

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

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 25-0890.01 Rebecca Bayetti x4348

SENATE BILL 25-258

SENATE SPONSORSHIP

Bridges and Kirkmeyer, Amabile

HOUSE SPONSORSHIP

Bird and Sirota, Taggart

Senate Committees

Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING A TEMPORARY REDUCTION IN THE ROAD SAFETY**
102 **SURCHARGE, AND, IN CONNECTION THEREWITH, MODIFYING THE**
103 **ALLOCATION OF REVENUES FROM THE SURCHARGE TO INCREASE**
104 **ALLOCATIONS TO COUNTIES AND MUNICIPALITIES DURING THE**
105 **TEMPORARY REDUCTION.**

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/>.)

Joint Budget Committee. The bill temporarily reduces by \$3.70 the road safety surcharge for each vehicle class for any registration period

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.

that begins on or after January 1, 2026, but before January 1, 2028. Revenue from the road safety surcharge is credited to the highway users tax fund and allocated to the state highway fund, counties, and municipalities. The bill adjusts this allocation for the time period of the temporary reduction in the road safety surcharge by increasing the county and municipal shares as follows:

- 56% to the state highway fund (reduced from 60%);
- 24% to counties (increased from 22%); and
- 20% to municipalities (increased from 18%).

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

2 **SECTION 1.** In Colorado Revised Statutes, 43-4-205, **amend**
3 (6.3) as follows:

4 **43-4-205. Allocation of fund - repeal.** (6.3) (a) Revenues from
5 the surcharges, fees, and fines credited to the highway users tax fund
6 pursuant to section 43-4-804 (1) ~~shall~~ MUST be allocated and expended in
7 accordance with the formula specified in ~~paragraph (b) of subsection (6)~~
8 SUBSECTION (6)(b) of this section.

9 (b) (I) NOTWITHSTANDING ANY PROVISION OF THIS SUBSECTION
10 (6.3) TO THE CONTRARY, REVENUES FROM THE SURCHARGES, FEES, AND
11 FINES CREDITED TO THE HIGHWAY USERS TAX FUND PURSUANT TO SECTION
12 43-4-804 (1) FOR ANY REGISTRATION PERIOD THAT BEGINS ON OR AFTER
13 JULY 1, 2025, BUT BEFORE JULY 1, 2027, MAY BE EXPENDED ONLY FOR
14 IMPROVEMENTS TO HIGHWAYS WITHIN THE STATE, INCLUDING NEW
15 CONSTRUCTION, SAFETY IMPROVEMENTS, MAINTENANCE, AND CAPACITY
16 IMPROVEMENTS, AND FOR OTHER TRANSPORTATION-RELATED PROJECTS TO
17 THE EXTENT AUTHORIZED BY LAW, AND MAY NOT BE EXPENDED FOR
18 ADMINISTRATIVE PURPOSES. SUCH REVENUE IS ALLOCATED AS FOLLOWS:

19 (A) FIFTY-SIX PERCENT OF SUCH REVENUE MUST BE PAID TO THE
20 STATE HIGHWAY FUND AND MUST BE EXPENDED AS PROVIDED IN SECTION

1 43-4-206;

2 (B) TWENTY-FOUR PERCENT OF SUCH REVENUE MUST BE PAID TO
3 THE COUNTY TREASURERS OF THE RESPECTIVE COUNTIES, SUBJECT TO
4 ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, AND MUST BE
5 ALLOCATED AND EXPENDED AS PROVIDED IN SECTION 43-4-207; AND

6 (C) TWENTY PERCENT OF SUCH REVENUE MUST BE PAID TO THE
7 CITIES AND INCORPORATED TOWNS, SUBJECT TO ANNUAL APPROPRIATION
8 BY THE GENERAL ASSEMBLY, AND MUST BE ALLOCATED AND EXPENDED AS
9 PROVIDED IN SECTION 43-4-208 (2)(b) AND (6)(a).

10 (II) THIS SUBSECTION (6.3)(b) IS REPEALED, EFFECTIVE JULY 1,
11 2028.

12 **SECTION 2.** In Colorado Revised Statutes, 43-4-804, **amend**
13 (1)(a)(I) introductory portion; and **add** (1)(a)(IX) as follows:

14 **43-4-804. Highway safety projects - surcharges and fees -**
15 **crediting of money to highway users tax fund - definition.** (1) The
16 following surcharges, fees, and fines shall be collected and credited to the
17 highway users tax fund created in section 43-4-201 (1)(a) and allocated
18 to the state highway fund, counties, and municipalities as specified in
19 section 43-4-205 (6.3):

20 (a) (I) A road safety surcharge, which, except as otherwise
21 provided in subsections (1)(a)(III) and (1)(a)(VI) of this section, is
22 imposed for any registration period that commences on or after July 1,
23 2009, upon the registration of any vehicle for which a registration fee
24 must be paid pursuant to part 3 of article 3 of title 42 and is also imposed
25 upon any item of special mobile machinery that is covered by a
26 registration exempt certificate issued by the department of revenue in
27 accordance with section 42-3-107 (16)(g). Except as otherwise provided

1 in subsections (1)(a)(IV), (1)(a)(V), ~~and~~ (1)(a)(VIII), AND (1)(a)(IX) of
2 this section, the amount of the surcharge is:

3 (IX) FOR ANY REGISTRATION PERIOD THAT BEGINS ON OR AFTER
4 JULY 1, 2025, BUT BEFORE JULY 1, 2027, THE AMOUNT OF EACH ROAD
5 SAFETY SURCHARGE IMPOSED PURSUANT TO SUBSECTION (1)(a)(I) OF THIS
6 SECTION IS REDUCED BY THREE DOLLARS AND SEVENTY CENTS.

7 **SECTION 3. Safety clause.** The general assembly finds,
8 determines, and declares that this act is necessary for the immediate
9 preservation of the public peace, health, or safety or for appropriations for
10 the support and maintenance of the departments of the state and state
11 institutions.