

2019

Regulatory Agenda



Overview

The Colorado Department of Transportation submits the following 2019 Regulatory Agenda in fulfillment of the statutory requirements set forth in Colo. Rev. Stat. §2-7-203(4). Pursuant to state law, annually on November 1 executive-branch agencies must file a Departmental Regulatory Agenda (DRA) containing:

- A list of new rules or amendments that the department or its divisions expect to propose in the next calendar year;
- The statutory or other basis for adoption of the proposed rules;
- The purpose of the proposed rules;
- The contemplated schedule for adoption of the rules;
- An identification and listing of persons or parties that may be affected positively or negatively by the rules; and
- A list and brief summary of all permanent and temporary rules adopted since the previous DRA was filed.

The Regulatory Agenda also includes, pursuant to Colo. Rev. Stat. §24-4-103.3, rules to be reviewed as part of the Department’s “Regulatory Efficiencies Reviews” during 2019 (which are denoted as such in the “purpose” column). The DRA is to be filed with Legislative Council staff for distribution to committee(s) of reference, posted on the department’s web site, and submitted to the Secretary of State for publication in the Colorado Register. Each department must also present its DRA as part of its “SMART Act” hearing and presentation pursuant to Colo. Rev. Stat. §2-7-203(2)(a)(II).

The following constitutes Colorado Department of Transportation’s DRA for 2018-2019 and is provided in accordance with Colo. Rev. Stat. §24-7-203(4):

Schedule (Month, Year)	Rule Number and Title or Brief Description	Division/ Board/ Program	New rule, revision, or repeal?	Statutory or other basis for adoption of rule	Part of Mandatory Rule Review? (X if yes)	Purpose	Stakeholders <i>Consider including high-level outreach bullets</i>	Anticipated Hearing Date
March 2019	Rules Regarding Travel Restrictions on State Highways, 2 CCR 601-14	Transportation Commission	Revision	Section 42-4- 106(5)(VII)(b), C.R.S.	Yes	The Rules are being revised to clarify when chains and certain tires are required on during inclement weather.	The traveling public and commercial motor vehicles who travel on state highways during inclement weather.	May 2019
March 2019	Law Enforcement Assistance Fund	CDOT Executive Director	Revision	Section 43-4- 403, C.R.S.	Yes	CDOT will bring these rules up to date with minor non- substantive changes.	Colorado municipalities, city and counties, and counties and law	May 2019

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	(LEAF), 2 CCR 601-21						enforcement who may qualify for funding through this program.	
May 2019	State Highway Utility Accommodation Code, 2 CCR 601-18	Transportation Commission	Revision	Sections 43-1- 225(1) and 43- 1-106(8)(k), C.R.S.	Yes	This rule-making will update the rules in their entirety, making any necessary changes to reflect updated practices and legal requirements.	Utility owners statewide who seek or have obtained permits on state highway right-of- way, 811 members, professional affiliations including ACEC and CCA, Colorado Public Utilities Commission.	July 2019
July 2019	Rules Governing Outdoor Advertising in Colorado, 2 CCR 601-3	Transportation Commission	Revision	Sections 43-1- 414(4) and 415, C.R.S.	No	The rule-making will address any changes or improvements in processes and seek to simplify the existing rules.	Owners of outdoor advertising devices and applicants who seek permits from the Department to maintain or erect an outdoor advertising device as well as members of the public who have an interest in outdoor advertising.	December 2019