

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



HOUSE BILL 23-1014

BY REPRESENTATIVE(S) Boesenecker, Lindsay, Duran, Jodeh, Lindstedt, Michaelson Jenet, Amabile, English, Froelich;
also SENATOR(S) Winter F. and Hinrichsen, Sullivan.

CONCERNING YIELDING TO LARGER VEHICLES IN ROUNDABOUTS.

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

SECTION 1. In Colorado Revised Statutes, **add** 42-4-715 as follows:

42-4-715. Yielding right-of-way in roundabouts - definitions.

(1) AS USED IN THIS SECTION:

(a) "LARGE VEHICLE" MEANS A TRUCK, BUS, EMERGENCY VEHICLE, OR RECREATIONAL VEHICLE THAT GENERALLY HAS A TOTAL LENGTH OF MORE THAN THIRTY-FIVE FEET OR A TOTAL WIDTH OF MORE THAN TEN FEET.

(b) "ROUNDABOUT" MEANS A CIRCULAR INTERSECTION OR JUNCTION IN WHICH ROAD TRAFFIC FLOWS ALMOST CONTINUOUSLY IN ONE DIRECTION AROUND A CENTRAL ISLAND.

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

(2) (a) WHEN ENTERING, EXITING, OR DRIVING IN THE CIRCULATORY LANES IN A ROUNDABOUT, A PERSON DRIVING A VEHICLE SHALL:

(I) YIELD THE RIGHT-OF-WAY TO THE DRIVER OF A LARGE VEHICLE THAT IS ENTERING, EXITING, OR DRIVING IN THE CIRCULATORY LANES IN A ROUNDABOUT AT THE SAME TIME OR SO CLOSELY AS TO PRESENT AN IMMEDIATE HAZARD; AND

(II) SLOW DOWN OR YIELD TO THE OTHER VEHICLE AS REQUIRED BY SUBSECTION (2)(a)(I) OF THIS SECTION.

(b) THIS SUBSECTION (2) DOES NOT REQUIRE A PERSON WHO IS ENTERING, EXITING, OR DRIVING IN THE CIRCULATORY LANES IN A ROUNDABOUT TO YIELD THE RIGHT-OF-WAY TO THE DRIVER OF A LARGE VEHICLE THAT IS APPROACHING, BUT HAS NOT YET ENTERED, THE ROUNDABOUT.

(c) THIS SUBSECTION (2) DOES NOT REQUIRE A PERSON WHO IS DRIVING A VEHICLE THAT IS ENTERING, EXITING, OR DRIVING IN THE CIRCULATORY LANES IN A ROUNDABOUT TO YIELD THE RIGHT-OF-WAY TO A LARGE VEHICLE THAT IS DRIVING BEHIND THE PERSON'S VEHICLE AND ALLOW THE LARGE VEHICLE TO PASS THE PERSON'S VEHICLE.

(3) IF TWO VEHICLES THAT ARE LARGE VEHICLES ENTER, EXIT, OR DRIVE IN THE CIRCULATORY LANES IN A ROUNDABOUT AT THE SAME TIME OR SO CLOSELY AS TO PRESENT AN IMMEDIATE HAZARD, THE DRIVER ON THE RIGHT SHALL YIELD THE RIGHT-OF-WAY TO THE DRIVER ON THE LEFT AND SHALL SLOW DOWN OR YIELD TO THE DRIVER ON THE LEFT.

(4) A PERSON WHO VIOLATES THIS SECTION COMMITS A CLASS A TRAFFIC INFRACTION.

SECTION 2. In Colorado Revised Statutes, 42-4-1701, **amend** (4)(a)(I)(H) as follows:

42-4-1701. Traffic offenses and infractions classified - penalties - penalty and surcharge schedule - repeal. (4) (a) (I) Except as provided in subsection (5)(c) of this section, every person who is convicted of, who admits liability for, or against whom a judgment is entered for a violation of this title 42 to which subsection (5)(a) or (5)(b) of this section applies

shall be fined or penalized and have a surcharge levied in accordance with sections 24-4.1-119 (1)(f) and 24-4.2-104 (1)(b)(I), in accordance with the penalty and surcharge schedule set forth in subsections (4)(a)(I)(A) to (4)(a)(I)(S) of this section; or, if no penalty or surcharge is specified in the schedule, the penalty for class A and class B traffic infractions is fifteen dollars, and the surcharge is four dollars. These penalties and surcharges apply whether the defendant acknowledges the defendant's guilt or liability in accordance with the procedure set forth by subsection (5)(a) of this section, is found guilty by a court of competent jurisdiction, or has judgment entered against the defendant by a county court magistrate. Penalties and surcharges for violating specific sections are as follows:

Section Violated	Penalty	Surcharge
(H) Rights-of-way violations:		
42-4-701	\$ 70.00	\$ 10.00
42-4-702	70.00	10.00
42-4-703	70.00	10.00
42-4-704	70.00	10.00
42-4-705	70.00	16.00
42-4-706	70.00	10.00
42-4-707	70.00	10.00
42-4-708	35.00	10.00
42-4-709	70.00	10.00
42-4-710	70.00	10.00
42-4-711	100.00	10.00
42-4-712	70.00	10.00
42-4-714	70.00	10.00
42-4-715	70.00	11.00

SECTION 3. Act subject to petition - effective date - applicability. (1) This act takes effect October 1, 2023; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act applies to offenses committed on or after the applicable effective date of this act.

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Steve Fenberg
PRESIDENT OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO