

SENATE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

\_\_\_\_\_  
April 29, 2026  
Date

Committee on Transportation & Energy.

After consideration on the merits, the Committee recommends the following:

HB26-1076 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend reengrossed bill, page 4, after line 9 insert:
- 2
- 3 "SECTION 3. In Colorado Revised Statutes, 42-2-106, **amend**
- 4 (1)(e) as follows:
- 5 **42-2-106. Instruction permits and temporary licenses.**
- 6 (1) (e) The department shall not issue an instruction permit OR
- 7 ENDORSEMENT to a minor who is under twenty-one years of age OLD to
- 8 drive a motorcycle unless the applicant has successfully completed an
- 9 instruction program in motorcycle safety that is approved by the Colorado
- 10 state patrol.
- 11 **SECTION 4.** In Colorado Revised Statutes, 42-2-118, **amend**
- 12 (1)(a)(I); and **add** (1)(a)(I.5) as follows:
- 13 **42-2-118. Renewal of license in person, by mail, or**
- 14 **electronically - donations to Emily Keyes - John W. Buckner organ**
- 15 **and tissue donation awareness fund - rules - definitions.**
- 16 (1) (a) (I) EXCEPT AS PROVIDED IN SUBSECTION (1)(a)(I.5) OF THIS
- 17 SECTION, every license issued pursuant to section 42-2-114 or part 5 of
- 18 this article 2 is renewable prior to its expiration, upon application in
- 19 person, by mail as provided in subsection (1.3) of this section, or by
- 20 electronic means as provided in subsection (1.5) of this section; payment
- 21 of the required fee; passing of an eye test; and passing of such other
- 22 examinations as the applicant's physical limitations or driver's record
- 23 indicates to be desirable. If a person renews his or her license pursuant to
- 24 this subsection (1)(a)(I) by electronic means, the person must attest under
- 25 penalty of perjury that he or she has had an eye examination by an
- 26 optometrist or an ophthalmologist within ~~three years~~ ONE YEAR before the
- 27 date of application.
- 28 (I.5) IF AN APPLICANT APPLIES TO RENEW THEIR LICENSE WITHIN A

1 YEAR AFTER IT HAS EXPIRED, THE RENEWED LICENSE WILL HAVE THE SAME  
2 EXPIRATION DATE AS IF IT HAD BEEN RENEWED ON TIME, SO LONG AS THE  
3 PHOTO THE DEPARTMENT HAS ON FILE WILL MEET THE REQUIREMENTS OF  
4 6 CFR 37.25 (a)(1) FOR THE FEDERAL "REAL ID ACT OF 2005" AT THE  
5 TIME OF THE NEXT EXPIRATION. THIS SUBSECTION (1)(a)(I.5) DOES NOT  
6 APPLY TO PROVISIONS OF SUBSECTION (1)(b)(I) OF THIS SECTION,  
7 AUTHORIZING EXTENSIONS.

8 **SECTION 5.** Colorado Revised Statutes, 42-2-304, **amend** (1) as  
9 follows:

10 **42-2-304. Validity of identification card - rules.**

11 (1) Except as provided in subsection (2) of this section, an  
12 identification card issued pursuant to this part 3 expires on the birthday  
13 of the registrant in the fifth year after issuance of the identification card.  
14 IF AN APPLICANT APPLIES TO RENEW THEIR IDENTIFICATION CARD WITHIN  
15 A YEAR AFTER IT HAS EXPIRED, THE RENEWED IDENTIFICATION CARD WILL  
16 BE GIVEN THE SAME EXPIRATION DATE AS IF IT HAD BEEN RENEWED ON  
17 TIME, PROVIDED THE PHOTO THE DEPARTMENT HAS ON FILE WILL MEET THE  
18 REQUIREMENTS OF 6 CFR 37.25 (a)(1) FOR THE FEDERAL "REAL ID ACT OF  
19 2005" AT THE TIME OF THE NEXT EXPIRATION. The department may purge  
20 its records of such cards twelve years after issuance; except that any  
21 records concerning identification cards issued prior to April 16, 1996,  
22 may not be purged until October 1, 2003."

23 Renumber succeeding sections accordingly.

24 Page 4, strike line 11 and substitute "(5)(a)(I)(E), (5)(a)(I)(G), and  
25 (5)(c)(I) as follows:".

26 Page 4, before line 14 insert:

27 "(5) (a) (I) (E) The driver of a commercial vehicle, ~~with four or~~  
28 ~~more drive wheels, other than a bus, shall affix tire chains to at least four~~  
29 ~~of the drive wheel tires when the vehicle is required to be equipped with~~  
30 ~~tire chains under this subsection (5). The driver of a bus shall affix tire~~  
31 ~~chains to at least two of the drive wheel tires when the vehicle is required~~  
32 ~~to be equipped with tire chains under this subsection (5) INCLUDING A~~  
33 ~~BUS, MUST AFFIX TIRE CHAINS OR APPROVED ALTERNATE TRACTION~~  
34 ~~DEVICES TO THE NUMBER OF DRIVE WHEEL TIRES REQUIRED BY AND IN THE~~  
35 ~~MANNER PRESCRIBED BY THE DEPARTMENT OF TRANSPORTATION'S RULES~~  
36 ~~GOVERNING CHAIN LAW AND PASSENGER VEHICLE TRACTION LAW~~  
37 ~~REQUIREMENTS ON THE STATE HIGHWAY SYSTEM."~~

38

39 Page 4, line 14, strike "(5)(a)(I)(G)" and substitute "(G)".

1 Page 4, after line 17 insert:

2 "(c) As used in this subsection (5):

3 (I) "Alternate traction device" means a device that is approved by  
4 the Colorado department of transportation as capable of providing  
5 traction comparable to that of metal chains ~~or tire cables~~ under similar  
6 conditions."

7 Page 7, after line 18 insert:

8 "**SECTION 13.** In Colorado Revised Statutes, 43-1-117.5, **add**  
9 (6) as follows:

10 (6) NOTHING IN THIS ARTICLE 1 MEANS THAT THE TRANSIT AND  
11 RAIL DIVISION HAS EXCLUSIVE AUTHORITY AND RESPONSIBILITY FOR THE  
12 POWERS AND DUTIES DESCRIBED IN THIS ARTICLE 1. OTHER DIVISIONS OR  
13 ENTERPRISES UNDER THE DEPARTMENT MAY UNDERTAKE TRANSIT AND  
14 RAIL-RELATED POWERS AND DUTIES AS IDENTIFIED BY THE DEPARTMENT  
15 OR ENTERPRISE BOARD, CONSISTENT WITH APPLICABLE LAW."

16 Renumber succeeding sections accordingly.

17 Page 8, after line 13 insert:

18 "**SECTION 16.** In Colorado Revised Statutes, 43-2-402, **amend**  
19 (1) as follows:

20 **43-2-402. Noise mitigation measures.**

21 (1) An applicant may submit an application for noise mitigation  
22 measures to the department between November 1 and March 31. ~~in~~  
23 ~~accordance with the application procedures established by the~~  
24 ~~transportation commission by rule.~~

25 **SECTION 17.** In Colorado Revised Statutes, 43-2-403, **amend**  
26 (1); and **repeal** (3)(c)(I) as follows:

27 **43-2-403. Noise mitigation - privately funded - rules.**

28 (1) An applicant may submit an application for noise mitigation  
29 measures to be privately funded to the department at any time. ~~in~~  
30 ~~accordance with the application procedures established by the~~  
31 ~~transportation commission by rule.~~

32 (3) (c) Noise mitigation measures constructed in accordance with  
33 this section shall:

34 (I) ~~Comply with applicable rules and procedural directives of the~~  
35 ~~department and the transportation commission;~~

36 **SECTION 18.** In Colorado Revised Statutes, **repeal** 43-2-404 as  
37 follows:

1           **43-2-404. Rule-making authority.**

2           ~~The transportation commission created by part 1 of article 1 of this~~  
3 ~~title shall promulgate rules in accordance with article 4 of title 24, C.R.S.,~~  
4 ~~to implement the provisions of this part 4. The rules shall include noise~~  
5 ~~mitigation standards and a list of approved noise mitigation measures and~~  
6 ~~products that meet the standards."~~

7           Renumber succeeding sections accordingly.

8           Page 11, after line 6 insert:

9           **"SECTION 22.** In Colorado Revised Statutes, 43-4-806, **add**  
10 **(6)(r)** as follows:

11           **43-4-806. High-performance transportation enterprise -**  
12 **creation - enterprise status - board - funds - powers and duties - user**  
13 **fees - limitations - reporting requirements - violations on the peak**  
14 **period shoulder lanes - legislative declaration - definitions.**

15           (6) In addition to any other powers and duties specified in this  
16 section, the transportation enterprise board has the following powers and  
17 duties:

18           (r) (I) AS PART OF A CONTRACT RELATED TO THE PROVISION OF  
19 PUBLIC PASSENGER RAIL SERVICE WITH A PASSENGER RAIL FACILITY  
20 PROVIDER OR PASSENGER RAIL OPERATOR AND SUBJECT TO THE  
21 REQUIREMENTS OF THIS SUBSECTION (6)(r), TO AGREE TO AND OBTAIN,  
22 DIRECTLY OR INDIRECTLY, AN INSURANCE POLICY AGAINST LIABILITIES OF  
23 THE TRANSPORTATION ENTERPRISE AND THE PASSENGER RAIL FACILITY  
24 PROVIDER, PASSENGER RAIL OPERATOR, OR BOTH, AND TO PAY ANY  
25 DEDUCTIBLE, RETENTION, OR SIMILAR CHARGE UNDER THE POLICY  
26 REGARDLESS OF THE SOURCE OF THE LIABILITY FROM WHICH THE CHARGE  
27 ARISES.

28           (II) BEFORE EXERCISING THE AUTHORITY GRANTED IN THIS  
29 SUBSECTION (6)(r), THE TRANSPORTATION ENTERPRISE BOARD MUST MAKE  
30 A FINDING THAT THE CONTRACT FOR THE PROVISION OF PUBLIC PASSENGER  
31 RAIL SERVICE WITH A PASSENGER RAIL FACILITY PROVIDER OR PASSENGER  
32 RAIL OPERATOR SERVES A VALID PUBLIC PURPOSE AND THAT THE RISKS TO  
33 THE ENTERPRISE THAT MAY ARISE FROM ENTERING INTO THE CONTRACT  
34 ARE SUFFICIENTLY LIMITED AND OUTWEIGHED BY THE BENEFITS OF THE  
35 CONTRACT.

36           (III) FOR PURPOSES OF THIS SUBSECTION (6)(r):

37           (A) "PASSENGER RAIL FACILITY PROVIDER" MEANS A CLASS I  
38 RAILROAD, A SPECIAL DISTRICT CREATED PURSUANT TO TITLE 32 THAT IS  
39 INTENDED TO PROVIDE TRANSPORTATION SERVICES BY RAIL, A REGIONAL  
40 TRANSPORTATION AUTHORITY CREATED PURSUANT TO PART 6 OF ARTICLE

1 4 OF TITLE 43 INCLUDING A TRANSPORTATION PLANNING ORGANIZATION  
2 EXERCISING THE POWERS OF A REGIONAL TRANSPORTATION AUTHORITY,  
3 AND A CONTRACTOR TO SUCH A RAILROAD, SPECIAL DISTRICT, OR  
4 AUTHORITY, BUT ONLY IF THE RAILROAD, SPECIAL DISTRICT, AUTHORITY,  
5 OR CONTRACTOR OWNS OR EXERCISES CONTROL OVER PROPERTY THAT  
6 WILL BE USED IN THE OPERATION OF THE PUBLIC PASSENGER RAIL SERVICE  
7 TO BE PROVIDED PURSUANT TO THE CONTRACT SPECIFIED IN SUBSECTION  
8 (6)(r)(I) OF THIS SECTION.

9 (B) "PASSENGER RAIL OPERATOR" MEANS A PROVIDER OF TRAIN  
10 AND ENGINE CREWS AND FUNCTIONS ASSOCIATED WITH THE OPERATION  
11 AND MAINTENANCE OF THE EQUIPMENT ASSOCIATED WITH PROVIDING  
12 PASSENGER RAIL SERVICE.

13 (IV) NOTHING IN THIS SUBSECTION (6)(r) WAIVES, DIMINISHES, OR  
14 OTHERWISE AFFECTS ANY IMMUNITIES OR DEFENSES AVAILABLE TO THE  
15 TRANSPORTATION ENTERPRISE OR ANY OTHER IMPACTED PUBLIC ENTITY.

16 (V) ANY PREMIUM, DEDUCTIBLE, RETENTION, OR SIMILAR CHARGE  
17 REQUIRED TO BE PAID UNDER A TERM IN AN AGREEMENT ENTERED INTO  
18 UNDER THE AUTHORITY GRANTED IN THIS SUBSECTION (6)(r) IS PAYABLE  
19 ONLY FROM REVENUE AVAILABLE FOR SUCH PAYMENTS CONSISTENT WITH  
20 SUBSECTION (5) OF THIS SECTION. NOTHING IN THIS SUBSECTION (6)(r)  
21 ALTERS ANY CONTRACTUAL RESTRICTIONS ON REVENUES PLEDGED TO THE  
22 PAYMENT OF OBLIGATIONS UNDERTAKEN PURSUANT TO THE AUTHORITY  
23 GRANTED TO THE TRANSPORTATION ENTERPRISE IN SUBSECTION (6)(c) OF  
24 THIS SECTION.

25 **SECTION 23.** In Colorado Revised Statutes, 43-4-1204, **amend**  
26 (3)(c)(III) as follows:

27 **43-4-1204. Production fee for clean transit imposed by the**  
28 **enterprise - local transit operations program - local transit grant**  
29 **program - rail funding program - cash funds - report.**

30 (3) (c) Pursuant to the purposes of the local transit operations  
31 program, the enterprise shall allocate money from the local transit  
32 operations cash fund to eligible entities using a formula developed by the  
33 board, which shall be based on population, population density, local  
34 zoning, transit ridership, vehicle revenue miles, share of  
35 disproportionately impacted community population, and other  
36 transit-related criteria. An eligible entity that is awarded money from the  
37 local transit operations cash fund shall:

38 (III) Use the entirety of the money no later than two years after the  
39 contract allocating the money is finalized; EXCEPT THAT THE CLEAN  
40 TRANSIT ENTERPRISE BOARD MAY EXTEND THIS PERIOD BY ONE YEAR FOR  
41 CAPITAL AWARD CONTRACTS.

42 **SECTION 24.** In Colorado Revised Statutes, 43-4-1301, **amend**  
43 (1)(b) as follows:

1           **43-4-1301. Legislative declaration.**  
2           (1) The general assembly hereby finds and declares that:  
3           (b) It is necessary and appropriate to offset and mitigate these  
4 impacts by creating a nonattainment area air pollution mitigation  
5 enterprise that has the business purpose of providing funding for AND  
6 DESIGN AND CONSTRUCTION OVERSIGHT AND MANAGEMENT OF eligible  
7 projects that reduce traffic congestion, including demand management  
8 projects that encourage alternatives to driving alone, and thereby reduce  
9 travel delays, engine idle time, and unproductive fuel consumption or that  
10 directly reduce emissions by means such as retrofitting of construction  
11 equipment;"

12 Renumber succeeding sections accordingly.

13 Page 11, strike line 8, and substitute "(2)(b), (3) introductory portion, and  
14 (6)(b); and **add** (2)(c) and (3)(d) as follows:"

15 Page 11, after line 26 insert:

16           "(3) The business purpose of the enterprise is to mitigate the  
17 environmental and health impacts of increased air pollution from motor  
18 vehicle emissions in nonattainment areas that results from the rapid and  
19 continuing growth in retail deliveries made by motor vehicles and in  
20 prearranged rides provided by transportation network companies by  
21 providing funding for AND DESIGN AND CONSTRUCTION OVERSIGHT AND  
22 MANAGEMENT OF eligible projects that reduce traffic, including demand  
23 management projects that encourage alternatives to driving alone or that  
24 directly reduce air pollution, such as retrofitting of construction  
25 equipment, construction of roadside vegetation barriers, and planting trees  
26 along medians. To allow the enterprise to accomplish this purpose and  
27 fully exercise its powers and duties through the board, the enterprise may:

28           (d) ENGAGE IN ALL ACTIVITIES NECESSARY TO DIRECTLY MITIGATE  
29 THE ENVIRONMENTAL AND HEALTH IMPACTS OF AIR POLLUTION,  
30 INCLUDING THE ADMINISTRATION, ACQUISITION, DESIGN, CONSTRUCTION,  
31 IMPROVEMENT, MAINTENANCE, AND PURSUIT OF OTHER INNOVATIVE AND  
32 EFFICIENT MEANS OF COMPLETING ELIGIBLE PROJECTS AND CONTRACTING  
33 WITH A PERSON, FIRM, OR CORPORATION FOR THE PERFORMANCE OF ANY  
34 SUCH WORK.

35           (6) In addition to any other powers and duties specified in this  
36 section, the board has the following general powers and duties:

37           (b) To acquire, hold title to, ~~and~~ dispose of, AND VOLUNTARILY  
38 PURCHASE, DESIGN, CONSTRUCT, IMPROVE, MAINTAIN, ADMINISTER, AND  
39 OPERATE real and personal property, INCLUDING RIGHTS-OF-WAY AND ALL,

1 OR PORTIONS OF, ELIGIBLE PROJECTS, NECESSARY FOR THE PURPOSES OF  
2 THE ENTERPRISE AND TO CONTRACT WITH A PERSON, FIRM, OR  
3 CORPORATION FOR THE PERFORMANCE OF ANY SUCH WORK;".

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