

**Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

REREVISED

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

LLS NO. 26-1006.03 Pierce Lively x2059

HOUSE BILL 26-1430

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House Committees

Transportation, Housing & Local Government
Appropriations

Senate Committees

Finance
Appropriations

SENATE
Amended 3rd Reading
May 13, 2026

A BILL FOR AN ACT

101 **CONCERNING ADJUSTMENTS TO TRANSPORTATION FUNDING.**

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://leg.colorado.gov>.)

Contingent upon voter approval of a proposed initiative to amend the state constitution to change existing law on transportation funding and to increase the amount of state revenue dedicated to road transportation (proposed initiative), from January 1, 2027, through July 1, 2030, the bill reduces:

- The excise tax on gasoline from \$0.22 per gallon to \$0.14 per gallon;
- The excise tax on special fuel from \$0.215 to \$0.13 per

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

SENATE
Amended 2nd Reading
May 12, 2026

HOUSE
3rd Reading Unamended
May 7, 2026

HOUSE
Amended 2nd Reading
May 6, 2026

- gallon;
- Certain vehicle registration fees, including late fees; and
- The road usage fees initially from \$0.06 to \$0.04 per gallon, and then as necessary to offset the amount of state revenue diverted to transportation uses as the result of a proposed initiative.

The bill also creates the support road transportation fund (fund) contingent upon voter approval of the proposed initiative. The fund consists of state revenue dedicated to road transportation by the proposed initiative. Money in the fund is used to replace certain transportation-related general fund transfers for payments for the financed purchase of assets or certificate of participation agreements, and to replace certain general fund transfers to the state highway fund. The money remaining in the fund after making these transfers is allocated as follows:

- 60% is paid to the state highway fund;
- 23% is paid to counties for certain transportation expenses; and
- 17% is paid to cities and incorporated towns for certain transportation expenses.

Lastly, the bill clarifies that state revenue collected to support road transportation, as defined in the proposed initiative, does not include enterprise fee revenue.

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

2 **SECTION 1. Short title.** The short title of this act is the
3 "Colorado Budget Protection Act".

4 **SECTION 2. Legislative declaration.** (1) The general assembly
5 finds and declares that:

6 (a) A proposed initiative for the 2026 general election could make
7 the state's already difficult-to-balance budget even harder to balance;

8 (b) A response to this proposed initiative is necessary to avoid
9 reductions of up to seven hundred million dollars in appropriations for
10 critical state services including K-12 public education, health care, and
11 higher education;

12 (c) These reduced appropriations could necessitate both a new

1 budget stabilization factor and increased higher education tuition; and
2 (d) The state has taken unprecedented steps over the last seven
3 years to increase funding for transportation programs and fully supports
4 the need for sustainable transportation investment, so long as that
5 investment does not come at the expense of critical state services for
6 those ranging from young children to elderly adults.

7 (2) Therefore, the general assembly finds and declares that, if the
8 voters approve a proposed initiative that would direct additional general
9 fund money to transportation, this act will lower the gasoline excise tax,
10 the special fuel excise tax, and the road usage fee to ensure that state
11 transportation funding is not increased at the expense of critical state
12 services that are funded by general fund money.

13 **SECTION 3.** In Colorado Revised Statutes, 24-75-219, **amend**
14 **(7)(d)(II)** as follows:

15 **24-75-219. Transfers - transportation - capital construction -**
16 **definitions.**

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

18 (d) (II) On July 1, 2026, the state treasurer shall transfer fifty
19 million five hundred thousand dollars from the general fund to the state
20 highway fund;

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

23 **24-75-219. Transfers - transportation - capital construction -**
24 **definitions.**

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

26 (d) (II) On July 1, 2026, the state treasurer shall transfer ~~forty-five~~
27 ~~million six hundred thousand~~ FIVE HUNDRED THOUSAND dollars from the

1 general fund to the state highway fund;

2 **SECTION 5.** In Colorado Revised Statutes, 24-75-219, **amend**
3 ~~(7)(d)(III) and (7)(e);~~ and **add** (7)(d)(II.5) and (7)(d)(III.5) 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

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

12 (III) On each July 1 from July 1, 2027, through ~~July 1, 2031~~, JULY
13 1, 2030, the state treasurer shall transfer one hundred million dollars from
14 the ~~general fund~~ SUPPORT ROAD TRANSPORTATION FUND CREATED IN
15 SECTION 43-4-1601 to the state highway fund; ~~and~~

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

19 (e) The department of transportation shall expend ten million
20 dollars of each transfer from the general fund to the state highway fund
21 made pursuant to subsection (7)(d)(I) ~~(7)(d)(II), or (7)(d)(III)~~ of this
22 section from July 1, 2025, through July 1, 2028, solely to mitigate the
23 environmental and health impacts of increased air pollution from motor
24 vehicle emissions in nonattainment areas by funding projects that reduce
25 vehicle miles traveled or that directly reduce air pollution.

26 **SECTION 6.** In Colorado Revised Statutes, 24-75-219, **amend**
27 **(7)(e); amend as amended by House Bill 26-1289 (7)(d)(III); and add**

1 (7)(d)(II.5) and (7)(d)(III.5) as follows:

2 **24-75-219. Transfers - transportation - capital construction -**
3 **definitions.**

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

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

9 (III) On each July 1 from July 1, 2027, through ~~July 1, 2031~~ JULY
10 1, 2030, the state treasurer shall transfer ~~ninety-six million four hundred~~
11 ~~thousand~~ ONE HUNDRED MILLION dollars from the ~~general fund~~ SUPPORT
12 ROAD TRANSPORTATION FUND CREATED IN SECTION 43-4-1601 to the state
13 highway fund; and

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

17 (e) The department of transportation shall expend ten million
18 dollars of each transfer from the general fund to the state highway fund
19 made pursuant to subsection (7)(d)(I) ~~(7)(d)(II), or (7)(d)(III)~~ of this
20 section from July 1, 2025, through July 1, 2028, solely to mitigate the
21 environmental and health impacts of increased air pollution from motor
22 vehicle emissions in nonattainment areas by funding projects that reduce
23 vehicle miles traveled or that directly reduce air pollution.

24 **SECTION 7.** In Colorado Revised Statutes, 24-75-219, **add**
25 **(7)(d)(II.5) as follows:**

26 **24-75-219. Transfers - transportation - capital construction -**
27 **definitions.**

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

2 (d) (II.5) ON JANUARY 1, 2027, OR AS SOON AS POSSIBLE
3 THEREAFTER, THE STATE TREASURER SHALL TRANSFER FIFTY MILLION
4 DOLLARS FROM THE GENERAL FUND TO THE STATE HIGHWAY FUND.

5 **SECTION 8.** In Colorado Revised Statutes, 24-82-1303, **amend**
6 (2)(d) introductory portion; and **add** (2)(d.5) as follows:

7 **24-82-1303. Financed purchase of an asset or certificate of**
8 **participation agreements for capital construction and transportation**
9 **projects.**

10 (2) (d) Any financed purchase of an asset or certificate of
11 participation agreement executed as required by subsection (2)(a) of this
12 section shall provide that all of the obligations of the state under the
13 agreement are subject to the action of the general assembly in annually
14 making money available for all payments thereunder. BEFORE JANUARY
15 1, 2027, AND ON AND AFTER JULY 1, 2031, payments under any financed
16 purchase of an asset or certificate of participation agreement must be
17 made, subject to annual allocation pursuant to section 43-1-113 by the
18 transportation commission created in section 43-1-106 (1) or subject to
19 annual appropriation by the general assembly, as applicable, from the
20 following sources of money:

21 (d.5) ANY FINANCED PURCHASE OF AN ASSET OR CERTIFICATE OF
22 PARTICIPATION AGREEMENT EXECUTED AS REQUIRED BY SUBSECTION
23 (2)(a) OF THIS SECTION SHALL PROVIDE THAT ALL OF THE OBLIGATIONS OF
24 THE STATE UNDER THE AGREEMENT ARE SUBJECT TO THE ACTION OF THE
25 GENERAL ASSEMBLY IN ANNUALLY MAKING MONEY AVAILABLE FOR ALL
26 PAYMENTS THEREUNDER. ON AND AFTER JANUARY 1, 2027, AND BEFORE
27 JULY 1, 2031, PAYMENTS UNDER ANY FINANCED PURCHASE OF AN ASSET

1 OR CERTIFICATE OF PARTICIPATION AGREEMENT MUST BE MADE, SUBJECT
2 TO ANNUAL ALLOCATION PURSUANT TO SECTION 43-1-113 BY THE
3 TRANSPORTATION COMMISSION CREATED IN SECTION 43-1-106 (1) OR
4 SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, AS
5 APPLICABLE, FROM THE FOLLOWING SOURCES OF MONEY:

6 (I) FIRST, NINE MILLION DOLLARS ANNUALLY, OR ANY LESSER
7 AMOUNT THAT IS SUFFICIENT TO MAKE EACH FULL PAYMENT DUE, SHALL
8 BE PAID FROM THE GENERAL FUND OR ANY OTHER LEGALLY AVAILABLE
9 SOURCE OF MONEY FOR THE PURPOSE OF FULLY FUNDING THE CONTROLLED
10 MAINTENANCE AND CAPITAL CONSTRUCTION PROJECTS IN THE STATE TO
11 BE FUNDED WITH THE PROCEEDS OF FINANCED PURCHASE OF AN ASSET OR
12 CERTIFICATE OF PARTICIPATION AGREEMENTS AS SPECIFIED IN SUBSECTION
13 (4)(a) OF THIS SECTION;

14 (II) NEXT, FIFTY MILLION DOLLARS ANNUALLY, OR ANY LESSER
15 AMOUNT THAT IS SUFFICIENT TO MAKE EACH FULL PAYMENT DUE, SHALL
16 BE PAID FROM ANY LEGALLY AVAILABLE MONEY UNDER THE CONTROL OF
17 THE TRANSPORTATION COMMISSION SOLELY FOR THE PURPOSE OF
18 ALLOWING THE CONSTRUCTION, SUPERVISION, AND MAINTENANCE OF
19 STATE HIGHWAYS TO BE FUNDED WITH THE PROCEEDS OF FINANCED
20 PURCHASE OF AN ASSET OR CERTIFICATE OF PARTICIPATION AGREEMENTS
21 AS SPECIFIED IN SUBSECTION (4)(b) OF THIS SECTION AND SECTION
22 43-4-206 (1)(b)(V); AND

23 (III) THE REMAINDER OF THE AMOUNT NEEDED, IN ADDITION TO
24 THE AMOUNTS SPECIFIED IN SUBSECTIONS (2)(d.5) AND (2)(d.5)(II) OF THIS
25 SECTION, TO MAKE EACH FULL PAYMENT DUE SHALL BE PAID FROM THE
26 SUPPORT ROAD TRANSPORTATION FUND CREATED IN SECTION 43-4-1601.

27 **SECTION 9.** In Colorado Revised Statutes, 39-26-123, **add**

1 (3)(c) as follows:

2 **39-26-123. Receipts - disposition - transfers of general fund**
3 **surplus - sales tax holding fund - creation - definitions.**

4 (3) For any state fiscal year commencing on or after July 1, 2013,
5 the state treasurer shall credit eighty-five percent of all net revenue
6 collected under this article 26 to the old age pension fund created in
7 section 1 of article XXIV of the state constitution. The state treasurer
8 shall credit to the general fund the remaining fifteen percent of the net
9 revenue, less:

10 (c) THE AMOUNT CREDITED TO THE SUPPORT ROAD
11 TRANSPORTATION FUND CREATED IN SECTION 43-4-1601, AS REQUIRED BY
12 SECTION 43-4-1601 (5).

13 **SECTION 10.** In Colorado Revised Statutes, 39-27-102, **amend**
14 (1)(a)(II)(A) and (1)(a)(II)(B) as follows:

15 **39-27-102. Tax imposed on gasoline and special fuel - deposits**
16 **- penalties.**

17 (1) (a) (II) (A) Except as provided in subsection (1)(a)(IV) of this
18 section, the excise tax imposed on gasoline is twenty-two cents per gallon
19 or fraction thereof; EXCEPT THAT, ON AND AFTER JANUARY 1, 2027, BUT
20 BEFORE JULY 1, 2030, THE EXCISE TAX IMPOSED ON GASOLINE IS
21 FOURTEEN CENTS PER GALLON OR FRACTION THEREOF.

22 (B) The excise tax imposed on special fuel by subsection (1)(a)(I)
23 of this section is twenty and one-half cents per gallon or a fraction
24 thereof; EXCEPT THAT, ON AND AFTER JANUARY 1, 2027, BUT BEFORE JULY
25 1, 2030, THE EXCISE TAX IMPOSED ON SPECIAL FUEL BY SUBSECTION
26 (1)(a)(I) OF THIS SECTION IS THIRTEEN CENTS PER GALLON OR A FRACTION
27 THEREOF. This subsection (1)(a)(II)(B) does not apply to any special fuel

1 specified in subsections (1)(a)(VI), (1)(a)(VII), and (1)(a)(VIII) of this
2 section.

3 **SECTION 11.** In Colorado Revised Statutes, 42-3-112, **add** (1.6)
4 as follows:

5 **42-3-112. Failure to pay tax - penalty - rules - repeal.**

6 (1.6) (a) NOTWITHSTANDING SUBSECTION (1)(a)(I) OF THIS
7 SECTION, ON AND AFTER JANUARY 1, 2027, AND BEFORE JULY 1, 2030, THE
8 LATE FEE IMPOSED IN SUBSECTION (1)(a)(I) OF THIS SECTION IS SET AT
9 FIFTEEN DOLLARS FIFTY CENTS FOR EACH MONTH OR PORTION OF A MONTH
10 FOLLOWING THE EXPIRATION OF THE REGISTRATION PERIOD, OR, IF
11 APPLICABLE, THE EXPIRATION OF THE GRACE PERIOD DESCRIBED IN
12 SECTION 42-3-114 FOR WHICH THE VEHICLE IS UNREGISTERED; EXCEPT
13 THAT THE AMOUNT OF THE LATE FEE MUST NOT EXCEED SIXTY-TWO
14 DOLLARS.

15 (b) THIS SUBSECTION (1.6) IS REPEALED, EFFECTIVE JULY 1, 2030.

16 **SECTION 12.** In Colorado Revised Statutes, 42-3-304, **amend**
17 (25)(a), (25)(a.5)(II), and (25)(a.5)(IV) as follows:

18 **42-3-304. Registration fees - passenger-mile taxes - clean**
19 **screen fund - fees - report - rules - definitions - repeal.**

20 (25) (a) (I) In addition to any other fee imposed by this section, for
21 registration periods beginning during state fiscal years prior to state fiscal
22 year 2022-23, each authorized agent shall annually collect a fee of fifty
23 dollars at the time of registration on every electric motor vehicle. For
24 registration periods beginning during state fiscal year 2022-23 or during
25 any subsequent state fiscal year, each authorized agent shall continue to
26 collect the fee, and the amount of the fee for registration periods
27 beginning during any given state fiscal year is the amount of the fee

1 collected for registration periods beginning during the prior state fiscal
2 year, adjusted for inflation; except that an adjustment shall be made only
3 if the rate of inflation is positive and the adjustment must be the lesser of
4 the actual rate of inflation or five percent. The department of revenue
5 shall annually calculate the inflation-adjusted amount of the fee for
6 registration periods beginning during each state fiscal year and shall
7 publish the amount no later than April 15 of the calendar year in which
8 the state fiscal year begins. The authorized agent shall transmit the fee to
9 the state treasurer, who shall credit thirty dollars, adjusted for inflation,
10 of each fee to the highway users tax fund created in section 43-4-201, and
11 twenty dollars, adjusted for inflation, of each fee to the electric vehicle
12 grant fund created in section 24-38.5-103.

13 (II) (A) NOTWITHSTANDING SUBSECTION (25)(a)(I) OF THIS
14 SECTION, THE FEE IMPOSED IN SUBSECTION (25)(a)(I) OF THIS SECTION IS
15 SET AT THE FOLLOWING AMOUNTS DURING THE FOLLOWING FISCAL YEARS
16 BEGINNING ON JANUARY 1, 2027:

17	FISCAL YEAR	FEE
18	<i>2026-27</i>	<i>\$38.35</i>
19	<i>2027-28</i>	<i>\$39.50</i>
20	<i>2028-29</i>	<i>\$40.68</i>
21	<i>2029-30</i>	<i>\$41.91</i>

22 (B) THIS SUBSECTION (25)(a)(II) IS REPEALED, EFFECTIVE JULY 1,
23 2031.

24 (a.5) (II) For registration periods beginning during state fiscal
25 years 2022-23 through 2031-32, the amount of the electric motor vehicle
26 road usage equalization fee for a battery electric motor vehicle is as
27 follows:

1	Fiscal Year	Fee
2	2022-23	\$4
3	2023-24	\$8
4	2024-25	\$12
5	2025-26	\$16
6	2026-27 BEFORE JANUARY 1, 2027	
7		\$26
8	2026-27 ON AND AFTER JANUARY 1, 2027,	
9		<i>\$16.12</i>
10	2027-28	\$36 <i>\$22.32</i>
11	2028-29	\$51 <i>\$31.62</i>
12	2029-30	\$66 <i>\$40.92</i>
13	2030-31	\$81
14	2031-32	\$96

15 (IV) For registration periods beginning during state fiscal years
16 2022-23 through 2031-32, the amount of the electric motor vehicle road
17 usage equalization fee for a plug-in hybrid electric motor vehicle is:

18	Fiscal Year	Fee
19	2022-23	\$3
20	2023-24	\$5
21	2024-25	\$8
22	2025-26	\$11
23	2026-27 BEFORE JANUARY 1, 2027	
24		\$13
25	2026-27 ON AND AFTER JANUARY 1, 2027	
26		<i>\$8.06</i>
27	2027-28	\$16 <i>\$9.92</i>

1	2028-29	\$19 \$11.78
2	2029-30	\$21 \$13.12
3	2030-31	\$24
4	2031-32	\$27

5 **SECTION 13.** In Colorado Revised Statutes, 42-3-306, **add**
6 (2)(b)(VIII) and (2.5) as follows:

7 **42-3-306. Registration fees - passenger and passenger-mile**
8 **taxes - fee schedule - repeal.**

9 (2) Fees required for the annual registration of passenger-carrying
10 motor vehicles are as follows:

11 (b) (VIII) (A) NOTWITHSTANDING SUBSECTION (2)(b)(V) OF THIS
12 SECTION, THE FEES IMPOSED IN SUBSECTION (2)(b)(V) OF THIS SECTION
13 ARE SET AT THE FOLLOWING AMOUNTS FOR THE FOLLOWING AGE OF
14 VEHICLES ON AND AFTER JANUARY 1, 2027, AND BEFORE JULY 1, 2030:
15 FOR MOTOR VEHICLES LESS THAN SEVEN YEARS OLD, FIVE DOLLARS
16 FIFTY-EIGHT CENTS, FOR MOTOR VEHICLES AT LEAST SEVEN YEARS OLD
17 BUT LESS THAN TEN YEARS OLD, FOUR DOLLARS THIRTY-FOUR CENTS, AND
18 FOR MOTOR VEHICLES TEN YEARS OLD OR OLDER, THREE DOLLARS TEN
19 CENTS.

20 (B) THIS SUBSECTION (2)(b)(VIII) IS REPEALED, EFFECTIVE JULY
21 1, 2030.

22 (2.5) (a) NOTWITHSTANDING SUBSECTIONS (2)(a) AND (2)(b) OF
23 THIS SECTION, THE FEES IMPOSED IN SUBSECTIONS (2)(a) AND (2)(b) OF
24 THIS SECTION ARE SET AS FOLLOWS, ON AND AFTER JANUARY 1, 2027, AND
25 BEFORE JULY 1, 2030:

26 (I) MOTORCYCLES AND AUTOCYCLES, ONE DOLLAR EIGHTY-SIX
27 CENTS;

1 (II) PASSENGER CARS, STATION WAGONS, TAXICABS, AMBULANCES,
2 MOTOR HOMES, AND HEARSEs:

3 (A) WEIGHING TWO THOUSAND POUNDS OR LESS, THREE DOLLARS
4 SEVENTY-TWO CENTS;

5 (B) WEIGHING AT LEAST TWO THOUSAND ONE POUNDS AND
6 FORTY-FIVE HUNDRED POUNDS OR LESS, THREE DOLLARS SEVENTY-TWO
7 CENTS PLUS TWENTY CENTS PER ONE HUNDRED POUNDS, OR FRACTION
8 THEREOF, OF WEIGHT OVER TWO THOUSAND POUNDS; AND

9 (C) WEIGHING MORE THAN FOUR THOUSAND FIVE HUNDRED
10 POUNDS, SEVEN DOLLARS SEVENTY-FIVE CENTS PLUS SIXTY CENTS PER ONE
11 HUNDRED POUNDS, OR FRACTION THEREOF, OF WEIGHT OVER FOUR
12 THOUSAND FIVE HUNDRED POUNDS; EXCEPT THAT, FOR MOTOR HOMES
13 WEIGHING MORE THAN SIX THOUSAND FIVE HUNDRED POUNDS, SUCH FEES
14 SHALL BE TWENTY-FOUR DOLLARS FIFTY CENTS PLUS THIRTY CENTS PER
15 ONE HUNDRED POUNDS, OR FRACTION THEREOF, OF WEIGHT OVER SIX
16 THOUSAND FIVE HUNDRED POUNDS.

17 (b) THIS SUBSECTION (2.5) IS REPEALED, EFFECTIVE JULY 1, 2030.

18 **SECTION 14.** In Colorado Revised Statutes, 42-4-505, add
19 **(1)(d)** as follows:

20 **42-4-505. Longer vehicle combinations - rules.**

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

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

3 **42-4-510. Permits for excess size and weight and for**
4 **manufactured homes - penalty - rules - definitions.**

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

12 **(II) THIS SUBSECTION (11)(c) DOES NOT APPLY TO LOCAL FEES**
13 **IMPOSED BY A LOCAL GOVERNMENT OR LOCAL AUTHORITY PURSUANT TO**
14 **SUBSECTION (11)(b) OF THIS SECTION, WHICH ARE REMITTED TO THE**
15 **APPROPRIATE LOCAL GOVERNMENT OR LOCAL AUTHORITY.**

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

18 **43-1-106. Transportation commission - efficiency and**
19 **accountability committee - powers and duties - report - rules -**
20 **definitions.**

21 **(17)(e)(I) NOTWITHSTANDING ANY LAW TO THE CONTRARY, THE**
22 **DEPARTMENT SHALL NOT CONVENE THE COMMITTEE CREATED IN**
23 **SUBSECTION (17)(a) OF THIS SECTION IN CALENDAR 2026 AND MAY**
24 **REDIRECT ANY WORKLOAD SAVINGS RESULTING FROM THIS SUBSECTION**
25 **(17)(e) TO HELP OFFSET WORKLOAD IMPACTS ASSOCIATED WITH THE**
26 **ADMINISTRATION OF THE TRANSPORTATION FUNDING WORKING GROUP**
27 **CREATED IN SECTION 43-1-139.**

1 (II) THIS SUBSECTION (17)(e) IS REPEALED EFFECTIVE JULY 1,
2 2027.

3 SECTION 17. In Colorado Revised Statutes, add 43-1-139 as
4 follows:

5 43-1-139. Transportation funding working group - definitions
6 - repeal.

7 (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
8 REQUIRES:

9 (a) "FACILITATOR" MEANS THE NEUTRAL FACILITATOR THAT THE
10 DEPARTMENT CONTRACTS WITH PURSUANT TO SUBSECTION (3) OF THIS
11 SECTION.

12 (b) "WORKING GROUP" MEANS THE TRANSPORTATION FUNDING
13 WORKING GROUP CREATED IN SUBSECTION (2) OF THIS SECTION.

14 (2) THERE IS CREATED IN THE DEPARTMENT THE TRANSPORTATION
15 FUNDING WORKING GROUP. THE WORKING GROUP SHALL MEET AS
16 NECESSARY TO EVALUATE AND MAKE RECOMMENDATIONS CONCERNING
17 FUNDING STATE AND LOCAL SURFACE TRANSPORTATION MAINTENANCE,
18 REPAIR, CAPACITY, AND SAFETY.

19 (3) THE DEPARTMENT SHALL CONTRACT WITH A NEUTRAL
20 FACILITATOR TO ORGANIZE AND MANAGE THE WORKING GROUP'S
21 MEETINGS, GUIDE THE WORKING GROUP'S DELIBERATIONS, AND DRAFT THE
22 REPORTS REQUIRED PURSUANT TO SUBSECTIONS (7)(a) AND (7)(b) OF THIS
23 SECTION.

24 (4) (a) THE WORKING GROUP CONSISTS OF THE FOLLOWING
25 MEMBERS:

26 (I) THE EXECUTIVE DIRECTOR OR THE EXECUTIVE DIRECTOR'S
27 DESIGNEE;

1 (II) ONE MEMBER APPOINTED BY THE GOVERNOR WITH EXPERTISE
2 IN PUBLIC FINANCE;

3 (III) ONE MEMBER APPOINTED BY THE GOVERNOR TO REPRESENT
4 ENVIRONMENTAL CONSERVATION OR ENVIRONMENTAL JUSTICE GROUPS;

5 (IV) ONE MEMBER APPOINTED BY THE PRESIDENT OF THE SENATE
6 TO REPRESENT COUNTIES ACROSS THE STATE;

7 (V) ONE MEMBER APPOINTED BY THE SPEAKER OF THE HOUSE OF
8 REPRESENTATIVES WITH EXPERTISE AS A TRANSPORTATION PLANNER OR
9 AS A PROFESSIONAL ENGINEER;

10 (VI) ONE MEMBER APPOINTED BY THE MINORITY LEADER OF THE
11 HOUSE OF REPRESENTATIVES TO REPRESENT AN ASSOCIATION OF MOTOR
12 CARRIERS;

13 (VII) ONE MEMBER APPOINTED BY THE SPEAKER OF THE HOUSE OF
14 REPRESENTATIVES TO REPRESENT MUNICIPALITIES ACROSS THE STATE;

15 (VIII) ONE MEMBER APPOINTED BY THE PRESIDENT OF THE SENATE
16 TO REPRESENT ECONOMIC DEVELOPMENT ORGANIZATIONS; AND

17 (IX) ONE MEMBER APPOINTED BY THE MINORITY LEADER OF THE
18 SENATE TO REPRESENT CONSTRUCTION CONTRACTOR PROFESSIONALS.

19 (b) THE APPLICABLE APPOINTING AUTHORITIES SHALL MAKE ALL
20 OF THE APPOINTMENTS DESCRIBED IN SUBSECTION (4)(a) OF THIS SECTION
21 NO LATER JUNE 19, 2026.

22 (c) MEMBERS OF THE WORKING GROUP SERVE AT THE PLEASURE OF
23 THE APPLICABLE APPOINTING AUTHORITY. IF A VACANCY OCCURS, THE
24 APPROPRIATE APPOINTING AUTHORITY SHALL APPOINT A REPLACEMENT
25 MEMBER WHO MEETS THE REQUIREMENTS SET FORTH IN SUBSECTION (4)(a)
26 OF THIS SECTION FOR THE VACANT POSITION NOT LATER THAN ONE WEEK
27 FROM THE DATE THE VACANCY EXISTS. IF THE APPROPRIATE APPOINTING

1 AUTHORITY FAILS TO APPOINT A REPLACEMENT MEMBER AS REQUIRED BY
2 THIS SUBSECTION (4)(c), THE GOVERNOR SHALL APPOINT A REPLACEMENT
3 MEMBER WHO MEETS THE REQUIREMENTS SET FORTH IN SUBSECTION (4)(a)
4 OF THIS SECTION.

5 (d) MEMBERS OF THE WORKING GROUP SERVE WITHOUT
6 COMPENSATION AND WITHOUT REIMBURSEMENT FOR EXPENSES.

7 (e) MEMBERS OF THE WORKING GROUP MAY PARTICIPATE
8 REMOTELY IN WORKING GROUP MEETINGS.

9 (5) (a) THE FACILITATOR SHALL CONVENE THE FIRST MEETING OF
10 THE WORKING GROUP PRIOR TO JULY 3, 2026. THE WORKING GROUP SHALL
11 ADOPT BYLAWS AT THE FIRST WORKING GROUP MEETING.

12 (b) THE WORKING GROUP SHALL MEET AT LEAST ONCE EVERY TWO
13 WEEKS BEGINNING THE WEEK OF JUNE 29, 2026, THROUGH THE WEEK OF
14 NOVEMBER 2, 2026. THE WORKING GROUP MAY MEET MORE OFTEN AT THE
15 DISCRETION OF THE FACILITATOR. A MAJORITY OF THE MEMBERS OF THE
16 WORKING GROUP MAY VOTE TO EXTEND THE WORK OF THE COMMISSION
17 PAST THE WEEK OF NOVEMBER 2, 2026, OR TO TERMINATE THE WORKING
18 GROUP'S WORK AT ANY TIME.

19 (c) THE WORKING GROUP MAY MEET WITH SUBJECT MATTER
20 EXPERTS AS NEEDED, SUCH AS EXPERTS ON THE STATE BUDGET, PUBLIC
21 FINANCING, AND TRANSPORTATION CONSTRUCTION.

22 (6) THE WORKING GROUP'S PURPOSE IS TO IDENTIFY APPROACHES
23 TO AUGMENT STATE AND LOCAL FUNDING FOR SURFACE TRANSPORTATION
24 MAINTENANCE, REPAIR, CAPACITY, AND SAFETY BY INCREASING REVENUE,
25 WHILE FOCUSING ON INCREASING REVENUE THAT IS PROTECTED FOR SUCH
26 PURPOSES, IS SUSTAINABLE, AND DOES NOT NECESSITATE CUTS TO CORE
27 STATE AND LOCAL SERVICES.

1 (7) (a) NO LATER THAN SEPTEMBER 7, 2026, THE WORKING GROUP
2 SHALL SUBMIT A PRELIMINARY STATUS REPORT TO THE TRANSPORTATION,
3 HOUSING, AND LOCAL GOVERNMENT COMMITTEE OF THE HOUSE OF
4 REPRESENTATIVES, THE TRANSPORTATION AND ENERGY COMMITTEE OF
5 THE SENATE, THE TRANSPORTATION COMMISSION CREATED IN SECTION
6 43-1-106, AND THE GOVERNOR. THE REPORT MUST INCLUDE:

7 (I) A SUMMARY OF THE WORKING GROUP'S DISCUSSIONS AND
8 FINDINGS; AND

9 (II) THE POTENTIAL STATE BUDGETARY IMPACTS, AS DISCUSSED BY
10 THE WORKING GROUP, OF POTENTIAL APPROACHES TO AUGMENT STATE
11 AND LOCAL FUNDING FOR SURFACE TRANSPORTATION MAINTENANCE,
12 REPAIR, CAPACITY, AND SAFETY NEEDS.

13 (b) NO LATER THAN NOVEMBER 13, 2026, THE WORKING GROUP
14 SHALL SUBMIT A REPORT TO THE TRANSPORTATION, HOUSING, AND LOCAL
15 GOVERNMENT COMMITTEE OF THE HOUSE OF REPRESENTATIVES, THE
16 TRANSPORTATION AND ENERGY COMMITTEE OF THE SENATE, THE
17 TRANSPORTATION COMMISSION CREATED IN SECTION 43-1-106, AND THE
18 GOVERNOR. THE REPORT MUST INCLUDE THE WORKING GROUP'S FINDINGS
19 AND RECOMMENDATIONS TO THE GENERAL ASSEMBLY CONCERNING
20 MATTERS EVALUATED BY THE WORKING GROUP.

21 (8) (a) THE DEPARTMENT SHALL BE AVAILABLE TO ASSIST THE
22 WORKING GROUP IN CARRYING OUT THE WORKING GROUP'S DUTIES. THE
23 DEPARTMENT MAY ADOPT INTERNAL PROCEDURES TO ENSURE THAT THE
24 WORKING GROUP'S WORK IS CONDUCTED IN AN ORDERLY, TIMELY, AND
25 GOAL-ORIENTED MANNER.

26 (b) NOTWITHSTANDING ANY LAW TO THE CONTRARY, THE
27 DEPARTMENT MAY EXPEND MONEY FROM THE STATE HIGHWAY FUND,

1 CREATED IN SECTION 43-1-219, FOR THE WORKING GROUP'S PURPOSES
2 INCLUDING FOR HIRING PROFESSIONAL FACILITATION SERVICES, ASSISTING
3 THE WORKING GROUP PURSUANT TO SUBSECTION (8)(a) OF THIS SECTION,
4 AND OTHER NECESSARY SERVICES.

5 (9) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2027.

6 **SECTION 18.** In Colorado Revised Statutes, 43-4-217, **amend**
7 (3)(b)(I)(E), (3)(b)(I)(G), (4)(b)(I)(E), and (4)(b)(I)(G); **repeal**
8 (3)(b)(I)(F) and (4)(b)(I)(F), and **add** (3)(b)(I)(E.5), (3)(b)(I)(F.5),
9 (4)(b)(I)(E.5), (4)(b)(I)(F.5), and (9) as follows:

10 **43-4-217. Additional funding - road usage fees - rules -**
11 **legislative declaration - definitions.**

12 (3) (b) (I) The amount of the road usage fee for each gallon of
13 gasoline acquired, sold, offered for sale, or used in this state from April
14 1, 2023, through June 30, 2023, and during state fiscal years 2023-24
15 through 2031-32 is:

16 (E) Six cents per gallon, ~~for state fiscal year 2026-27;~~ ON AND
17 AFTER JULY 1, 2026, BUT BEFORE JANUARY 1, 2027;

18 (E.5) FOUR CENTS PER GALLON, ON AND AFTER JANUARY 1, 2027,
19 BUT BEFORE JULY 1, 2027;

20 (F) ~~Seven cents per gallon, for state fiscal year 2027-28; and~~

21 (F.5) AN AMOUNT DETERMINED PURSUANT TO SUBSECTION (9)(b)
22 OF THIS SECTION FOR STATE FISCAL YEARS 2027-28 THROUGH 2029-30;
23 AND

24 (G) Eight cents per gallon, for state fiscal years ~~2028-29 through~~
25 2030-31 AND 2031-32.

26 (4) (b) (I) The amount of the road usage fee for each gallon of
27 special fuel acquired, sold, offered for sale, or used in this state from

1 April 1, 2023, through June 30, 2023, and during state fiscal years
2 2023-24 through 2031-32 is:

3 (E) Six cents per gallon, ~~for state fiscal year 2026-27~~; ON AND
4 AFTER JULY 1, 2026, BUT BEFORE JANUARY 1, 2027;

5 (E.5) FOUR CENTS PER GALLON, ON AND AFTER JANUARY 1, 2027,
6 BUT BEFORE JULY 1, 2027;

7 (F) ~~Seven cents per gallon, for state fiscal year 2027-28; and~~

8 (F.5) AN AMOUNT DETERMINED PURSUANT TO SUBSECTION (9)(b)
9 OF THIS SECTION FOR STATE FISCAL YEARS 2027-28 THROUGH 2029-30;
10 AND

11 (G) Eight cents per gallon, for state fiscal years ~~2028-29 through~~
12 2030-31 AND 2031-32.

13 (9) (a) AS PART OF THE MARCH REVENUE FORECAST, PREPARED IN
14 MARCH OF 2027, 2028, AND 2029, LEGISLATIVE COUNCIL STAFF AND THE
15 OFFICE OF STATE PLANNING AND BUDGETING SHALL PROJECT THE ROAD
16 USAGE FEE RATES NECESSARY FOR THE AMOUNT OF THE REDUCED ROAD
17 USAGE FEES REVENUE IN THE NEXT FISCAL YEAR, ASSUMING THAT THE
18 ROAD USAGE FEE RATES ESTABLISHED IN SUBSECTIONS (3)(b) AND (4)(b)
19 OF THIS SECTION ARE EQUAL, TO EQUAL THE LESSER OF:

20 (I) THE TOTAL OF REQUIRED STATE REVENUE TRANSPORTATION
21 DIVERSION FOR THE NEXT STATE FISCAL YEAR MINUS THE SUM OF, FOR THE
22 NEXT FISCAL YEAR:

23 (A) REDUCED GASOLINE EXCISE TAX REVENUE;

24 (B) REDUCED SPECIAL FUEL EXCISE TAX REVENUE;

25 (C) REDUCED VEHICLE REGISTRATION FEE REVENUE; AND

26 (D) REDUCED TRANSPORTATION LEASE AND STATE HIGHWAY FUND
27 PAYMENT AMOUNTS; OR

1 (II) REVENUE FROM THE BASE ROAD USAGE FEES.

2 (b) IN MARCH OF 2027, 2028, AND 2029, UPON ADOPTING A
3 MARCH REVENUE FORECAST TO PREPARE THE GENERAL ANNUAL
4 APPROPRIATION ACT FOR THE NEXT STATE FISCAL YEAR, THE JOINT
5 BUDGET COMMITTEE OF THE GENERAL ASSEMBLY SHALL NOTIFY THE
6 EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE OF THE ROAD
7 USAGE FEE RATES PROJECTED IN THE ADOPTED REVENUE FORECAST, AND
8 THAT RATE IS THE RATE OF THE ROAD USAGE FEE FOR THE NEXT STATE
9 FISCAL YEAR.

10 (c) AS USED IN THIS SUBSECTION (9), UNLESS THE CONTEXT
11 OTHERWISE REQUIRES:

12 (I) "ADJUSTED ROAD USAGE FEES" MEANS THE RATE OF THE ROAD
13 USAGE FEES ON GASOLINE AND SPECIAL FUEL FOR A STATE FISCAL YEAR
14 ESTABLISHED IN ACCORDANCE WITH SUBSECTION (9)(a) OF THIS SECTION.

15 (II) "BASE ROAD USAGE FEES" MEANS:

16 (A) FOR STATE FISCAL YEAR 2027-28, SEVEN CENTS PER GALLON;
17 AND

18 (B) FOR STATE FISCAL YEARS 2028-29 AND 2029-30, EIGHT CENTS
19 PER GALLON.

20 (III) "REDUCED GASOLINE EXCISE TAX REVENUE" MEANS THE
21 DIFFERENCE IN REVENUE COLLECTED FOR A STATE FISCAL YEAR, IF THE
22 EXCISE TAX IMPOSED ON GASOLINE PURSUANT TO SECTION 39-27-102
23 (1)(a)(II)(A) WERE IMPOSED AT A RATE OF TWENTY-TWO CENTS PER
24 GALLON OR A FRACTION THEREOF OR WERE IMPOSED AT A RATE OF
25 FOURTEEN CENTS PER GALLON OR A FRACTION THEREOF.

26 (IV) "REDUCED ROAD USAGE FEES REVENUE" MEANS THE
27 DIFFERENCE IN REVENUE COLLECTED FROM THE FEE ON GASOLINE AND

1 SPECIAL FUEL FOR A STATE FISCAL YEAR BETWEEN THE AMOUNT BASED ON
2 THE BASE ROAD USAGE FEES AND THE AMOUNT BASED ON THE ADJUSTED
3 ROAD USAGE FEES.

4 (V) "REDUCED SPECIAL FUEL EXCISE TAX REVENUE" MEANS THE
5 DIFFERENCE IN REVENUE COLLECTED FOR A STATE FISCAL YEAR, IF THE
6 EXCISE TAX IMPOSED ON SPECIAL FUEL PURSUANT TO SECTION 39-27-102
7 (1)(a)(II)(B) WERE IMPOSED AT A RATE OF TWENTY AND ONE-HALF CENTS
8 PER GALLON OR A FRACTION THEREOF OR WERE IMPOSED AT A RATE OF
9 THIRTEEN CENTS PER GALLON OR A FRACTION THEREOF.

10 (VI) "REDUCED TRANSPORTATION LEASE AND STATE HIGHWAY
11 FUND PAYMENTS" MEANS AN AMOUNT EQUAL TO THE SUM OF THE
12 TRANSFERS DESCRIBED IN SECTIONS 24-82-1303 (2)(d.5)(II), 24-82-1303
13 (2)(d.5)(III), 24-75-219 (7)(d)(II.5), AND 24-75-219 (7)(d)(III) FOR THE
14 APPLICABLE STATE FISCAL YEAR.

15 (VII) "REDUCED VEHICLE REGISTRATION FEE REVENUE" MEANS
16 THE DIFFERENCE IN REVENUE COLLECTED FOR A STATE FISCAL YEAR, AS A
17 RESULT OF THE REDUCTION OF ANY FEES IN SECTION 42-3-112, 42-3-304,
18 42-3-306, AND 43-4-804 PURSUANT TO THIS HOUSE BILL 26-1430,
19 ENACTED IN 2026.

20 (VIII) "REQUIRED STATE REVENUE TRANSPORTATION DIVERSION"
21 MEANS THE TOTAL AMOUNT APPROPRIATED OR TRANSFERRED FROM THE
22 SUPPORT ROAD TRANSPORTATION FUND CREATED IN SECTION 43-4-1601
23 FOR A STATE FISCAL YEAR.

24 **SECTION 19.** In Colorado Revised Statutes, **add** 43-4-219 as
25 follows:

26 **43-4-219. State revenue collected to support road**
27 **transportation.**

1 STATE REVENUE COLLECTED TO SUPPORT ROAD TRANSPORTATION,
2 AS DEFINED IN SECTION 22 (3)(c) OF THE STATE CONSTITUTION, DOES NOT
3 INCLUDE FEE REVENUE RESULTING FROM A FEE IMPOSED BY ANY
4 ENTERPRISE.

5 **SECTION 20.** In Colorado Revised Statutes, 43-4-804, **add** (2)
6 as follows:

7 **43-4-804. Highway safety projects - surcharges, fees, and fines**
8 **- crediting of money to highway users tax fund - rules - definitions -**
9 **repeal.**

10 (2) (a) NOTWITHSTANDING SUBSECTIONS (1)(a)(I) AND (1)(a)(IX)
11 OF THIS SECTION, THE ROAD SAFETY SURCHARGE IMPOSED IN SUBSECTION
12 (1)(a) OF THIS SECTION IS SET AT THE FOLLOWING AMOUNTS:

13 (I) FOR A MOTORCYCLE, AS DEFINED IN SECTION 42-1-102 (55); A
14 TRAILER COACH, AS DEFINED IN SECTION 42-1-102 (106); AN AUTOCYCLE,
15 AS DEFINED IN SECTION 42-1-102 (7.5); OR ANY VEHICLE THAT WEIGHS
16 TWO THOUSAND POUNDS OR LESS:

17 (A) SEVEN DOLLARS SIXTY-THREE CENTS ON AND AFTER JANUARY
18 1, 2027, AND BEFORE JULY 1, 2027; OR

19 (B) TEN DOLLARS ON AND AFTER JULY 1, 2027;

20 (II) FOR ANY VEHICLE THAT WEIGHS MORE THAN TWO THOUSAND
21 POUNDS BUT NOT MORE THAN FIVE THOUSAND POUNDS:

22 (A) ELEVEN DOLLARS NINETY-SEVEN CENTS ON AND AFTER
23 JANUARY 1, 2027, AND BEFORE JULY 1, 2027; OR

24 (B) FOURTEEN DOLLARS ON AND AFTER JULY 1, 2027;

25 (III) FOR ANY VEHICLE THAT WEIGHS MORE THAN FIVE THOUSAND
26 POUNDS BUT NOT MORE THAN TEN THOUSAND POUNDS:

27 (A) FIFTEEN DOLLARS SEVEN CENTS ON AND AFTER JANUARY 1,

- 1 2027, AND BEFORE JULY 1, 2027; OR
- 2 (B) SEVENTEEN DOLLARS ON AND AFTER JULY 1, 2027;
- 3 (IV) FOR ANY VEHICLE THAT IS A PASSENGER BUS OR THAT WEIGHS
- 4 MORE THAN TEN THOUSAND POUNDS BUT NOT MORE THAN SIXTEEN
- 5 THOUSAND POUNDS:
- 6 (A) TWENTY DOLLARS SIXTY-FIVE CENTS ON AND AFTER JANUARY
- 7 1, 2027, AND BEFORE JULY 1, 2027; OR
- 8 (B) TWENTY-THREE DOLLARS ON AND AFTER JULY 1, 2027;
- 9 (V) FOR ANY VEHICLE THAT WEIGHS MORE THAN SIXTEEN
- 10 THOUSAND POUNDS:
- 11 (A) TWENTY-ONE DOLLARS EIGHTY-NINE CENTS ON AND AFTER
- 12 JANUARY 1, 2027, AND BEFORE JULY 1, 2027; OR
- 13 (B) TWENTY-FOUR DOLLARS ON AND AFTER JULY 1, 2027;
- 14 (b) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE JULY 1, 2030.

15 **SECTION 21. In Colorado Revised Statutes, 43-4-1203, add (11)**
 16 **as follows:**

17 **43-4-1203. Clean transit enterprise - creation - board - powers**
 18 **and duties - rules - fees - fund.**

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

24 **SECTION 22.** In Colorado Revised Statutes, **add** part 16 to
 25 article 4 of title 43 as follows:

26 PART 16
 27 SUPPORT ROAD TRANSPORTATION FUND

1 **43-4-1601. Support road transportation fund - definitions.**

2 (1) THE SUPPORT ROAD TRANSPORTATION FUND IS CREATED IN THE
3 STATE TREASURY. THE FUND CONSISTS OF STATE REVENUE COLLECTED TO
4 SUPPORT ROAD TRANSPORTATION CREDITED TO THE FUND BY THE STATE
5 TREASURER PURSUANT TO SUBSECTION (5) OF THIS SECTION.

6 (2) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
7 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
8 FUND TO THE FUND.

9 (3) (a) THE MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED
10 TO THE DEPARTMENT OF TRANSPORTATION FOR USE BY THE
11 TRANSPORTATION COMMISSION FOR PAYMENTS MADE IN ACCORDANCE
12 WITH SECTION 24-82-1303 (2)(d.5)(II) AND (2)(d.5)(III).

13 (b) THE STATE TREASURER SHALL APPORTION THE MONEY IN THE
14 FUND MONTHLY, EXCLUDING MONEY NECESSARY FOR THE TRANSFERS OR
15 PAYMENTS FROM THE FUND REQUIRED PURSUANT TO SECTIONS 24-82-1303
16 (2)(d.5)(II), 24-82-1303 (2)(d.5)(III), 24-75-219 (7)(d)(II.5), AND
17 24-75-219 (7)(d)(III), BASED UPON ESTIMATES FROM THE DEPARTMENT OF
18 REVENUE OF CURRENT MONTHLY COLLECTIONS OF STATE REVENUE
19 COLLECTED TO SUPPORT ROAD TRANSPORTATION, WITH MONTHLY
20 RECONCILIATION OF THE STATE, COUNTY, AND MUNICIPAL ACCOUNTS IN
21 EACH SUCCESSIVE MONTH. THE DEPARTMENT OF REVENUE SHALL PROVIDE
22 ESTIMATES TO THE STATE TREASURER BY THE SEVENTH WORKING DAY OF
23 EACH MONTH. THE STATE TREASURER SHALL APPORTION THE MONEY IN
24 THE FUND WITHIN FIVE WORKING DAYS OF RECEIVING ESTIMATES FROM
25 THE DEPARTMENT OF REVENUE.

26 (c) THE STATE TREASURER SHALL APPORTION MONEY FROM THE
27 FUND AS FOLLOWS:

1 (I) SIXTY PERCENT IS PAID TO THE STATE HIGHWAY FUND AND
2 EXPENDED AS DESCRIBED IN SECTION 43-4-206;

3 (II) TWENTY-THREE PERCENT IS PAID TO THE COUNTY TREASURERS
4 OF THE RESPECTIVE COUNTIES AND ALLOCATED AND EXPENDED AS
5 DESCRIBED IN SECTION 43-4-207; AND

6 (III) SEVENTEEN PERCENT IS PAID TO CITIES AND INCORPORATED
7 TOWNS WITHIN THE LIMITS OF THE RESPECTIVE COUNTIES AND ALLOCATED
8 AND EXPENDED AS DESCRIBED IN SECTION 43-4-208 (2).

9 (4) NOTWITHSTANDING ANY PROVISION TO THE CONTRARY, MONEY
10 ALLOCATED UNDER SUBSECTION (3) OF THIS SECTION SHALL NOT BE USED
11 FOR ANY PURPOSE THAT IS NOT AUTHORIZED BY SECTION 22 OF ARTICLE X
12 OF THE STATE CONSTITUTION.

13 (5) BEGINNING JANUARY 1, 2027, THE STATE TREASURER SHALL
14 CREDIT TO THE FUND STATE REVENUE COLLECTED TO SUPPORT ROAD
15 TRANSPORTATION AS REQUIRED BY SECTION 22 OF ARTICLE X OF THE
16 STATE CONSTITUTION.

17 (6) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
18 REQUIRES:

19 (a) "FUND" MEANS THE SUPPORT ROAD TRANSPORTATION FUND
20 CREATED IN SUBSECTION (1) OF THIS SECTION.

21 (b) "STATE REVENUE COLLECTED TO SUPPORT ROAD
22 TRANSPORTATION" HAS THE SAME MEANING AS IN SECTION 22 (3)(c) OF
23 ARTICLE X OF THE STATE CONSTITUTION.

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

26 PART 17

27 ROAD ENTERPRISE

1 **43-4-1701. Legislative declaration.**

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

3 (a) THE CONTINUED PROSPERITY OF THE STATE AND ITS CITIZENS
4 REQUIRES A SAFE, WELL-MAINTAINED, INTEGRATED, MULTIMODAL, AND
5 SUSTAINABLE SURFACE TRANSPORTATION SYSTEM THAT IS ACCESSIBLE IN
6 ALL PARTS OF THE STATE AND THAT ALLOWS EFFICIENT MOVEMENT OF
7 PEOPLE, GOODS, AND INFORMATION;

8 (b) THE STATE HIGHWAY SYSTEM IS A FUNDAMENTAL ELEMENT OF
9 THE SURFACE TRANSPORTATION SYSTEM AND THE CONDITION OF THE
10 ROADWAYS COMPRISING THE STATE HIGHWAY SYSTEM ARE ESSENTIAL TO
11 THE EFFICIENT MOVEMENT OF PEOPLE, GOODS, AND INFORMATION;

12 (c) THE CONDITION OF THE STATE HIGHWAY SYSTEM, IN
13 PARTICULAR THE CONDITION OF THE ROADWAY SURFACE, HAS
14 DETERIORATED OVER TIME AS A RESULT OF THE AGING OF THE SYSTEM
15 AND INCREASED DEMANDS UPON IT, INCLUDING GROWING POPULATION
16 AND VEHICLE MILES TRAVELED;

17 (d) IN PARTICULAR OVERSIZE AND OVERWEIGHT VEHICLES AND
18 LONGER VEHICLE COMBINATIONS CAUSE A DISPROPORTIONATE AMOUNT OF
19 WEAR AND TEAR ON THE STATE'S HIGHWAY SYSTEM;

20 (e) THERE IS AN URGENT PRESENT NEED TO IMPROVE THE
21 CONDITION OF THE STATE HIGHWAY SYSTEM THROUGH INCREASED
22 INVESTMENT IN PREVENTIVE MAINTENANCE, REPAIR, REHABILITATION,
23 AND RECONSTRUCTION OF THE ROADWAY SURFACE; AND

24 (f) DUE TO THE LIMITED AVAILABILITY OF STATE AND FEDERAL
25 FUNDING AND THE NEED TO COMPLETE PREVENTIVE MAINTENANCE,
26 REPAIR, REHABILITATION, AND RECONSTRUCTION PROJECTS TO IMPROVE
27 THE CONDITION OF THE ROADWAY SURFACE OF THE STATE HIGHWAY

1 SYSTEM AND TO SUPPORT THE ONGOING MAINTENANCE OF THE ROADWAY
2 SURFACE, IT IS NECESSARY TO CREATE A ROAD ENTERPRISE AND TO
3 AUTHORIZE THE ENTERPRISE TO:

4 (I) COMPLETE PREVENTIVE MAINTENANCE, REPAIR,
5 REHABILITATION, AND RECONSTRUCTION PROJECTS TO IMPROVE THE
6 CONDITION OF THE ROADWAY SURFACE OF THE STATE HIGHWAY SYSTEM
7 AND TO SUPPORT THE ONGOING MAINTENANCE OF THE ROADWAY
8 SURFACE; AND

9 (II) IMPOSE PERMIT FEES FOR OVERSIZE AND OVERWEIGHT
10 VEHICLES AND LONGER VEHICLE COMBINATIONS AT RATES REASONABLY
11 CALCULATED TO DEFRAY THE COSTS OF MAINTAINING THE ROADWAY
12 SURFACES OF THE STATE HIGHWAY SYSTEM, RECEIVE AND EXPEND
13 REVENUE GENERATED BY THE PERMIT FEES AND OTHER MONEY, ISSUE
14 REVENUE BONDS AND OTHER OBLIGATIONS, AND EXERCISE OTHER POWERS
15 NECESSARY AND APPROPRIATE TO CARRY OUT ITS PURPOSES.

16 (2) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT:

17 (a) THE ROAD ENTERPRISE PROVIDES BUSINESSES SERVICES WHEN,
18 IN EXCHANGE FOR THE PAYMENT OF PERMIT FEES FOR OVERSIZE AND
19 OVERWEIGHT VEHICLES AND LONGER VEHICLE COMBINATIONS, IT
20 COMPLETES PREVENTIVE MAINTENANCE, REPAIR, REHABILITATION, AND
21 RECONSTRUCTION PROJECTS TO IMPROVE THE CONDITION OF THE
22 ROADWAY SURFACE OF THE STATE HIGHWAY SYSTEM AND SUPPORTS THE
23 ONGOING MAINTENANCE OF THE ROADWAY SURFACE;

24 (b) BY COMPLETING ROADWAY SURFACE PROJECTS AS SERVICES AS
25 AUTHORIZED BY THIS SECTION, THE ROAD ENTERPRISE PROVIDES A BENEFIT
26 TO FEE PAYERS BY IMPROVING THE CONDITION OF THE ROADWAY SURFACE
27 OF THE STATE HIGHWAY SYSTEM THAT OFFSETS THE WEAR AND TEAR

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

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

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

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

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

1 AND

2 (e) NO OTHER ENTERPRISE CREATED SIMULTANEOUSLY OR WITHIN
3 THE PRECEDING FIVE YEARS SERVES PRIMARILY THE SAME PURPOSE AS THE
4 ROAD ENTERPRISE, AND THE ROAD ENTERPRISE WILL GENERATE REVENUE
5 FROM PERMIT FEES OF LESS THAN ONE HUNDRED MILLION DOLLARS TOTAL
6 IN ITS FIRST FIVE FISCAL YEARS. ACCORDINGLY, THE CREATION OF THE
7 ROAD ENTERPRISE DOES NOT REQUIRE VOTER APPROVAL PURSUANT TO
8 SECTION 24-77-108.

9 **43-4-1702. Definitions.**

10 AS USED IN THIS PART 17, UNLESS THE CONTEXT OTHERWISE
11 REQUIRES:

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

14 (2) "FEES" MEANS THE PERMIT FEES FOR OVERSIZE AND
15 OVERWEIGHT VEHICLES AND LONGER VEHICLE COMBINATIONS IMPOSED BY
16 THE ENTERPRISE AND COLLECTED PURSUANT TO SECTIONS 42-4-505 AND
17 42-4-510.

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

20 **43-4-1703. Road enterprise - creation - powers and duties.**

21 (1) (a) THE ROAD ENTERPRISE IS AND OPERATES AS A
22 GOVERNMENT-OWNED BUSINESS WITHIN THE DEPARTMENT IN ORDER TO
23 EXECUTE ITS BUSINESS PURPOSE AS SPECIFIED IN SUBSECTION (2) OF THIS
24 SECTION BY EXERCISING THE POWERS AND PERFORMING THE DUTIES AND
25 FUNCTIONS SET FORTH IN THIS SECTION. THE TRANSPORTATION
26 COMMISSION CREATED IN SECTION 43-1-106 (1) SHALL SERVE AS THE
27 ENTERPRISE BOARD AND SHALL, WITH THE CONSENT OF THE EXECUTIVE

1 DIRECTOR, APPOINT AN ENTERPRISE DIRECTOR WHO POSSESSES SUCH
2 QUALIFICATIONS AS THE COMMISSION AND THE STATE PERSONNEL BOARD
3 MAY ESTABLISH. THE ENTERPRISE DIRECTOR SHALL OVERSEE THE
4 DISCHARGE OF ALL RESPONSIBILITIES OF THE ENTERPRISE AND SHALL
5 SERVE AT THE PLEASURE OF THE ENTERPRISE BOARD.

6 (b) THE ENTERPRISE IS A TYPE 1 ENTITY, AS DEFINED IN SECTION
7 24-1-105, AND EXERCISES ITS POWERS AND PERFORMS ITS DUTIES AND
8 FUNCTIONS UNDER THE DEPARTMENT. THE GOVERNING BOARD OF THE
9 ENTERPRISE IS MADE UP OF THE TRANSPORTATION COMMISSION CREATED
10 IN SECTION 43-1-106 (1).

11 (2)(a) THE BUSINESS PURPOSE OF THE ENTERPRISE IS TO COMPLETE
12 PREVENTIVE MAINTENANCE, REPAIR, REHABILITATION, AND
13 RECONSTRUCTION PROJECTS TO IMPROVE THE CONDITION OF THE
14 ROADWAY SURFACE OF THE STATE HIGHWAY SYSTEM AND TO SUPPORT THE
15 ONGOING MAINTENANCE OF THE ROADWAY SURFACE.

16 (b) TO ALLOW THE ENTERPRISE TO ACCOMPLISH THIS PURPOSE AND
17 FULLY EXERCISE ITS POWERS AND DUTIES THROUGH THE ENTERPRISE
18 BOARD, THE ENTERPRISE MAY:

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

20 (II) ISSUE REVENUE BONDS PAYABLE FROM THE REVENUES AND
21 OTHER AVAILABLE MONEY OF THE ENTERPRISE PLEDGED FOR THEIR
22 PAYMENT;

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

24 AND

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

26 (3) THE ENTERPRISE CONSTITUTES AN ENTERPRISE FOR PURPOSES
27 OF SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION SO LONG AS IT

1 RETAINS THE AUTHORITY TO ISSUE REVENUE BONDS AND RECEIVES LESS
2 THAN TEN PERCENT OF ITS TOTAL ANNUAL REVENUE IN GRANTS FROM ALL
3 COLORADO STATE AND LOCAL GOVERNMENTS COMBINED. SO LONG AS IT
4 CONSTITUTES AN ENTERPRISE PURSUANT TO THIS SUBSECTION (3), THE
5 ENTERPRISE IS NOT SUBJECT TO SECTION 20 OF ARTICLE X OF THE STATE
6 CONSTITUTION.

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

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

12 (b) TO HAVE AND EXERCISE ALL RIGHTS AND POWERS NECESSARY
13 OR INCIDENTAL TO OR IMPLIED FROM THE SPECIFIC POWERS AND DUTIES
14 GRANTED BY THIS SECTION.

15 **43-4-1704. Road enterprise cash fund.**

16 (1) THE ROAD ENTERPRISE CASH FUND IS CREATED IN THE STATE
17 TREASURY. THE FUND CONSISTS OF FEES THAT THE STATE TREASURER
18 CREDITS TO THE FUND PURSUANT TO SECTIONS 42-4-505 (1)(d) AND
19 42-4-510 (11)(c); GIFTS, GRANTS, AND DONATIONS; AND ANY OTHER
20 MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER
21 TO THE FUND.

22 (2) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
23 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
24 FUND TO THE FUND.

25 (3) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE
26 ENTERPRISE FOR THE DIRECT AND INDIRECT COSTS OF SERVING ITS
27 BUSINESS PURPOSE AND IN PERFORMING ITS POWERS AND DUTIES AS THE

1 PURPOSE, POWERS, AND DUTIES ARE SET FORTH IN SECTION 43-4-1703 (2).

2 (4) THE DEPARTMENT MAY TRANSFER MONEY FROM ANY LEGALLY
3 AVAILABLE SOURCE TO THE ENTERPRISE FOR THE PURPOSE OF DEFRAYING
4 EXPENSES INCURRED BY THE ENTERPRISE BEFORE IT RECEIVES FEE
5 REVENUE OR REVENUE BOND PROCEEDS. THE ENTERPRISE MAY ACCEPT
6 ANDEXPEND ANY MONEY SO TRANSFERRED, AND, NOTWITHSTANDING ANY
7 STATE FISCAL RULE OR GENERALLY ACCEPTED ACCOUNTING PRINCIPLE
8 THAT COULD OTHERWISE BE INTERPRETED TO REQUIRE A CONTRARY
9 CONCLUSION, SUCH A TRANSFER IS A LOAN FROM THE DEPARTMENT TO THE
10 ENTERPRISE THAT IS REQUIRED TO BE REPAID AND IS NOT A GRANT FOR
11 PURPOSES OF SECTION 20 (2)(d) OF ARTICLE X OF THE STATE
12 CONSTITUTION OR AS DEFINED IN SECTION 24-77-102 (7). ALL MONEY
13 TRANSFERRED AS A LOAN TO THE ENTERPRISE MUST BE CREDITED TO THE
14 FUND. AS THE ENTERPRISE RECEIVES SUFFICIENT REVENUE IN EXCESS OF
15 EXPENSES, THE ENTERPRISE SHALL REIMBURSE THE DEPARTMENT FOR THE
16 PRINCIPAL AMOUNT OF ANY LOAN MADE BY THE DEPARTMENT PLUS
17 INTEREST AT A RATE SET BY THE DEPARTMENT.

18 **43-4-1705. Road enterprise fees.**

19 (1) IN FURTHERANCE OF ITS BUSINESS PURPOSE, BEGINNING
20 JANUARY 1, 2027, THE ENTERPRISE SHALL IMPOSE FEES FOR OVERSIZE AND
21 OVERWEIGHT VEHICLES AND LONGER VEHICLE COMBINATIONS.

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

27 (3) AS REQUIRED BY SECTIONS 42-4-505 (1)(d) AND 42-4-510

1 (11)(c), THE DEPARTMENT SHALL TRANSMIT ANY FEE REVENUE IT
2 COLLECTS TO THE STATE TREASURER, WHO SHALL CREDIT THE REVENUE,
3 MINUS THE COSTS TO THE DEPARTMENT FOR COLLECTING THE FEES, TO THE
4 FUND.

5 **SECTION 24. Effective date.** (1) Except as otherwise provided
6 in this section, this act takes effect upon passage.

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

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

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

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

26 (6) Section 7 of this act takes effect only if an initiative that
27 amends the state constitution to change existing law on transportation

1 funding and to increase the amount of state revenue dedicated to road
2 transportation is not approved by the people at the next general election
3 or does not appear on the statewide ballot for the next general election,
4 in which case section 7 takes effect on the date of the official declaration
5 of the vote thereon by the governor or January 1, 2027, whichever is later.

6 (7) Sections 8 through 13, 18 through 20, and 22 of this act take
7 effect only if an initiative that amends the state constitution to change
8 existing law on transportation funding and to increase the amount of state
9 revenue dedicated to road transportation is approved by the people at the
10 next general election, in which case sections 8 through 13, 18 through 20,
11 and 22 of this act take effect on the date of the official declaration of the
12 vote thereon by the governor or January 1, 2027, whichever is later.

13 ==
14 (8) Sections 16 and 17 of this act take effect only if a petition for
15 any ballot issue that would be part of the statewide ballot for the general
16 election held on November 3, 2026, and that would amend the state
17 constitution to change existing law on transportation funding and to
18 increase the amount of state revenue dedicated to road transportation is
19 either:

20 (a) Not filed with the secretary of state on or before May 27, 2026,
21 in which case sections 16 and 17 of this act take effect on June 1, 2026;
22 or

23 (b) Withdrawn on or before June 15, 2026, pursuant to section
24 1-40-134, Colorado Revised Statutes, from the statewide ballot for the
25 general election held on November 3, 2026, in which case sections 16 and
26 17 of this act take effect on June 16, 2026.

27 **SECTION 25. Safety clause.** The general assembly finds,

1 determines, and declares that this act is necessary for the immediate
2 preservation of the public peace, health, or safety or for appropriations for
3 the support and maintenance of the departments of the state and state
4 institutions.