9.7M.

Fiscal Impact: CDOT administers the Marijuana Impaired Driving campaign at \$450,000/yr.
Position: **Monitor**
Calendar Notification: NOT ON CALENDAR
Sponsors: DORE
Status: 02/05/2015 House Committee on Local Government Postpone Indefinitely

[HB15-1098](#) **Red Light Camera**

Bill Summary: The bill would prohibit the state and local governments from using technology that captures photos of vehicles breaking traffic laws.

Right now the bill is sitting in Appropriations.

CDOT Analysis: CDOT has opposed these bills over the last years because of the negative impact a prohibition of red light cameras has on traffic safety. Additionally, CDOT would be prohibited from using red light cameras in our work zones to protect worker safety.

Fiscal Impact: No fiscal impacts to CDOT.

Position: **Monitor/Oppose**

Calendar Notification: Friday, May 1 2015
THIRD READING OF BILLS - FINAL PASSAGE
(24) in house calendar.

Sponsors: HUMPHREY / NEVILLE T.

Status: 04/30/2015 House Second Reading Special Order - Passed with Amendments - Committee, Floor

[HB15-1109](#) **Additional SB09-228 Transfers To HUTF & Cap Constr**

Bill Summary: This bill continues SB228 transfers beyond the current five year limit if, during any of those years, the amount of SB228 funds zeros out because of TABOR growth limits. CDOT would receive SB228 transfers in subsequent years when the growth trigger does not apply.

CDOT Analysis: The protection of SB228 funding is of highest priority for CDOT. This bill allows additional funding to come to the Department outside of the current five year window, which is good. One risk is that this is seen as THE fix for SB228 funding and the General Assembly just kicks the problem down the road for future legislators. The bill was laid over while conversations continue about TABOR revenues.

Fiscal Impact: Significant positive impact for CDOT, with potential up to \$800M over all years of the transfer.

Position: **Monitor/Support**

Calendar Notification: Friday, May 1 2015
Appropriations
9:00 a.m. Room LSB-A
(15) in house calendar.

Sponsors: DELGROSSO

Status: 04/30/2015 House Committee on Finance Refer Unamended to Appropriations

[HB15-1110](#) **Review Of Principal Departments Of State Gov**

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| Bill Summary: | Requires the OSPB to do an audit/review of every state department to recommend whether to terminate, continue or reestablish the departments. |
| CDOT Analysis: | This would mean additional time and energy conforming with any new OSPB reviews. |
| Fiscal Impact: | CDOT's preparation and participation in this process would occur once. It is twofold in that 1) CDOT would provide sufficient info and data to DORA upon which to make a recommendation to OLLS on whether CDOT be terminated, continue or reestablished through discussions with the CFO (10 hours), COO (5 hours) and individual management divisions and offices (5 hours). Multiply the 5 hour number by the number of management participating in any analysis; and 2) Preparing the Exec Dir and CFO for appearing at any hearing(s), a min of 2 hours, and an 3 add'l hours attending any hearing(s). |
| Position: | Monitor |
| Calendar Notification: | NOT ON CALENDAR |
| Sponsors: | SZABO |
| Status: | 03/23/2015 House Committee on State, Veterans, & Military Affairs Postpone Indefinitely |

[HB15-1115](#) **Use Of Unmanned Aerial Vehicles**

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| Bill Summary: | This bill defines some privacy issues surrounding the use of unmanned aerial vehicles (UAVs). It was heard in Judiciary committee and held over for another week after members heard testimony. |
| CDOT Analysis: | CDOT continues to monitor to ensure economic development for UAV industry isn't harmed and CDOT can still use UAVs for CDOT purposes. |
| Fiscal Impact: | No fiscal impact to CDOT. |
| Position: | Monitor |
| Calendar Notification: | Friday, May 1 2015 GENERAL ORDERS - SECOND READING OF BILLS (3) in senate calendar. |
| Sponsors: | LAWRENCE |
| Status: | 04/29/2015 Senate Committee on Local Government Refer Amended to Senate Committee of the Whole |

[HB15-1134](#) **New Diesel Motor Vehicles Emissions Testing**

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| Bill Summary: | This bill allows heavy diesel fuel vehicles above 26,000 pounds and manufactured 2014 or later an additional two years before having an emissions test. The bill passed the House and is in the Senate. |
| CDOT Analysis: | CDOT impact is financial as we get a portion of the emission testing costs. |
| Fiscal Impact: | According to CDPHE, who manages the Diesel Opacity Program, the total hit to the state general fund would be just over \$3,000. |
| Position: | Monitor |
| Calendar Notification: | NOT ON CALENDAR |

Sponsors: CORAM / COOKE
Status: 04/27/2015 House Considered Senate Amendments - Result was to Concur - Repass

[HB15-1148](#)**Transfer Gen Fund Surplus To State Highway Fund**

Bill Summary: This most excellent bill takes the general fund surplus for this fiscal year and deposits it into the State Highway Fund. Unfortunately, the House committee disagreed and killed the bill.

CDOT Analysis: This would be a nice bonus. Interestingly, the committee votes were more partisan views on TABOR than the need for transportation funding. A reflection of the understood needs for infrastructure funding while not recognizing TABOR's negative effects.

Fiscal Impact: The latest surplus estimates range from \$125 - \$196M.

Position: **Monitor/Support**

Calendar Notification: NOT ON CALENDAR

Sponsors: BROWN

Status: 03/02/2015 House Committee on State, Veterans, & Military Affairs Postpone Indefinitely

[HB15-1173](#)**Winter Driving I-70 Tread Depth & Tire Chains**

Bill Summary: Requires a 4/32 inch tread depth on West I-70 during certain months and bad weather conditions. Allows Colorado State Patrol to enforce. The bill passed the House with a strong bipartisan vote. There will be an amendment in the Senate that keeps the same intent, but instead of specific dates for traction control devices, they will be required when weather events occur to justify them.

CDOT Analysis: The bill was amended in the Senate to include more highways and mountain passes, however, it was then amended again on third reading to turn the entire bill into a study.

Fiscal Impact: Although some of the fees collected from this fine would be deposited into the Highway Users Tax Fund, the Department does not expect Colorado State Patrol to issue many tickets for this violation. CDOT expects this bill to have a minimal and indeterminate impact on revenues.

Position: **Actively Support**

Calendar Notification: NOT ON CALENDAR

Sponsors: MITSCH BUSH

Status: 04/22/2015 House Considered Senate Amendments - Result was to Laid Over Daily

[HB15-1197](#)**Indemnity In Public Construction Contracts**

Bill Summary: Currently, small professional design firms that contract with some public entities are under a duty to defend clause in their contracts. This requires the firm, who doesn't have insurance to pay for litigation costs, to step up and help defend a public entity against a lawsuit. The bill also requires the public entity to face all initial legal challenges before assigning liability.

CDOT Analysis: Rep Tate amended the bill in response to CDOT's concerns that this bill would interfere with existing contract dispute resolution processes. After multiple meetings

CDOT is comfortable with the amendments and neutral on the bill.

Fiscal Impact: Any impact will be absorbed within existing FTE resources.
Position: **Monitor**
Calendar Notification: NOT ON CALENDAR
Sponsors: TATE / JAHN
Status: 04/10/2015 Governor Signed

[HB15-1209](#)

CDOT Highway Maintenance Division

Bill Summary: Currently, there are two highway divisions operating under the CDOT and this bill aligns statute with current business practice.

The bill passed out of House and Senate unanimously.

CDOT Analysis: This is a bill CDOT ran to true up statute language.

Fiscal Impact: None

Position: **Actively Support**

Calendar Notification: NOT ON CALENDAR

Sponsors: TYLER / SCOTT

Status: 03/30/2015 Governor Signed

[HB15-1261](#)

Maximum Reserve For Cash Funds With Fee Revenue

Bill Summary: This JBC wants to make sure cash funds in Colorado, that receive revenue through fees, are using their funding for the purpose of the fund and not hoarding uncommitted funds at the end of the year. At the same time, the funds should have enough funding to ensure the program's health. This bill increases the maximum uncommitted reserve revenue certain cash funds may have at the end of a fiscal year. It places repeal dates on the funds to make sure each cash fund is reviewed over time.

CDOT Analysis: In the bill the HUTF and MOST programs are listed as cash funds receiving fee revenue. The sponsor, however, is taking HUTF out of the bill because of its unique nature and irrelevance to the goal of ensuring statutory cash funds don't continue in perpetuity.

Fiscal Impact: No fiscal impact to CDOT as HUTF was amended out of the bill. The MOST program does not have more than \$200,000 in uncommitted funds at the end of the year.

Position: **Monitor**

Calendar Notification: Friday, May 1 2015
THIRD READING OF BILLS - FINAL PASSAGE
(8) in senate calendar.

Sponsors: YOUNG / GRANTHAM

Status: 04/30/2015 Senate Second Reading Passed with Amendments - Committee, Floor

[HB15-1374](#)

Option To Invest TABOR Refund In State Services

Bill Summary: This bill would allow taxpayers to dedicate any TABOR refund they may have received towards state services. The bill provides a positive way for the state to realize

some of the revenues that otherwise would have been lost.

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| CDOT Analysis: | The specific impact of the bill is uncertain for CDOT. CDOT would not be negatively impacted by this bill. |
| Fiscal Impact: | If 'state services' includes transportation, then there could be a positive fiscal impact for CDOT. However, it would be unclear as to what revenue would or could be sent to CDOT as the Department does not receive general fund revenues currently. |
| Position: | Deliberating |
| Calendar Notification: | Friday, May 1 2015 SENATE STATE, VETERANS, & MILITARY AFFAIRS COMMITTEE Upon Adjournment SCR 356 (4) in senate calendar. |
| Sponsors: | COURT / STEADMAN |
| Status: | 04/28/2015 Introduced In Senate - Assigned to State, Veterans, & Military Affairs |

[HB15-1389](#)

Create New Hospital Provider Fee Enterprise

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| Bill Summary: | The Speaker of the House introduced this bill in response to the Governor's request that the Legislature address the TABOR revenue cap. State revenues have reached the TABOR limit that triggers refunds sent back to taxpayers. If the revenue generated by the hospital provider fee is exempted from the TABOR limits by creating an enterprise fund, then there will be more room under that cap to fund transportation, education and other programs. |
| CDOT Analysis: | The revenue freed up under the cap by removing the hospital provider fee will also bring down the TABOR requirement for refunds. SB 228 funding is limited by the TABOR refund amounts so by removing these funds under TABOR, CDOT will receive additional SB228 funding. |
| Fiscal Impact: | Currently CDOT is projected to receive \$100M in SB228 funds over the next two years and then the TABOR refund amounts are projected to zero out these funds coming to CDOT. Under this proposal, CDOT has a much higher chance of realizing all of the SB 228 funding during the specified five year timeframe. |
| Position: | Monitor/Support |
| Calendar Notification: | Friday, May 1 2015 Appropriations 9:00 a.m. Room LSB-A (12) in house calendar. |
| Sponsors: | HULLINGHORST |
| Status: | 04/30/2015 House Committee on Health, Insurance, & Environment Refer Unamended to Appropriations |

[SB15-014](#)

Medical Marijuana

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| Bill Summary: | This bill seeks to clarify some local government taxing authority for marijuana. The bill is sitting in Appropriations. |
| CDOT Analysis: | CDOT monitoring to ensure no language introduced affecting CDOT funding. |
| Fiscal Impact: | No fiscal impact |
| Position: | Monitor |
| Calendar | Friday, May 1 2015 |

Notification: Appropriations
9:00 a.m. Room LSB-A
(1) in house calendar.

Sponsors: AGUILAR / SINGER

Status: 04/27/2015 House Committee on Agriculture, Livestock, & Natural Resources Refer
Amended to Appropriations

[SB15-018](#) **Repeal Late Vehicle Registration Fee**

Bill Summary: This bill seeks to repeal the FASTER late fee.

CDOT Analysis: The fiscal impact on CDOT is significant and the Department opposes this loss of revenue. The bill passed through the Senate on party line votes. It died an ignoble death in the House with no testimony in support of the bill.

Fiscal Impact: \$10,536,000 in FY2016-17 and beyond.

Position: **Actively Oppose**

Calendar Notification: NOT ON CALENDAR

Sponsors: NEVILLE T. / NEVILLE P.

Status: 03/18/2015 House Committee on State, Veterans, & Military Affairs Postpone
Indefinitely

[SB15-022](#) **Wildfire Risk Reduction Grant Program**

Bill Summary: This brings DNR money to local governments to help mitigate forest hazardous fuels (i.e. dead/dying trees). The bill is in Appropriations.

CDOT Analysis: CDOT monitoring. It is possible that CDOT could be a partner with locals on a forest thinning project along state roads.

Fiscal Impact: No CDOT impact

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: ROBERTS

Status: 04/29/2015 House Committee on Agriculture, Livestock, & Natural Resources Refer
Unamended to Appropriations

[SB15-023](#) **Off-highway Vehicle State Highway**

Bill Summary: Bill allows OHVs to cross state highways under certain circumstances.

The bill passed both Houses and is awaiting the Governor's signature.

CDOT Analysis: Sponsor amended the bill ensuring OHVs aren't allowed on state highways running through metropolitan areas.

Fiscal Impact: No fiscal impact to CDOT, although look into FHWA statute.

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: CROWDER

Status: 03/13/2015 Governor Signed

SB15-059 **Use Of Unmanned Aerial Vehicles**

Bill Summary: This bill defines the instances when a law enforcement agency may use unmanned aerial vehicles.

The bill died in Senate Judiciary.

CDOT Analysis: Many state departments worked with the sponsors to craft a strike below amendment addressing concerns. The bill now just applies to any invasion of privacy and not all use of the UAVs cameras.

Fiscal Impact: None

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: NEWELL

Status: 02/25/2015 Senate Committee on Judiciary Postpone Indefinitely

SB15-080 **Participation In PERA's Defined Contribution Plan**

Bill Summary: Currently, only certain state employees may participate in PERA's defined contribution plan. This bill allows all employees of a PERA-eligible employer to have the option of the defined contribution plan. The bill passed the Senate, but died in House State Affairs.

CDOT Analysis: Technically the change would not directly affect CDOT employees as there is already an option to choose between PERA's DB or DC plans. If this bill were to pass, however, there is an assumption that more people would choose the DC plan thereby reducing the amount of funds in the DB plan and creating a more uncertain future for the fund.

Fiscal Impact: No direct fiscal impact to CDOT, possible future impacts to the DB PERA fund due to more people choosing the DC PERA plan.

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: HILL

Status: 03/18/2015 House Committee on State, Veterans, & Military Affairs Postpone Indefinitely

SB15-081 **Use Lottery Money For Recreational Bicycle Trails**

Bill Summary: This bill allowed for lottery funds to be used to provide infrastructure projects for bicycles along state and local roads. The bill died in the Finance committee.

CDOT Analysis: While additional funding for bike lanes along roads would've been nice, there were two concerns with this bill: one, it was unclear if CDOT was going to have extra maintenance duties for bike paths in our right of ways, and two, the funding source was always problematic.

Fiscal Impact: None now.

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR
Sponsors: CROWDER
Status: 01/29/2015 Senate Committee on Finance Postpone Indefinitely

SB15-090 **Temporary Registration Document Standards**

Bill Summary: Allows the Dept of Revenue to create rules guiding the development of new temporary registration tags so law enforcement and tolling technology may better read them. Also creates an electronic temporary licensing system.

CDOT Analysis: Stakeholders were able to come up with consensus language for the electronic temporary plate system. CDOT's original bill language is still included as well. This bill passed the Senate Transportation, Finance and Appropriations committees, as well as second and third readings with only one no vote. It is headed to the House.

Fiscal Impact: No fiscal impact to CDOT.

Position: **Actively Support**

Calendar Notification: NOT ON CALENDAR

Sponsors: TODD / TYLER

Status: 04/29/2015 House Committee on Finance Refer Unamended to Appropriations

SB15-097 **Supplemental Needs Trust For Certain PERA Benefits**

Bill Summary: The bill allows a PERA retiree to designate a supplemental needs trust as a cobeneficiary eligible to receive a continuing benefit upon the PERA retiree's death. The bill also states that a supplemental needs trust is an eligible survivor under PERA law and able to receive PERA survivor benefits as provided under the PERA law and rules. The bill passed the Senate and the House.

CDOT Analysis: CDOT will continue to monitor for state employees.

Fiscal Impact: No fiscal impact

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: AGUILAR / LANDGRAF

Status: 04/16/2015 Governor Signed

SB15-134 **Energy Cost-savings Contracts For Vehicle Fleets**

Bill Summary: This bill allows more flexibility for state agencies in calculating annual cost payments on a vehicle fleet operational and fuel cost-savings contract. The bill died in committee.

CDOT Analysis: This bill would not apply to CDOT's fleet as the Department is not planning on entering in to new energy cost saving contracts with a third party for the Department's fleet.

Fiscal Impact: None.

Position: **Monitor**

Calendar NOT ON CALENDAR

Notification:**Sponsors:** JONES / TYLER**Status:** 02/12/2015 Senate Committee on Agriculture, Natural Resources, & Energy Postpone Indefinitely**SB15-163****Suppl Approp Dept Transportation****Bill Summary:** This is a guiding document for the JBC to do figure setting for CDOT's annual budget. The bill is on the Governor's desk.**CDOT Analysis:** Appropriations also include the rollover authority for the SRTS money CDOT requested.**Fiscal Impact:** The total is \$1.28 billion for the Department.**Position:** **Actively Support****Calendar** NOT ON CALENDAR**Notification:****Sponsors:** LAMBERT / HAMNER**Status:** 03/11/2015 Governor Signed**SB15-165****Suppl Approp Capital Construction****Bill Summary:****CDOT Analysis:** Includes annual appropriation of funds dedicated to CDOT under prior Ref C language. The bill is on the Governor's desk waiting for his signature.**Fiscal Impact:** \$500,000 to CDOT**Position:** **Actively Support****Calendar** NOT ON CALENDAR**Notification:****Sponsors:** LAMBERT / HAMNER**Status:** 03/13/2015 Governor Signed**SB15-172****High-performance Transp Enterprise Accountability****Bill Summary:** This bill would make the HPTE commissioners Senate confirmed appointments and add CDOT's Executive Director as an ex officio member of the commission. The bill also requires CDOT to hold town hall meetings at various times during the P3 process, as well as provide final information to the general assembly. Additionally, the bill requires CDOT to consider various transit options for any proposed P3 project and mandates 10% of P3 funds go to transit. Finally, the bill would add 14 new reporting requirements for CDOT annually.**CDOT Analysis:** This bill echos the bill last year that Sen. Jones introduced in response to the P3 agreement on US-36. While the bill codifies certain points from the Executive Order, it goes further to create additional requirements on the Dept. The bill died in Senate Transportation on a party line vote.**Fiscal Impact:** There would be additional administrative costs associated with additional town hall presentations as well as the additional reporting requirements to the legislature.**Position:** **Actively Oppose****Calendar** NOT ON CALENDAR

Notification:**Sponsors:** JONES / FOOTE**Status:** 02/19/2015 Senate Committee on Transportation Postpone Indefinitely**SB15-176****Southwest Chief Rail Commission Spending Authority****Bill Summary:** The bill removes the requirement for Kansas and New Mexico to agree on financial contributions prior to the Southwest Chief Rail Line Economic Development Commission to spend money on development and maintenance. It also would ask Amtrak to consider adding a rail stop in Pueblo and would require Amtrak and BNSF railroads to commit in writing to spending \$16M in repairs on the line.**CDOT Analysis:****Fiscal Impact:** The bill asks for a general fund appropriation of \$8.91M.**Position:** **Monitor****Calendar** NOT ON CALENDAR**Notification:****Sponsors:** GARCIA / SALAZAR**Status:** 04/17/2015 Senate Committee on Appropriations Postpone Indefinitely**SB15-179****US Highway 50 Economic Benefits Study****Bill Summary:** This bill asked CDOT to conduct a study of economic benefits provided by US-50 between the Kansas border and US-285, as well as opportunities to increase those benefits. The bill died in committee on a partisan vote, largely based off of CDOT's public commitment to participate in a study over the interim.**CDOT Analysis:** CDOT is supportive of the idea that US50 is an important corridor for the southern part of the state. Before the bill died members amended it to ensure gifts/grants/and donations are the funding for any study that may occur.**Fiscal Impact:** The only fiscal impact for CDOT will be staff time in contributing data to the eco devo conversations over the interim, and possibly some printing costs for a report.**Position:** **Monitor/Support****Calendar** NOT ON CALENDAR**Notification:****Sponsors:** GARCIA / ESGAR**Status:** 03/12/2015 Senate Committee on Transportation Postpone Indefinitely**SB15-180****Regulatory Reform Act 2015****Bill Summary:** This bill establishes a process for small businesses to receive information about state department rules. If a small business violates a new rule, a state agency is required to issue a written warning and engage the business in educational outreach as to the methods of complying with the new rule. The bill passed the Senate and is in the House.**CDOT Analysis:** The bill applies to CDOT rules only if a small business breaks a minor rule, i.e. administrative/record keeping/filing reports. If a small business breaks a rule, the Department sends them a letter first and works with them to ensure compliance in the future.**Fiscal Impact:** None to CDOT

Position: **Monitor**
Calendar Notification: NOT ON CALENDAR
Sponsors: NEVILLE T. / NEVILLE P.
Status: 03/30/2015 House Committee on State, Veterans, & Military Affairs Postpone Indefinitely

SB15-211 **Automatic Funding For Capital Assets**

Bill Summary: This JBC bill seeks to implement an accounting method for State agencies to increase capital construction funds in the state. Each agency that receives an allocation of cash funds for a capital construction project, will figure out an annual depreciation-lease equivalent payment through the operating budget equal to the depreciation of the capital asset acquired. The controller will then credit the depreciation-lease equivalent to the capital construction fund for future use for that agency.

CDOT Analysis: The bill impacts CDOT only to the extent that the capital construction funds received are used for a project that can be depreciated. CDOT makes that determination already and creates a depreciation schedule under federal accounting guidelines which would comply with this bill.

Fiscal Impact: CDOT receives \$500K annually for capital construction projects. This bill would apply to those funds if the capital construction project may be depreciated.

Position: **Monitor**
Calendar Notification: NOT ON CALENDAR
Sponsors: LAMBERT / RANKIN
Status: 04/29/2015 Sent to the Governor

SB15-212 **Storm Water Facilities Not Injure Water Rights**

Bill Summary: Under current administrative practice, facilities that are designed to detain storm water for environmental and public safety purposes may be required to release water to avoid injury to water rights. The bill specifies that storm water detention and infiltration facilities and post-wildland fire facilities do not injure water rights.

CDOT Analysis: CDOT owns and operates 350 of these types of structures per regulation under the Clean Water Act as a part of our Municipal Separate Stormwater (MS4) permit. The Div of Water Resources has an amendment that will clarify that CDOT's stormwater structures are not part of the 72 hour designation rule.

Fiscal Impact: With CDWR's amendment stating that CDOT facilities are exempt, there will be no impact on CDOT's existing or future building projects.

Position: **Monitor**
Calendar Notification: Friday, May 1 2015
Notification: THIRD READING OF BILLS - FINAL PASSAGE
(6) in house calendar.
Sponsors: SONNENBERG / WINTER
Status: 04/30/2015 House Second Reading Special Order - Passed with Amendments - Committee

SB15-272 **Auth New Transportation Revenue Anticipation Notes**

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| Bill Summary: | This bill refers to the ballot a question to allow CDOT to bond for up to \$3.5B to complete the 228 project list and some other additional projects. |
| CDOT Analysis: | The bill is very problematic for CDOT for a variety of reasons. Primarily, the fiscal impact (see below) is significant. Furthermore, the bill dictates a project list in statute that the Transportation Committee has not approved; it places additional contract requirements for CDOT in statute; and, would impact ongoing operations and maintenance over the next 20 years. |
| Fiscal Impact: | The bill does not provide for additional funds to cover the bond payments into the future. CDOT would pay up to \$2B in interest on the new bonds, however, the funding identified in the bill is the SB 228 funds which are not a reliable source of revenue for the Department. Additionally, the existing \$167M that CDOT pays on current bond obligations would not go to the planned projects but instead to the new bond obligations. |
| Position: | Actively Oppose |
| Calendar Notification: | NOT ON CALENDAR |
| Sponsors: | BAUMGARDNER / DELGROSSO |
| Status: | 04/30/2015 Senate Third Reading Passed - No Amendments |

SB15-275**Protections Information Provided General Assembly**

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| Bill Summary: | This bill would allow the General Assembly to be a 'health oversight agency' which vests the Legislature with the authority to receive confidential medical related HIPAA information. The intent is to protect whistleblowers, allowing them to send information to legislators, who then have the statutory requirements to hold the information confidential under the bill. |
| CDOT Analysis: | The bill opens a host of legal questions about the Legislature's authority on oversight of the state's health care system. Additionally, the bill provides new whistleblower protections that could lead to state department employees leaking confidential information to legislators. |
| Fiscal Impact: | None identified. |
| Position: | Monitor/Oppose |
| Calendar Notification: | Friday, May 1 2015 GENERAL ORDERS - SECOND READING OF BILLS (1) in senate calendar. |
| Sponsors: | LAMBERT / HULLINGHORST |
| Status: | 04/30/2015 Senate Second Reading Laid Over Daily - No Amendments |

SB15-276**Voter Approval For Use Of Red Light Cameras**

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|-----------------------|---|
| Bill Summary: | This bill requires the state and local governments to ask voters for permission to use red light cameras. If the state or locals do not use red light cameras now, voters must approve before the government can use teh cameras. If cameras are in use today, then the governments must get voter permission during the 2016 general election. |
| CDOT Analysis: | CDOT does not use red light cameras for traffic enforcement. |
| Fiscal Impact: | None to CDOT |
| Position: | Deliberating |

Calendar Notification: Friday, May 1 2015
THIRD READING OF BILLS - FINAL PASSAGE
(7) in senate calendar.

Sponsors: BALMER

Status: 04/30/2015 Senate Second Reading Passed with Amendments - Committee

[SB15-286](#)

Repeal Motorcycle Operator Safety Training Program

Bill Summary: This bill strikes the fees associated with the MOST program and removes it from CDOT's administration.

CDOT Analysis: CDOT believes that the MOST program would be better administered under the agency that already runs licensing for motor vehicles. There is a safety concern when there is no state oversight of the vendors and schools providing the MOST programs to students, which would occur under this bill.

Fiscal Impact: CDOT currently receives \$800K to administer MOST. This revenue would be lost.

Position: **Monitor/Support**

Calendar Notification: Friday, May 1 2015
SENATE FINANCE COMMITTEE
Upon Adjournment of the Senate State, Veterans, & Military Affairs Committee SCR 354
(1) in senate calendar.

Sponsors: SONNENBERG

Status: 04/30/2015 Senate Committee on Transportation Refer Unamended to Finance