

Initiative 2025-2026 #163
State Revenue Supporting Road Transportation

Received by Legislative Council Staff
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Be it enacted by the people of the state of Colorado:

SECTION 1. In the constitution of the state of Colorado, **add** section 22 as follows:

22. State revenue collected to support road transportation – required use.

(1) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ANY DISTRICT, AS THAT TERM IS DEFINED BY SECTION 20 OF THIS ARTICLE X, MUST SPEND ANY STATE REVENUE COLLECTED TO SUPPORT ROAD TRANSPORTATION ON ROAD TRANSPORTATION IF SUCH REVENUE IS COLLECTED DURING THE TEN-YEAR PERIOD BEGINNING JANUARY 1, 2027 AND ENDING DECEMBER 31, 2036.

(2) STATE REVENUE COLLECTED TO SUPPORT ROAD TRANSPORTATION SHALL BE EXPENDED, CONSISTENT WITH THE ALLOCATION OF THE HIGHWAY USERS TAX FUND IN EFFECT AS OF JANUARY 1, 2026, AS FOLLOWS:

(I) SIXTY PERCENT OF SUCH REVENUE SHALL BE PAID TO THE STATE HIGHWAY FUND FOR PURPOSES ENUMERATED IN THIS SECTION;

(II) TWENTY-TWO PERCENT OF SUCH REVENUE SHALL BE PAID TO THE COUNTY TREASURERS OF THE RESPECTIVE COUNTIES FOR PURPOSES ENUMERATED IN THIS SECTION; AND

(III) EIGHTEEN PERCENT OF SUCH REVENUE SHALL BE PAID TO THE CITIES AND INCORPORATED TOWNS FOR PURPOSES ENUMERATED IN THIS SECTION.

(3) AS USED IN THIS SECTION:

(a) “MOTOR VEHICLE” MEANS ANY SELF-PROPELLED VEHICLE THAT IS DESIGNED PRIMARILY FOR TRAVEL ON, AND IS COMMONLY USED TO TRANSPORT PERSONS OR PROPERTY OVER, PUBLIC STREETS, ROADS, HIGHWAYS, OR BRIDGES. THIS TERM INCLUDES ANY SUCH VEHICLE WITH A TRAILER OR SEMITRAILER ATTACHED THERETO, BUT DOES NOT INCLUDE ANY VEHICLE THAT IS DESIGNED TO AND DOES OPERATE AS A FARM TRACTOR OR ON RAILS.

(b) “ROAD TRANSPORTATION” MEANS:

(I) THE CONSTRUCTION, SURFACE REPAIRS, MAINTENANCE, AND OPERATION OF PUBLIC STREETS, ROADS, HIGHWAYS, OR BRIDGES, DESIGNED AND PRIMARILY USED FOR MOTOR VEHICLE USE;

(II) THE DEVELOPMENT AND IMPROVEMENT OF SAFETY MEASURES FOR MOTOR VEHICLES TRAVELING ON PUBLIC STREETS, ROADS, HIGHWAYS, OR BRIDGES;

(III) THE DIRECTLY RELATED DESIGN, ENGINEERING, AND MANAGEMENT COSTS REQUIRED FOR ROAD TRANSPORTATION; AND

(IV) COSTS OF THE COLORADO STATE PATROL.

(c) "STATE REVENUE COLLECTED TO SUPPORT ROAD TRANSPORTATION" MEANS:

(I) ALL SALES AND USE OR EXCISE TAXES OR FEES IMPOSED AND COLLECTED BY THE STATE ON MOTOR VEHICLES AND MOTOR VEHICLE FUEL;

(II) TWO-THIRDS (2/3) OF STATE SALES AND USE TAXES IMPOSED AND COLLECTED BY THE STATE ON MOTOR VEHICLE PARTS, EQUIPMENT, MATERIALS, AND ACCESSORIES THAT ARE AFFIXED TO A VEHICLE; AND

(III) ALL FEDERAL FUNDS, INCLUDING GRANTS FROM FEDERAL TRANSPORTATION AGENCIES, RECEIVED BY THE STATE OF COLORADO THAT HAVE BEEN DESIGNATED FOR EXPENDITURE ON ROAD TRANSPORTATION.

(4) THE EFFECTIVE DATE OF THIS SECTION SHALL BE JANUARY 1, 2027.