First Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

DRAFT
9.9.08

BILL 6

LLS NO. 09-0090.01 Jery Payne

INTERIM COMMITTEE BILL

Transportation Legislation Review Committee

SHORT TITLE: "Slow Motor Vehicle Impeding Traffic"

A BILL FOR AN ACT

101 **CONCERNING A PROHIBITION ON IMPEDING HIGHWAY TRAFFIC BY A**
102 **SLOW-MOVING MOTOR VEHICLE.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Transportation Legislation Review Committee. Prohibits a person driving a motor vehicle from impeding the flow of more than 5 motor vehicles following immediately behind. Requires such impeder on a rural or controlled access highway to pull off the road and let the others pass if appropriate.

Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

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

SECTION 1. 42-4-1103 (1) and (3), Colorado Revised Statutes, are amended to read:

42-4-1103. Minimum speed regulation. (1) (a) No person shall drive a motor vehicle on ~~any~~ A highway at such a slow speed as to impede or block the normal and reasonable forward movement of traffic, except when a reduced speed is necessary for safe operation of ~~such~~ THE MOTOR vehicle or in compliance with law.

(b) NO PERSON SHALL DRIVE A MOTOR VEHICLE ON A HIGHWAY AT SUCH A SLOW SPEED AS TO IMPEDE OR BLOCK THE NORMAL AND REASONABLE FORWARD MOVEMENT OF FIVE OR MORE MOTOR VEHICLES FOLLOWING IMMEDIATELY BEHIND, EXCEPT WHEN A REDUCED SPEED IS NECESSARY FOR SAFE OPERATION OF THE MOTOR VEHICLE OR IN COMPLIANCE WITH LAW.

(3) Notwithstanding any minimum speed that may be authorized ~~and~~ OR posted pursuant to this section, if any person drives a motor vehicle on a highway ~~outside an incorporated area or on any controlled-access highway at a speed less than the normal and reasonable speed of traffic under the conditions then and there existing and by so driving at such slower speed impedes or retards the normal and reasonable movement of vehicular traffic following immediately behind then such~~ IN VIOLATION OF SUBSECTION (1) OF THIS SECTION, THE driver shall:

(a) Where the width of the traveled way permits, drive in the right-hand lane available to traffic or on the extreme right side of the roadway consistent with the provisions of section 42-4-1001 (2) until such impeded traffic has passed by; or

1 (b) Pull off the roadway at the first available place where such
2 movement can safely and lawfully be made until such impeded traffic has
3 passed by.
4 **SECTION 2. Effective date - applicability.** (1) This act shall
5 take effect at 12:01 a.m. on the day following the expiration of the
6 ninety-day period after final adjournment of the general assembly that is
7 allowed for submitting a referendum petition pursuant to article V,
8 section 1 (3) of the state constitution, (August 4, 2009, if adjournment
9 sine die is on May 6, 2009); except that, if a referendum petition is filed
10 against this act or an item, section, or part of this act within such period,
11 then the act, item, section, or part, if approved by the people, shall take
12 effect on the date of the official declaration of the vote thereon by
13 proclamation of the governor.
14 (2) The provisions of this act shall apply to offenses committed on
15 or after the applicable effective date of this act. <{***Does the committee***
16 ***want a safety clause?***}>