

SENATE FLOOR AMENDMENT

Third Reading

BY SENATOR Lindstedt

1 Amend revised bill, page 3, after line 20 insert:

2 "SECTION 4. In Colorado Revised Statutes, 24-75-219, **amend**
3 **as amended by House Bill 26-1289** (7)(d)(II) as follows:

4 **24-75-219. Transfers - transportation - capital construction -**
5 **definitions.**

6 (7) In addition to any other transfers required by this section:

7 (d) (II) On July 1, 2026, the state treasurer shall transfer ~~forty-five~~
8 ~~million six hundred thousand~~ FIVE HUNDRED THOUSAND dollars from the
9 general fund to the state highway fund;"

10 Renumber succeeding sections accordingly.

11 Page 4, line 14, strike "from July 1, 2025, through July 1, 2028," and
12 substitute "~~from July 1, 2025, through July 1, 2028,~~".

13 Page 4, after line 17 insert:

14 "SECTION 6. In Colorado Revised Statutes, 24-75-219, **amend**
15 (7)(e); **amend as amended by House Bill 26-1289** (7)(d)(III); and **add**
16 (7)(d)(II.5) and (7)(d)(III.5) as follows:

17 **24-75-219. Transfers - transportation - capital construction -**
18 **definitions.**

19 (7) In addition to any other transfers required by this section:

20 (d) (II.5) ON JANUARY 1, 2027, OR AS SOON AS POSSIBLE
21 THEREAFTER, THE STATE TREASURER SHALL TRANSFER FIFTY MILLION
22 DOLLARS FROM THE SUPPORT ROAD TRANSPORTATION FUND CREATED IN
23 SECTION 43-4-1601 TO THE STATE HIGHWAY FUND.

24 (III) On each July 1 from July 1, 2027, through ~~July 1, 2031~~ JULY
25 1, 2030, the state treasurer shall transfer ~~ninety-six million four hundred~~
26 ~~thousand~~ ONE HUNDRED MILLION dollars from the ~~general fund~~ SUPPORT
27 ROAD TRANSPORTATION FUND CREATED IN SECTION 43-4-1601 to the state
28 highway fund; ~~and~~

29 (III.5) ON JULY 1, 2031, THE STATE TREASURER SHALL TRANSFER
30 ONE HUNDRED MILLION DOLLARS FROM THE GENERAL FUND TO THE STATE
31 HIGHWAY FUND; AND

32 (e) The department of transportation shall expend ten million
33 dollars of each transfer from the general fund to the state highway fund
34 made pursuant to subsection (7)(d)(I) ~~(7)(d)(II), or (7)(d)(III)~~ of this
35 section ~~from July 1, 2025, through July 1, 2028,~~ solely to mitigate the
36 environmental and health impacts of increased air pollution from motor

1 vehicle emissions in nonattainment areas by funding projects that reduce
2 vehicle miles traveled or that directly reduce air pollution."

3 Renumber succeeding sections accordingly.

4 Page 12, after line 11 insert:

5 "SECTION 14. In Colorado Revised Statutes, 42-4-505, add
6 (1)(d) as follows:

7 **42-4-505. Longer vehicle combinations - rules.**

8 (1) (d) NOTWITHSTANDING ANY LAW TO THE CONTRARY, FOR
9 PERMIT FEES COLLECTED ON OR AFTER JANUARY 1, 2027, THE
10 DEPARTMENT OF TRANSPORTATION, ON BEHALF OF THE ROAD ENTERPRISE
11 CREATED IN 43-4-1703, SHALL TRANSMIT ALL PERMIT FEES COLLECTED
12 PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION TO THE STATE
13 TREASURER, WHO SHALL CREDIT THE PERMIT FEES TO THE ROAD
14 ENTERPRISE CASH FUND CREATED IN SECTION 43-4-1705.

15 SECTION 15. In Colorado Revised Statutes, 42-4-510, add
16 (11)(c) as follows:

17 **42-4-510. Permits for excess size and weight and for
18 manufactured homes - penalty - rules - definitions.**

19 (11) (c) (I) NOTWITHSTANDING ANY LAW TO THE CONTRARY, FOR
20 PERMIT FEES COLLECTED ON OR AFTER JANUARY 1, 2027, THE
21 DEPARTMENT OF TRANSPORTATION, ON BEHALF OF THE ROAD ENTERPRISE
22 CREATED IN 43-4-1703, SHALL TRANSMIT ALL PERMIT FEES COLLECTED
23 PURSUANT TO SUBSECTION (11)(a) OF THIS SECTION TO THE STATE
24 TREASURER, WHO SHALL CREDIT THE PERMIT FEES TO THE ROAD
25 ENTERPRISE CASH FUND CREATED IN SECTION 43-4-1705.

26 (II) THIS SUBSECTION (11)(c) DOES NOT APPLY TO LOCAL FEES
27 IMPOSED BY A LOCAL GOVERNMENT OR LOCAL AUTHORITY PURSUANT TO
28 SUBSECTION (11)(b) OF THIS SECTION, WHICH ARE REMITTED TO THE
29 APPROPRIATE LOCAL GOVERNMENT OR LOCAL AUTHORITY.

30 SECTION 16. In Colorado Revised Statutes, 43-1-106, add
31 (17)(e) as follows:

32 **43-1-106. Transportation commission - efficiency and
33 accountability committee - powers and duties - report - rules -
34 definitions.**

35 (17) (e) (I) NOTWITHSTANDING ANY LAW TO THE CONTRARY, THE
36 DEPARTMENT SHALL NOT CONVENE THE COMMITTEE CREATED IN
37 SUBSECTION (17)(a) OF THIS SECTION IN CALENDAR 2026 AND MAY
38 REDIRECT ANY WORKLOAD SAVINGS RESULTING FROM THIS SUBSECTION
39 (17)(e) TO HELP OFFSET WORKLOAD IMPACTS ASSOCIATED WITH THE
40 ADMINISTRATION OF THE TRANSPORTATION FUNDING WORKING GROUP

1 CREATED IN SECTION 43-1-139.
2 (II) THIS SUBSECTION (17)(e) IS REPEALED EFFECTIVE JULY 1,
3 2027."

4 Renumber succeeding sections accordingly.

5 Page 13, line 17, strike "TO REPRESENT LICENSED PROFESSIONAL
6 ENGINEERS;" and substitute "WITH EXPERTISE AS A TRANSPORTATION
7 PLANNER OR AS A PROFESSIONAL ENGINEER;"

8 Page 14, line 18, strike "DURING THE WEEK OF JUNE 29, 2026." and
9 substitute "PRIOR TO JULY 3, 2026."

10 Page 21, after line 22 insert:

11 "SECTION 20. In Colorado Revised Statutes, 43-4-1203, add
12 (11) as follows:

13 **43-4-1203. Clean transit enterprise - creation - board - powers
14 and duties - rules - fees - fund.**

15 (11) COMMENCING ON OR BEFORE JUNE 30, 2026, IN DETERMINING
16 THE AMOUNT OF REVENUE THE ENTERPRISE GENERATES FROM FEES OR
17 SURCHARGES FOR PURPOSES OF SECTION 24-77-108, THE AMOUNT OF FEES
18 AND SURCHARGES MUST BE ACCOUNTED FOR ON A CASH RATHER THAN AN
19 ACCRUAL ACCOUNTING BASIS."

20 Renumber succeeding sections accordingly.

21 Page 23, after line 22 insert:

22 "SECTION 23. In Colorado Revised Statutes, add part 17 to
23 article 4 of title 43 as follows:

24 PART 17
25 ROAD ENTERPRISE

26 **43-4-1701. Legislative declaration.**

27 (1) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT:

28 (a) THE CONTINUED PROSPERITY OF THE STATE AND ITS CITIZENS
29 REQUIRES A SAFE, WELL-MAINTAINED, INTEGRATED, MULTIMODAL, AND
30 SUSTAINABLE SURFACE TRANSPORTATION SYSTEM THAT IS ACCESSIBLE IN
31 ALL PARTS OF THE STATE AND THAT ALLOWS EFFICIENT MOVEMENT OF
32 PEOPLE, GOODS, AND INFORMATION;

33 (b) THE STATE HIGHWAY SYSTEM IS A FUNDAMENTAL ELEMENT OF
34 THE SURFACE TRANSPORTATION SYSTEM AND THE CONDITION OF THE
35 ROADWAYS COMPRISING THE STATE HIGHWAY SYSTEM ARE ESSENTIAL TO

1 THE EFFICIENT MOVEMENT OF PEOPLE, GOODS, AND INFORMATION;
2 (c) THE CONDITION OF THE STATE HIGHWAY SYSTEM, IN
3 PARTICULAR THE CONDITION OF THE ROADWAY SURFACE, HAS
4 DETERIORATED OVER TIME AS A RESULT OF THE AGING OF THE SYSTEM
5 AND INCREASED DEMANDS UPON IT, INCLUDING GROWING POPULATION
6 AND VEHICLE MILES TRAVELED;
7 (d) IN PARTICULAR OVERSIZE AND OVERWEIGHT VEHICLES AND
8 LONGER VEHICLE COMBINATIONS CAUSE A DISPROPORTIONATE AMOUNT OF
9 WEAR AND TEAR ON THE STATE'S HIGHWAY SYSTEM;
10 (e) THERE IS AN URGENT PRESENT NEED TO IMPROVE THE
11 CONDITION OF THE STATE HIGHWAY SYSTEM THROUGH INCREASED
12 INVESTMENT IN PREVENTIVE MAINTENANCE, REPAIR, REHABILITATION,
13 AND RECONSTRUCTION OF THE ROADWAY SURFACE; AND
14 (f) DUE TO THE LIMITED AVAILABILITY OF STATE AND FEDERAL
15 FUNDING AND THE NEED TO COMPLETE PREVENTIVE MAINTENANCE,
16 REPAIR, REHABILITATION, AND RECONSTRUCTION PROJECTS TO IMPROVE
17 THE CONDITION OF THE ROADWAY SURFACE OF THE STATE HIGHWAY
18 SYSTEM AND TO SUPPORT THE ONGOING MAINTENANCE OF THE ROADWAY
19 SURFACE, IT IS NECESSARY TO CREATE A ROAD ENTERPRISE AND TO
20 AUTHORIZE THE ENTERPRISE TO:
21 (I) COMPLETE PREVENTIVE MAINTENANCE, REPAIR,
22 REHABILITATION, AND RECONSTRUCTION PROJECTS TO IMPROVE THE
23 CONDITION OF THE ROADWAY SURFACE OF THE STATE HIGHWAY SYSTEM
24 AND TO SUPPORT THE ONGOING MAINTENANCE OF THE ROADWAY
25 SURFACE; AND
26 (II) IMPOSE PERMIT FEES FOR OVERSIZE AND OVERWEIGHT
27 VEHICLES AND LONGER VEHICLE COMBINATIONS AT RATES REASONABLY
28 CALCULATED TO DEFRAY THE COSTS OF MAINTAINING THE ROADWAY
29 SURFACES OF THE STATE HIGHWAY SYSTEM, RECEIVE AND EXPEND
30 REVENUE GENERATED BY THE PERMIT FEES AND OTHER MONEY, ISSUE
31 REVENUE BONDS AND OTHER OBLIGATIONS, AND EXERCISE OTHER POWERS
32 NECESSARY AND APPROPRIATE TO CARRY OUT ITS PURPOSES.
33 (2) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT:
34 (a) THE ROAD ENTERPRISE PROVIDES BUSINESSES SERVICES WHEN,
35 IN EXCHANGE FOR THE PAYMENT OF PERMIT FEES FOR OVERSIZE AND
36 OVERWEIGHT VEHICLES AND LONGER VEHICLE COMBINATIONS, IT
37 COMPLETES PREVENTIVE MAINTENANCE, REPAIR, REHABILITATION, AND
38 RECONSTRUCTION PROJECTS TO IMPROVE THE CONDITION OF THE
39 ROADWAY SURFACE OF THE STATE HIGHWAY SYSTEM AND SUPPORTS THE
40 ONGOING MAINTENANCE OF THE ROADWAY SURFACE;
41 (b) BY COMPLETING ROADWAY SURFACE PROJECTS AS SERVICES AS
42 AUTHORIZED BY THIS SECTION, THE ROAD ENTERPRISE PROVIDES A BENEFIT
43 TO FEE PAYERS BY IMPROVING THE CONDITION OF THE ROADWAY SURFACE

1 OF THE STATE HIGHWAY SYSTEM THAT OFFSETS THE WEAR AND TEAR
2 CAUSED BY THOSE FEE PAYERS AND, THEREFORE, OPERATES AS A BUSINESS
3 IN ACCORDANCE WITH THE DETERMINATION OF THE COLORADO SUPREME
4 COURT IN COLORADO UNION OF TAXPAYERS FOUNDATION V. CITY OF
5 ASPEN, 2018 CO 36;

6 (c) CONSISTENT WITH THE DETERMINATION OF THE COLORADO
7 SUPREME COURT IN *NICHOLL V. E-470 PUBLIC HIGHWAY AUTHORITY*, 896
8 P.2d 859 (COLO. 1995), THE POWER TO IMPOSE TAXES IS INCONSISTENT
9 WITH ENTERPRISE STATUS UNDER SECTION 20 OF ARTICLE X OF THE STATE
10 CONSTITUTION, AND, THEREFORE, IT IS THE CONCLUSION OF THE GENERAL
11 ASSEMBLY THAT THE REVENUE COLLECTED BY THE ROAD ENTERPRISE IS
12 GENERATED BY FEES, NOT TAXES, BECAUSE THE PERMIT FEES FOR
13 OVERSIZE AND OVERWEIGHT VEHICLES AND LONGER VEHICLE
14 COMBINATIONS IMPOSED BY THE ENTERPRISE ARE:

15 (I) IMPOSED FOR THE SPECIFIC PURPOSE OF ALLOWING THE
16 ENTERPRISE TO DEFRAID THE COSTS OF PROVIDING THE SERVICES SPECIFIED
17 IN SECTION 43-4-1703 (2); AND

18 (II) COLLECTED AT RATES THAT ARE REASONABLY CALCULATED
19 BASED ON THE COSTS OF THE SERVICES PROVIDED BY THE ENTERPRISE;

20 (d) SO LONG AS THE ENTERPRISE QUALIFIES AS AN ENTERPRISE FOR
21 PURPOSES OF SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION, THE
22 REVENUE FROM PERMIT FEES FOR OVERSIZE AND OVERWEIGHT VEHICLES
23 AND LONGER VEHICLE COMBINATIONS IS NOT STATE FISCAL YEAR
24 SPENDING, AS DEFINED IN SECTION 24-77-102 (17), OR STATE REVENUES,
25 AS DEFINED IN SECTION 24-77-103.6 (6)(c), AND DOES NOT COUNT
26 AGAINST EITHER THE STATE FISCAL YEAR SPENDING LIMIT IMPOSED BY
27 SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION OR THE EXCESS
28 STATE REVENUES CAP, AS DEFINED IN SECTION 24-77-103.6 (6)(b)(I)(G);
29 AND

30 (e) NO OTHER ENTERPRISE CREATED SIMULTANEOUSLY OR WITHIN
31 THE PRECEDING FIVE YEARS SERVES PRIMARILY THE SAME PURPOSE AS THE
32 ROAD ENTERPRISE, AND THE ROAD ENTERPRISE WILL GENERATE REVENUE
33 FROM PERMIT FEES OF LESS THAN ONE HUNDRED MILLION DOLLARS TOTAL
34 IN ITS FIRST FIVE FISCAL YEARS. ACCORDINGLY, THE CREATION OF THE
35 ROAD ENTERPRISE DOES NOT REQUIRE VOTER APPROVAL PURSUANT TO
36 SECTION 24-77-108.

37 **43-4-1702. Definitions.**

38 AS USED IN THIS PART 17, UNLESS THE CONTEXT OTHERWISE
39 REQUIRES:

40 (1) "ENTERPRISE" MEANS THE ROAD ENTERPRISE CREATED IN
41 SECTION 43-4-1703.

42 (2) "FEES" MEANS THE PERMIT FEES FOR OVERSIZE AND
43 OVERWEIGHT VEHICLES AND LONGER VEHICLE COMBINATIONS IMPOSED BY

1 THE ENTERPRISE AND COLLECTED PURSUANT TO SECTIONS 42-4-505 AND
2 42-4-510.

3 (3) "FUND" MEANS THE ROAD ENTERPRISE CASH FUND CREATED IN
4 SECTION 43-4-1704 (1).

5 **43-4-1703. Road enterprise - creation - powers and duties.**

6 (1) (a) THE ROAD ENTERPRISE IS AND OPERATES AS A
7 GOVERNMENT-OWNED BUSINESS WITHIN THE DEPARTMENT IN ORDER TO
8 EXECUTE ITS BUSINESS PURPOSE AS SPECIFIED IN SUBSECTION (2) OF THIS
9 SECTION BY EXERCISING THE POWERS AND PERFORMING THE DUTIES AND
10 FUNCTIONS SET FORTH IN THIS SECTION. THE TRANSPORTATION
11 COMMISSION CREATED IN SECTION 43-1-106 (1) SHALL SERVE AS THE
12 ENTERPRISE BOARD AND SHALL, WITH THE CONSENT OF THE EXECUTIVE
13 DIRECTOR, APPOINT AN ENTERPRISE DIRECTOR WHO POSSESSES SUCH
14 QUALIFICATIONS AS THE COMMISSION AND THE STATE PERSONNEL BOARD
15 MAY ESTABLISH. THE ENTERPRISE DIRECTOR SHALL OVERSEE THE
16 DISCHARGE OF ALL RESPONSIBILITIES OF THE ENTERPRISE AND SHALL
17 SERVE AT THE PLEASURE OF THE ENTERPRISE BOARD.

18 (b) THE ENTERPRISE IS A **TYPE 1** ENTITY, AS DEFINED IN SECTION
19 24-1-105, AND EXERCISES ITS POWERS AND PERFORMS ITS DUTIES AND
20 FUNCTIONS UNDER THE DEPARTMENT. THE GOVERNING BOARD OF THE
21 ENTERPRISE IS MADE UP OF THE TRANSPORTATION COMMISSION CREATED
22 IN SECTION 43-1-106 (1).

23 (2)(a) THE BUSINESS PURPOSE OF THE ENTERPRISE IS TO COMPLETE
24 PREVENTIVE MAINTENANCE, REPAIR, REHABILITATION, AND
25 RECONSTRUCTION PROJECTS TO IMPROVE THE CONDITION OF THE
26 ROADWAY SURFACE OF THE STATE HIGHWAY SYSTEM AND TO SUPPORT THE
27 ONGOING MAINTENANCE OF THE ROADWAY SURFACE.

28 (b) TO ALLOW THE ENTERPRISE TO ACCOMPLISH THIS PURPOSE AND
29 FULLY EXERCISE ITS POWERS AND DUTIES THROUGH THE ENTERPRISE
30 BOARD, THE ENTERPRISE MAY:

31 (I) IMPOSE FEES AS AUTHORIZED BY SECTION 43-4-1705 (1);

32 (II) ISSUE REVENUE BONDS PAYABLE FROM THE REVENUES AND
33 OTHER AVAILABLE MONEY OF THE ENTERPRISE PLEDGED FOR THEIR
34 PAYMENT;

35 (III) SEEK, ACCEPT, AND EXPEND MONEY FROM FEDERAL SOURCES;
36 AND

37 (VI) SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, AND DONATIONS.

38 (3) THE ENTERPRISE CONSTITUTES AN ENTERPRISE FOR PURPOSES
39 OF SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION SO LONG AS IT
40 RETAINS THE AUTHORITY TO ISSUE REVENUE BONDS AND RECEIVES LESS
41 THAN TEN PERCENT OF ITS TOTAL ANNUAL REVENUE IN GRANTS FROM ALL
42 COLORADO STATE AND LOCAL GOVERNMENTS COMBINED. SO LONG AS IT
43 CONSTITUTES AN ENTERPRISE PURSUANT TO THIS SUBSECTION (3), THE

1 ENTERPRISE IS NOT SUBJECT TO SECTION 20 OF ARTICLE X OF THE STATE
2 CONSTITUTION.

3 (4) IN ADDITION TO ANY OTHER POWERS AND DUTIES SPECIFIED IN
4 THIS SECTION, THE ENTERPRISE HAS THE FOLLOWING GENERAL POWERS
5 AND DUTIES:

6 (a) TO PROVIDE SERVICES AS SET FORTH IN SUBSECTION (2) OF THIS
7 SECTION; AND

8 (b) TO HAVE AND EXERCISE ALL RIGHTS AND POWERS NECESSARY
9 OR INCIDENTAL TO OR IMPLIED FROM THE SPECIFIC POWERS AND DUTIES
10 GRANTED BY THIS SECTION.

11 **43-4-1704. Road enterprise cash fund.**

12 (1) THE ROAD ENTERPRISE CASH FUND IS CREATED IN THE STATE
13 TREASURY. THE FUND CONSISTS OF FEES THAT THE STATE TREASURER
14 CREDITS TO THE FUND PURSUANT TO SECTIONS 42-4-505 (1)(d) AND
15 42-4-510 (11)(c); GIFTS, GRANTS, AND DONATIONS; AND ANY OTHER
16 MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER
17 TO THE FUND.

18 (2) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
19 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
20 FUND TO THE FUND.

21 (3) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE
22 ENTERPRISE FOR THE DIRECT AND INDIRECT COSTS OF SERVING ITS
23 BUSINESS PURPOSE AND IN PERFORMING ITS POWERS AND DUTIES AS THE
24 PURPOSE, POWERS, AND DUTIES ARE SET FORTH IN SECTION 43-4-1703 (2).

25 (4) THE DEPARTMENT MAY TRANSFER MONEY FROM ANY LEGALLY
26 AVAILABLE SOURCE TO THE ENTERPRISE FOR THE PURPOSE OF DEFRAYING
27 EXPENSES INCURRED BY THE ENTERPRISE BEFORE IT RECEIVES FEE
28 REVENUE OR REVENUE BOND PROCEEDS. THE ENTERPRISE MAY ACCEPT
29 AND EXPEND ANY MONEY SO TRANSFERRED, AND, NOTWITHSTANDING ANY
30 STATE FISCAL RULE OR GENERALLY ACCEPTED ACCOUNTING PRINCIPLE
31 THAT COULD OTHERWISE BE INTERPRETED TO REQUIRE A CONTRARY
32 CONCLUSION, SUCH A TRANSFER IS A LOAN FROM THE DEPARTMENT TO THE
33 ENTERPRISE THAT IS REQUIRED TO BE REPAID AND IS NOT A GRANT FOR
34 PURPOSES OF SECTION 20 (2)(d) OF ARTICLE X OF THE STATE
35 CONSTITUTION OR AS DEFINED IN SECTION 24-77-102 (7). ALL MONEY
36 TRANSFERRED AS A LOAN TO THE ENTERPRISE MUST BE CREDITED TO THE
37 FUND. AS THE ENTERPRISE RECEIVES SUFFICIENT REVENUE IN EXCESS OF
38 EXPENSES, THE ENTERPRISE SHALL REIMBURSE THE DEPARTMENT FOR THE
39 PRINCIPAL AMOUNT OF ANY LOAN MADE BY THE DEPARTMENT PLUS
40 INTEREST AT A RATE SET BY THE DEPARTMENT.

41 **43-4-1705. Road enterprise fees.**

42 (1) IN FURTHERANCE OF ITS BUSINESS PURPOSE, BEGINNING
43 JANUARY 1, 2027, THE ENTERPRISE SHALL IMPOSE FEES FOR OVERSIZE AND

1 OVERWEIGHT VEHICLES AND LONGER VEHICLE COMBINATIONS.

2 (2) FOR THE PURPOSE OF MINIMIZING COMPLIANCE COSTS FOR FEE
3 PAYERS AND ADMINISTRATIVE COSTS, THE DEPARTMENT, AS DESCRIBED IN
4 SECTIONS 42-4-505 (1)(d) AND 42-4-510 (11)(c), SHALL PERFORM THE
5 COLLECTION, ADMINISTRATION, AND ENFORCEMENT OF THE FEES IMPOSED
6 BY THE ENTERPRISE PURSUANT TO SUBSECTION (1) OF THIS SECTION.

7 (3) AS REQUIRED BY SECTIONS 42-4-505 (1)(d) AND 42-4-510
8 (11)(c), THE DEPARTMENT SHALL TRANSMIT ANY FEE REVENUE IT
9 COLLECTS TO THE STATE TREASURER, WHO SHALL CREDIT THE REVENUE,
10 MINUS THE COSTS TO THE DEPARTMENT FOR COLLECTING THE FEES, TO THE
11 FUND."

12 Renumber succeeding sections accordingly.

13 Page 23, after line 24 insert:

14 "(2) Section 3 of this act takes effect only if House Bill 26-1289
15 does not become law.

16 (3) Section 4 of this act takes effect only if House Bill 26-1289
17 becomes law, in which case section 4 takes effect upon passage or on the
18 effective date of House Bill 26-1289, whichever is later.

19 (4) Section 5 of this act takes effect only if House Bill 26-1289
20 does not become law and an initiative that amends the state constitution
21 to change existing law on transportation funding and to increase the
22 amount of state revenue dedicated to road transportation is approved by
23 the people at the next general election, in which case section 5 of this act
24 takes effect on the date of the official declaration of the vote thereon by
25 the governor or January 1, 2027, whichever is later.

26 (5) Section 6 of this act takes effect only if House Bill 26-1289
27 becomes law and an initiative that amends the state constitution to change
28 existing law on transportation funding and to increase the amount of state
29 revenue dedicated to road transportation is approved by the people at the
30 next general election, in which case section 6 of this act takes effect on
31 the date of the official declaration of the vote thereon by the governor or
32 January 1, 2027, whichever is later.

33 (6) Section 7 of this act takes effect only if an initiative that
34 amends the state constitution to change existing law on transportation
35 funding and to increase the amount of state revenue dedicated to road
36 transportation is not approved by the people at the next general election
37 or does not appear on the statewide ballot for the next general election,
38 in which case section 7 takes effect on the date of the official declaration
39 of the vote thereon by the governor or January 1, 2027, whichever is
40 later."

- 1 Renumber succeeding subsections accordingly.
- 2 Page 23, line 25, strike "4, 6 through 11, and 13 through 16" and
3 substitute "8 through 13, 18 through 20, and 22".
- 4 Page 24, line 2 after "case" insert "sections 8 through 13, 18 through 20,
5 and 22 of" and strike "takes" and substitute "take".
- 6 Page 24, line 9, strike lines 5 through 10.
- 7 Renumber succeeding subsection accordingly.
- 8 Page 24, line 11, strike "Section 12" and substitute "Sections 16 and 17"
9 and strike "takes" and substitute "take".
- 10 Page 24, line 18, strike "section 12" and substitute "sections 16 and 17"
11 and strike "takes" and substitute "take".
- 12 Page 24, line 20, after "1-40-134," insert "Colorado Revised Statutes,".
- 13 Page 24, line 21, strike "section 12" and substitute "sections 16 and 17"
14 and strike "takes" and substitute "take".

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