

Resolution #TC-1857
Pilot Program for Towing Carriers

WHEREAS, the Transportation Commission adopted Resolution No. 1731 on May 21, 2009 implementing a Pilot Program for Towing Carriers which affected Rule 2 CCR 601-4, and

WHEREAS specific authority for the Colorado Department of Transportation to promulgate rules and regulations and issue permits, pertaining to the movement of Extra- Legal Vehicles and Loads operating on the State Highway system, is contained in Section 42-4-501 to 512, C.R.S.; and

WHEREAS, the Transportation Commission agreed that consideration of revisions to the Rule is appropriate after a Pilot Program is implemented to monitor towing of disabled Extra-Legal Vehicles and Loads based on an interpretation of “the nearest place of safekeeping” to mean the final destination of the disabled vehicle; and

WHEREAS, the Resolution contained a sunset date of December 31, 2009 of the Pilot Program in anticipation of the Rule 2 CCR 601-4 being amended to adopt the conforming language to institutionalize the Pilot Program;

WHEREAS, rulemaking for 2 CCR 601-4 is now scheduled on May 10, 2010 and conforming language will be inserted into the rule; and

WHEREAS, the Transportation Commission has the authority to extend the Pilot Program under § 43-1-108, C.R.S.;

NOW THEREFORE BE IT RESOLVED, the Transportation Commission authorizes extension of the Pilot Program through the date the OSOW rulemaking is final and incorporates the conforming language into the rule.