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Authorizing the State Department of Highways to Administer and Implement Provisions of Section 803 of the Federal "Railroad Revitalization and Regulatory Reform Act of 1976"

Colorado General Assembly

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CHAPTER 173

HIGHWAYS AND ROADS**LOCAL RAIL SERVICE ASSISTANCE**

SENATE BILL NO. 19. BY SENATORS H. Fowler, Allshouse, Baca-Barragan, Beno, Bishop, Gallagher, MacManus, McCormick, Phelps, Powers, Shore, Soash, Strickland, and Zakhem;
also REPRESENTATIVES Hilsmeier, Edmonds, Hayes, Reeves, Durham, Larson, and Powers.

AN ACT

AUTHORIZING THE STATE DEPARTMENT OF HIGHWAYS TO ADMINISTER AND IMPLEMENT PROVISIONS OF SECTION 803 OF THE FEDERAL "RAILROAD REVITALIZATION AND REGULATORY REFORM ACT OF 1976".

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

Section 1. Article 1 of title 43, Colorado Revised Statutes 1973, as amended, is amended BY THE ADDITION OF A NEW PART to read:

PART 8**LOCAL RAIL SERVICE ASSISTANCE**

43-1-801. State rail plan - administration and implementation - local rail service assistance. (1) The state department of highways and the executive director thereof are designated and authorized to:

(a) Take all steps and adopt all proceedings necessary to enter into contracts and make agreements with the federal railroad administration; other state or federal agencies, or any other person necessary for state administration and implementation of section 803 of the federal "Railroad Revitalization and Regulatory Reform Act of 1976", 49 U.S.C. 1654, and amendments thereto, which are designated for local rail service assistance, including administration and updating of the state rail plan;

(b) Receive and accept grants, gifts, or contributions for the purposes of paragraph (a) of this subsection (1) from the federal or state government, any other public agency, or from any other source.

43-1-802. Financing. The general assembly shall determine the amount necessary to be expended for the purposes of this part 8 and shall make annual appropriations as necessary from the general fund and from revenues

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

made available under section 43-1-801 (1) (b). Moneys received or expended pursuant to the authorization contained in this part 8 shall be maintained in a separate fund. Said fund shall not be considered as part of either the state highway fund or the state highway supplementary fund. No part of this annual appropriation shall be utilized for hazardous wastes disposal studies.

Section 2. Appropriation. There is hereby appropriated to the department of highways, for the fiscal year commencing July 1, 1980, the sum of one million dollars (\$1,000,000), or so much thereof as may be necessary, for the implementation of this act, of which amount, ten thousand dollars (\$10,000) shall be from any moneys in the state treasury not otherwise appropriated, one hundred ninety thousand dollars (\$190,000) shall be from participating private company cash matching funds, and eight hundred thousand dollars (\$800,000) shall be from federal railroad administration funds.

Section 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 6, 1980