

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Transportation & Energy.

HB24-1030 be amended as follows:

- 1 Amend reengrossed bill, page 4, strike lines 25 through 27.
- 2 Page 5, strike lines 1 through 23.
- 3 Renumber succeeding subsections accordingly.
- 4 Page 8, after line 19 insert:
 - 5 "(2) "ADVISORY COMMITTEE" MEANS THE COMMUNITY RAIL
 - 6 SAFETY ADVISORY COMMITTEE CREATED IN SECTION 40-20-311.
 - 7 (3) "CLASS I RAILROAD" HAS THE MEANING SET FORTH IN 49
 - 8 U.S.C. SEC. 20102 (1).".
- 9 Renumber succeeding subsections accordingly.
- 10 Page 9, line 3, strike "(8)" and substitute "(11)".
- 11 Page 9, after line 8 insert:
 - 12 "(8) "DISPROPORTIONATELY IMPACTED COMMUNITY" HAS THE
 - 13 MEANING SET FORTH IN SECTION 24-4-109 (2)(b)(II).".
- 14 Renumber succeeding subsections accordingly.
- 15 Page 9, line 14, strike "40-20-306." and substitute "40-20-309".
- 16 Page 11, line 7, after "COMMISSION"" insert "OR "COMMISSION"".
- 17 Page 11, strike line 27 and substitute:
 - 18 **"40-20-303. Wayside detector system".**
- 19 Page 12, strike lines 2 through 4 and substitute "**crossing**".
- 20 Renumber succeeding subsections accordingly.
- 21 Page 12, line 5, strike "(3)" and substitute "(2)".
- 22 Page 13, line 22, strike "(2)" and substitute "(1)".
- 23 Page 14, line 1, after "POSSIBLE," insert "AND EXCEPT AS OTHERWISE

1 PROVIDED BY FEDERAL LAW,".

2 Page 14, line 15, strike "(4)," and substitute "(3),".

3 Page 14, after line 18 insert:

4 "(II) A POLICE VEHICLE;".

5 Renumber succeeding subparagraphs accordingly.

6 Page 14, after line 26 insert:

7 **"40-20-304. Emergency operations.** (1) STATE EMERGENCY
8 RESPONSE AUTHORITIES MAY TAKE ACTIONS NECESSARY TO PROTECT
9 RAILROADS, RAIL WORKERS, AND PUBLIC SAFETY IN THE EVENT OF AN
10 EMERGENCY SUCH AS WILDFIRE, FLOOD, EARTH MOVEMENT, OR CIVIL
11 DISORDER, INCLUDING STOPPING OR REROUTING RAIL TRAFFIC IF DEEMED
12 NECESSARY.

13 (2) A RAILROAD SHALL RESPOND TO A STATE EMERGENCY
14 RESPONSE AUTHORITY PROMPTLY AND WORK CLOSELY WITH STATE AND
15 LOCAL OFFICIALS DURING EMERGENCIES TO COORDINATE RESPONSE
16 EFFORTS AND ENSURE THE SAFETY OF RAIL PERSONNEL AND THE PUBLIC.

17 **40-20-305. Incident response requirements.** (1)(a) A RAILROAD
18 OPERATING IN COLORADO THAT ACCOMMODATES HIGH-HAZARD
19 FLAMMABLE TRAINS OR HIGH-HAZARD HIGH-CONSEQUENCE HAZARDOUS
20 MATERIAL SHALL COORDINATE WITH THE DEPARTMENT OF PUBLIC SAFETY
21 REGARDING EMERGENCY RESPONSE AND SPILL RESPONSE CAPACITY AND
22 PLANNING. THE RAILROAD AND THE DEPARTMENT OF PUBLIC SAFETY
23 SHALL COORDINATE REGARDING THE ADEQUACY OF CACHES OF
24 EQUIPMENT, SUPPLIES, AND AVAILABLE STAFF TO MITIGATE ALL HAZARDS
25 LIKELY WITHIN THE AREA COVERED BY EACH CACHE, INCLUDING
26 CONSIDERATION OF:

- 27 (I) FIRE SUPPRESSION FOAM AND FOAM SYSTEMS;
28 (II) ABSORBENT MATERIALS AND CONTAINMENT BOOMS;
29 (III) SPECIALIZED LEAK MITIGATION AND REPAIR KITS;
30 (IV) CHEMICAL PROTECTIVE CLOTHING;
31 (V) PERSONNEL DECONTAMINATION SUPPLIES;
32 (VI) INTEROPERABLE COMMUNICATION EQUIPMENT; AND
33 (VII) RESPONSE TIMES.

34 (b) A RAILROAD SHALL ENSURE THAT LOCAL AND STATE FIRST
35 RESPONDERS HAVE ACCESS TO THE CACHED EQUIPMENT NECESSARY TO
36 RESPOND TO RAIL INCIDENTS.

37 (c) RESOURCES DESCRIBED IN THIS SUBSECTION (1) MAY BE

1 MAINTAINED:
2 (I) AS PARTNERSHIPS WITH FEDERAL, STATE, COUNTY, OR LOCAL
3 AGENCIES, INCLUDING LOCAL FIRE DEPARTMENTS AND POLICE
4 DEPARTMENTS; OR
5 (II) PURSUANT TO CONTRACTS BETWEEN EMERGENCY RESPONSE
6 ENTITIES.
7 (2) NOTHING IN THIS SECTION CREATES ANY DUTY FOR A LOCAL
8 GOVERNMENT; EXCEPT THAT A LOCAL GOVERNMENT MAY AGREE TO
9 ASSUME DUTIES DELEGATED TO THE LOCAL GOVERNMENT BY A RAILROAD.
10 (3) A RAILROAD MAY PARTNER WITH ONE OR MORE COUNTIES OR
11 OTHER REGIONAL ENTITIES TO SUPPORT REGIONAL HAZARDOUS MATERIALS
12 TEAMS AND CAPABILITIES.
13 (4) EACH RAILROAD SHALL COORDINATE WITH THE DEPARTMENT
14 OF PUBLIC SAFETY TO CONDUCT AT LEAST TWO HAZARDOUS MATERIALS
15 RESPONSE TABLETOP EXERCISES WITH OTHER FEDERAL, REGIONAL, STATE,
16 AND LOCAL AGENCIES, INCLUDING AT LEAST ONE SCENARIO INVOLVING
17 DERAILMENT AND RELEASE OF CRUDE OIL OR OTHER FLAMMABLE
18 MATERIALS AND AT LEAST ONE INCIDENT WITH DERAILMENT INVOLVING
19 INHALATION HAZARDS.
20 **40-20-306. Emergency notifications.** (1) WITHIN THIRTY
21 MINUTES AFTER AN EMERGENCY INVOLVING A TRAIN OCCURS, THE
22 RAILROAD OPERATING THE TRAIN SHALL NOTIFY THE STATE'S WATCH
23 CENTER OF THE EMERGENCY BY TELEPHONE OR ANOTHER AGREED-UPON
24 METHOD OF COMMUNICATION TO ENSURE THAT AUTHORITIES CAN
25 RESPOND SWIFTLY AND APPROPRIATELY. EMERGENCY CONDITIONS THAT
26 REQUIRE A RAILROAD TO PROVIDE SUCH NOTICE INCLUDE:
27 (a) RELEASE OF ANY HAZARDOUS MATERIAL;
28 (b) DEATH OF ANY INDIVIDUAL;
29 (c) INJURY TO ANY INDIVIDUAL THAT REQUIRES MEDICAL
30 TREATMENT IN ADDITION TO FIRST AID;
31 (d) ANY FIRE OR RISK OF FIRE; AND
32 (e) PROPERTY DAMAGE AMOUNTING TO FIFTY THOUSAND DOLLARS
33 OR MORE.
34 (2) THE NOTIFICATION DESCRIBED IN SUBSECTION (1) OF THIS
35 SECTION MUST INCLUDE:
36 (a) DETAILS ABOUT THE NATURE AND SEVERITY OF THE
37 EMERGENCY, SUCH AS THE TYPE OF INCIDENT, THE LOCATION OF THE
38 INCIDENT, POTENTIAL HAZARDS INVOLVED, AND ANY IMMEDIATE ACTIONS
39 TAKEN OR REQUIRED;
40 (b) THE EXTENT OF THE IMPACT OF THE EMERGENCY, INCLUDING
41 ANY INJURIES, FATALITIES, PROPERTY DAMAGE, OR ENVIRONMENTAL
42 DAMAGE;
43 (c) IMPACTS ON OTHER SURFACE TRANSPORTATION, INCLUDING

1 BLOCKED ROADWAYS;
2 (d) IF THE EMERGENCY INVOLVES THE TRANSPORTATION OF
3 HAZARDOUS MATERIALS, SPECIFIC INFORMATION ABOUT THE MATERIALS
4 INVOLVED, THEIR QUANTITIES, AND ANY POTENTIAL RISKS TO PUBLIC
5 SAFETY OR THE ENVIRONMENT;
6 (e) RESPONSE ACTIONS TAKEN TO MITIGATE THE EMERGENCY;
7 (f) REQUESTS FOR ASSISTANCE, INCLUDING EVACUATIONS,
8 CONTAINMENT, AND ADDITIONAL RESOURCES; AND
9 (g) ANY IMMEDIATE COORDINATION EFFORTS THAT HAVE TAKEN
10 PLACE WITH LOCAL AUTHORITIES.
11 (3) AFTER PROVIDING THE EMERGENCY NOTIFICATION DESCRIBED
12 IN SUBSECTION (1) OF THIS SECTION, A RAILROAD SHALL SUBMIT
13 FOLLOW-UP REPORTS TO THE COMMISSION AND COORDINATE RESPONSE
14 EFFORTS PURSUANT TO SECTION 40-20-305.
15 (4) A RAILROAD THAT PROVIDES A NOTIFICATION DESCRIBED IN
16 SUBSECTION (1) OF THIS SECTION SHALL ALSO NOTIFY THE ADVISORY
17 COMMITTEE OF THE INCIDENT WITHIN THIRTY DAYS AFTER PROVIDING THE
18 NOTIFICATION DESCRIBED IN SUBSECTION (1) OF THIS SECTION."

19 Renumber succeeding C.R.S. sections accordingly.

20 Page 15, lines 11 and 12, strike "SECTION SHALL HAVE THE ABILITY TO"
21 and substitute "SECTION, WHICH UNION REPRESENTATIVE IS THE
22 RECOGNIZED REPRESENTATIVE OR THE RECOGNIZED REPRESENTATIVE'S
23 DESIGNEE UNDER THE COLLECTIVE BARGAINING AGREEMENT BETWEEN
24 THE UNION AND THE RAILROAD THAT WAS INVOLVED IN THE ALLEGED
25 VIOLATION, INJURY, OR DEATH, MAY".

26 Page 15, line 18, strike "40-20-304 (2)," and substitute "40-20-307 (2),".

27 Page 15, line 26, strike "40-20-304 (2);" and substitute "40-20-307 (2);".

28 Page 16, lines 1 and 2, strike "40-20-304 (2)." and substitute "40-20-307
29 (2).".

30 Page 16, line 12, strike "40-20-305 (3)" and substitute "40-20-308 (3)".

31 Page 16, line 18, after "(3)" insert "(a)".

32 Page 16, line 23, strike "(a)" and substitute "(I)".

33 Page 16, line 25, strike "(b)" and substitute "(II)".

1 Page 16, line 26, strike "(c)" and substitute "(III)".

2 Page 16, after line 27 insert:

3 "(b) MONEY IN THE FUND IS NOT INTENDED TO INCREASE THE
4 NUMBER OF FULL-TIME EMPLOYEES OF THE DEPARTMENT OF
5 TRANSPORTATION."

6 Page 18, after line 4 insert:

7 "(4) IN SATISFYING THE REQUIREMENTS OF THIS SECTION, A
8 RAILROAD SHALL COORDINATE ITS EFFORTS WITH LOCAL LAW
9 ENFORCEMENT AGENCIES AND THE HAZARDOUS MATERIALS SECTION OF
10 THE COLORADO STATE PATROL."

11 Page 18, strike lines 5 through 27.

12 Renumber succeeding C.R.S. sections accordingly.

13 Page 19, after line 12 insert:

14 **"40-20-311. Office of rail safety - agreement with federal**
15 **railroad administration - duties of commission, department of public**
16 **safety, and department of transportation - inspections - report -**
17 **repeal.** (1) THE OFFICE OF RAIL SAFETY IS CREATED WITH THE MISSION OF
18 ENSURING FREIGHT AND PASSENGER RAIL SAFETY IN THE STATE FOR THE
19 STATE'S UNIQUE AND DELICATE TERRAIN, ITS HEADWATERS, ITS
20 COMMUNITIES, AND ITS RAIL WORKERS. THE COMMISSION SHALL
21 ADMINISTER THE OFFICE IN ACCORDANCE WITH THIS ARTICLE 20.

22 (2) (a) AS SOON AS IS PRACTICABLE, THE COMMISSION, ON BEHALF
23 OF THE STATE, SHALL ENTER INTO AN AGREEMENT WITH THE FEDERAL
24 RAILROAD ADMINISTRATION PURSUANT TO 49 CFR 212 TO PARTICIPATE IN
25 INSPECTION AND INVESTIGATION ACTIVITIES. UNDER THE AGREEMENT, THE
26 COMMISSION SHALL SECURE THE AUTHORITY TO ADDRESS ALL RAILROAD
27 SAFETY DISCIPLINES, INCLUDING CROSSINGS, TRACK, SIGNAL AND TRAIN
28 CONTROL, MOTIVE POWER AND EQUIPMENT, OPERATING PRACTICES,
29 COMPLIANCE, AND HAZARDOUS MATERIALS.

30 (b) IF AN AGREEMENT CANNOT BE REACHED AS DESCRIBED IN
31 SUBSECTION (2)(a) OF THIS SECTION, THE COMMISSION, ON BEHALF OF THE
32 STATE, SHALL FILE AN ANNUAL CERTIFICATION PURSUANT TO 49 CFR
33 212.107.

34 (3) THE COMMISSION, THE DEPARTMENT OF PUBLIC SAFETY, AND
35 THE DEPARTMENT OF TRANSPORTATION SHALL ENGAGE IN INSPECTION AND

1 INVESTIGATION ACTIVITIES AS DESCRIBED IN 49 CFR 212 TO ADDRESS
2 COMPLIANCE WITH THE REQUIREMENTS OF THIS PART 3.
3 NOTWITHSTANDING ANY PROVISION OF THIS SECTION, THE AUTHORITY OF
4 THE COMMISSION, THE DEPARTMENT OF PUBLIC SAFETY, AND THE
5 DEPARTMENT OF TRANSPORTATION TO ENGAGE IN INSPECTION AND
6 INVESTIGATION ACTIVITIES PURSUANT TO THIS SECTION IS LIMITED TO:

- 7 (a) CLASS I RAILROADS;
- 8 (b) RAILROADS OPERATING ANY LINES THAT WERE USED BY CLASS
9 I RAILROADS AS OF THE EFFECTIVE DATE OF THIS PART 3;
- 10 (c) PASSENGER RAILROADS; AND
- 11 (d) INTERCITY RAILROADS.

12 (4) THE ATTORNEY GENERAL MAY BRING AN ACTION, CONSISTENT
13 WITH 49 CFR 212, TO ENFORCE STATE AND FEDERAL RAILROAD SAFETY
14 REGULATIONS. IN BRINGING SUCH AN ACTION, THE ATTORNEY GENERAL
15 SHALL COMPLY WITH 49 CFR 212.115.

16 (5) AN INTERESTED PARTY MAY:

- 17 (a) REQUEST THAT THE COMMISSION, THE DEPARTMENT OF PUBLIC
18 SAFETY, OR THE DEPARTMENT OF TRANSPORTATION INVESTIGATE AN
19 ALLEGED VIOLATION OF THIS PART 3; AND
- 20 (b) REPORT AN ALLEGED VIOLATION OF THIS PART 3 OR ANY OTHER
21 SAFETY CONCERN TO THE FEDERAL RAILROAD ADMINISTRATION OR THE
22 FEDERAL SURFACE TRANSPORTATION BOARD.

23 (6) THE COMMISSION MAY SEEK, ACCEPT, AND EXPEND GIFTS,
24 GRANTS, AND DONATIONS AND FEDERAL GRANT MONEY TO PURCHASE
25 TRAINING MATERIALS AND OTHER EQUIPMENT AS NEEDED FOR THE
26 IMPLEMENTATION OF THIS SECTION.

27 (7) THE COMMISSION SHALL REGULARLY ENGAGE WITH CLASS I
28 RAILROADS, UNIONS REPRESENTING RAILROAD EMPLOYEES, LOCAL
29 GOVERNMENTS OF MUNICIPALITIES THAT CONTAIN RAILROAD LINES, FIRST
30 RESPONDER ORGANIZATIONS, DISPROPORTIONATELY IMPACTED
31 COMMUNITIES, AND ENVIRONMENTAL ORGANIZATIONS IN IMPLEMENTING
32 THIS SECTION.

33 (8) THE COMMISSION, THE DEPARTMENT OF PUBLIC SAFETY, AND
34 THE DEPARTMENT OF TRANSPORTATION ARE IMMUNE FROM LIABILITY FOR
35 ACTIONS PERFORMED PURSUANT TO THIS SECTION, AS DESCRIBED IN
36 ARTICLE 10 OF TITLE 24.

37 (9) (a) ON OR BEFORE DECEMBER 1, 2024, THE COMMISSION, THE
38 DEPARTMENT OF PUBLIC SAFETY, AND THE DEPARTMENT OF
39 TRANSPORTATION SHALL PROVIDE A REPORT TO THE GOVERNOR; THE
40 TRANSPORTATION, HOUSING, AND LOCAL GOVERNMENT COMMITTEE OF
41 THE HOUSE OF REPRESENTATIVES; AND THE TRANSPORTATION AND
42 ENERGY COMMITTEE OF THE SENATE. THE REPORT MUST BE DEVELOPED IN
43 CONSULTATION WITH THE ADVISORY COMMITTEE AND INCLUDE:

1 (I) AN ASSESSMENT OF THE STAFFING LEVELS AND EQUIPMENT
2 NECESSARY TO ENSURE RAILROADS' COMPLIANCE WITH FEDERAL AND
3 STATE RULES AND REGULATIONS AND MINIMIZE RAIL SAFETY RISKS FOR
4 RAILROADS, FACILITIES, WORKERS, AND COMMUNITIES THAT INCLUDE RAIL
5 LINES;

6 (II) AN INDICATION THAT PUBLIC DATA NOT SUBJECT TO
7 EXCEPTIONS UNDER THE "COLORADO OPEN RECORDS ACT", PART 2 OF
8 ARTICLE 72 OF TITLE 24, WILL BE SHARED WITH THE ADVISORY
9 COMMITTEE;

10 (III) AN ASSESSMENT OF DATA COLLECTION AND REPORTING NEEDS
11 TO ENSURE ANNUAL REPORTING ON RAIL SAFETY, INCLUDING TRAIN
12 LENGTH, FOR COVERED RAILROADS AND FACILITIES;

13 (IV) AN ASSESSMENT OF EMERGENCY RESPONSE AND CLEANUP
14 CAPACITY NEEDED FOR HAZARDOUS MATERIALS INCIDENTS INVOLVING
15 RAILROADS;

16 (V) A QUANTIFICATION OF THE ADEQUATE LEVELS OF INVESTMENT
17 NECESSARY TO REDUCE HIGHWAY-RAIL CROSSING INCIDENTS AND OTHER
18 RISKS;

19 (VI) MECHANISMS FOR ENSURING EQUITABLE INPUT FROM
20 MEMBERS OF THE PUBLIC TO STATE AGENCIES REGARDING RAIL SAFETY;

21 (VII) AN ASSESSMENT OF BEST PRACTICES FOR ENSURING
22 FINANCIAL RESPONSIBILITY FOR RESPONSE, CLEANUP, AND DAMAGES FROM
23 MAJOR RAIL EVENTS, WHICH ASSESSMENT REVIEWS BEST PRACTICES FROM
24 OTHER STATES; AND

25 (VIII) (A) A LEGISLATIVE PROPOSAL CONCERNING THE CREATION
26 OF A FEE STRUCTURE, AN ASSESSMENT, AND A GOVERNANCE BODY AND AN
27 OFFICE OF RAIL SAFETY TO ADDRESS THE NEEDS DESCRIBED IN
28 SUBSECTIONS (9)(a)(I) TO (9)(a)(VI) OF THIS SECTION, WHICH FEE
29 STRUCTURE, ASSESSMENT, AND GOVERNANCE BODY CAN BE INTRODUCED
30 AS LEGISLATION AS SOON AS THE 2025 REGULAR LEGISLATIVE SESSION
31 AND BEGIN OPERATING NO LATER THAN JANUARY 1, 2027.

32 (B) THE REPORT MUST INCLUDE A RECOMMENDATION AS TO WHICH
33 STATE AGENCY WOULD HOST THE PROPOSED GOVERNANCE BODY TO
34 ENSURE PROPER COMPLIANCE WITH STATE AND FEDERAL LAW, EQUITABLE
35 ACCESS TO COMMUNITY AND WORKER ORGANIZATIONS, AND
36 ENFORCEMENT OF SAFETY REQUIREMENTS.

37 (b) IN PREPARING THE REPORT DESCRIBED IN SUBSECTION (9)(a) OF
38 THIS SECTION, THE COMMISSION, THE DEPARTMENT OF PUBLIC SAFETY,
39 AND THE DEPARTMENT OF TRANSPORTATION SHALL CONSULT WITH THE
40 ATTORNEY GENERAL, THE ADVISORY COMMITTEE, AND INTERESTED
41 STAKEHOLDERS, INCLUDING CLASS I RAILROADS, UNIONS REPRESENTING
42 RAILROAD EMPLOYEES, LOCAL GOVERNMENTS OF MUNICIPALITIES THAT
43 CONTAIN RAILROAD LINES, FIRST RESPONDER ORGANIZATIONS,

1 DISPROPORTIONATELY IMPACTED COMMUNITIES, AND ENVIRONMENTAL
2 ORGANIZATIONS.

3 (c) THIS SUBSECTION (9) IS REPEALED, EFFECTIVE JULY 1, 2026.

4 (10) THE COMMISSION MAY PROMULGATE RULES TO IMPLEMENT
5 THIS SECTION.

6 **40-20-312. Community rail safety advisory committee -**
7 **membership - duties - rail safety plan - repeal.** (1) THE COMMUNITY
8 RAIL SAFETY ADVISORY COMMITTEE IS CREATED.

9 (2) (a) THE ADVISORY COMMITTEE CONSISTS OF THE FOLLOWING
10 MEMBERS:

11 (I) ONE MEMBER WHO REPRESENTS UNION WORKERS WHO WORK
12 ON A CLASS I FREIGHT RAIL LINE IN THE STATE, TO BE APPOINTED BY THE
13 SPEAKER OF THE HOUSE OF REPRESENTATIVES;

14 (II) ONE MEMBER WHO REPRESENTS UNION WORKERS WHO WORK
15 ON A CLASS I FREIGHT RAIL LINE IN THE STATE, TO BE APPOINTED BY THE
16 PRESIDENT OF THE SENATE; EXCEPT THAT THE MEMBER MUST REPRESENT
17 UNION WORKERS WHO WORK ON A CLASS I FREIGHT LINE OTHER THAN THE
18 CLASS I FREIGHT LINE WHOSE UNION WORKERS ARE REPRESENTED BY THE
19 MEMBER APPOINTED PURSUANT TO SUBSECTION (2)(a)(I) OF THIS SECTION;

20 (III) ONE MEMBER WHO REPRESENTS UNION WORKERS WHO WORK
21 ON A CLASS II OR III RAILROAD IN THE STATE, TO BE APPOINTED BY THE
22 GOVERNOR;

23 (IV) ONE MEMBER WHO REPRESENTS UNION WORKERS WHO WORK
24 ON A PASSENGER RAIL LINE, TO BE APPOINTED BY THE SPEAKER OF THE
25 HOUSE OF REPRESENTATIVES;

26 (V) ONE MEMBER WHO REPRESENTS A DISPROPORTIONATELY
27 IMPACTED COMMUNITY, TO BE APPOINTED BY THE PRESIDENT OF THE
28 SENATE;

29 (VI) ONE MEMBER WHO REPRESENTS A STATEWIDE
30 ENVIRONMENTAL ORGANIZATION, TO BE APPOINTED BY THE GOVERNOR;
31 AND

32 (VII) ONE MEMBER WHO REPRESENTS AN ORGANIZATION WITH A
33 MISSION TO COLLABORATE WITH ENVIRONMENTAL ORGANIZATIONS AND
34 UNION REPRESENTATIVES, TO BE APPOINTED BY THE SPEAKER OF THE
35 HOUSE OF REPRESENTATIVES.

36 (b) THE APPOINTING AUTHORITIES DESCRIBED IN SUBSECTION
37 (2)(a) OF THIS SECTION SHALL MAKE THE INITIAL APPOINTMENTS ON OR
38 BEFORE AUGUST 1, 2024.

39 (c) THE MEMBERS OF THE ADVISORY COMMITTEE EACH SERVE
40 TERMS OF THREE YEARS; EXCEPT THAT:

41 (I) THE MEMBERS OF THE ADVISORY COMMITTEE INITIALLY
42 APPOINTED PURSUANT TO SUBSECTIONS (2)(a)(VI) AND (2)(a)(VII) OF THIS
43 SECTION SHALL EACH SERVE AN INITIAL TERM OF ONE YEAR; AND

1 (II) THE MEMBERS OF THE ADVISORY COMMITTEE INITIALLY
2 APPOINTED PURSUANT TO SUBSECTIONS (2)(a)(III), (2)(a)(IV), AND
3 (2)(a)(V) OF THIS SECTION SHALL EACH SERVE AN INITIAL TERM OF TWO
4 YEARS.

5 (d) MEMBERS OF THE ADVISORY COMMITTEE SERVE AT THE
6 PLEASURE OF THEIR RESPECTIVE APPOINTING AUTHORITIES.

7 (e) MEMBERS OF THE ADVISORY COMMITTEE MAY SERVE AN
8 UNLIMITED NUMBER OF TERMS.

9 (3) MEMBERS OF THE ADVISORY COMMITTEE SERVE WITHOUT
10 COMPENSATION BUT MUST BE REIMBURSED FROM MONEY IN THE FUND FOR
11 ACTUAL AND NECESSARY EXPENSES INCURRED IN THE PERFORMANCE OF
12 THE MEMBERS' DUTIES PURSUANT TO THIS SECTION.

13 (4) THE ADVISORY COMMITTEE IS REPEALED, EFFECTIVE
14 SEPTEMBER 1, 2034. BEFORE THE REPEAL, THE ADVISORY COMMITTEE IS
15 SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION 2-3-1203.

16 **40-20-313. Enforcement.** THE PUBLIC UTILITIES COMMISSION
17 SHALL CONDUCT PERIODIC COMPLIANCE REPORTS TO ENSURE EACH
18 RAILROAD IS IN COMPLIANCE WITH THIS PART 3."

19 Renumber succeeding C.R.S. section accordingly.

20 Page 19, after line 18 insert:

21 "SECTION 3. In Colorado Revised Statutes, 2-3-1203, add
22 (25)(a)(III) as follows:

23 **2-3-1203. Sunset review of advisory committees - legislative**
24 **declaration - definition - repeal.** (25) (a) The following statutory
25 authorizations for the designated advisory committees will repeal on
26 September 1, 2034:

27 (III) THE COMMUNITY RAIL SAFETY ADVISORY COMMITTEE
28 CREATED IN SECTION 43-11-102."

29 Renumber succeeding sections accordingly.

30 Page 1, strike lines 102 through 105 and substitute "REQUIRING CERTAIN
31 RAILROADS TO USE WAYSIDE DETECTOR SYSTEMS, OPERATE TRAINS IN
32 A MANNER THAT MINIMIZES THE OBSTRUCTION OF EMERGENCY
33 VEHICLES AT HIGHWAY-RAIL CROSSINGS, AND, WHEN NECESSARY TO
34 ALLOW AN EMERGENCY VEHICLE TO PASS, SEPARATE A TRAIN;"

35 Page 1, line 108, strike "INCIDENTS," and substitute "INCIDENTS;"

36 Page 1, line 109, strike "VIOLATIONS," and substitute "VIOLATIONS;"

1 Page 1, strike line 113.

2 Page 2, strike lines 101 and 102 and substitute "**RAIL SYSTEM; CREATING**
3 **THE OFFICE OF RAIL SAFETY; CREATING THE COMMUNITY RAIL SAFETY**
4 **ADVISORY COMMITTEE; AND MAKING AN APPROPRIATION.**".

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