

**DEPARTMENT OF PUBLIC SAFETY
DIVISION OF STATE PATROL**

**RULES AND REGULATIONS CONCERNING THE
PERMITTING, ROUTING & TRANSPORTATION OF
HAZARDOUS AND NUCLEAR MATERIALS
AND
THE INTRASTATE TRANSPORTATION OF
AGRICULTURAL PRODUCTS IN THE
STATE OF COLORADO**

STATEMENT OF BASIS, STATUTORY AUTHORITY, AND PURPOSE

Pursuant to §42-20-108 (1) and (2), CRS, the Chief of the Colorado State Patrol (CSP) has the authority to promulgate rules and regulations for the permitting, routing, and safe transportation of hazardous materials by motor vehicles within the state of Colorado. Pursuant to §§42-20-403, 504 and 508, CRS, the Chief of the CSP has the authority to promulgate rules and regulations for the permitting, routing, and safe transportation of nuclear materials by motor vehicles within the state of Colorado. Pursuant to §42-20-108.5, CRS, the Chief of the CSP is authorized to also adopt rules and regulations which exempt agricultural products from the hazardous materials rules.

The rules are being amended to update and confirm references to both federal regulations and state statutes; to clarify information related to hazardous materials permits; to address the transportation of Transmix; to clarify the determination of temporary dedicated hazardous materials routes; to address the transportation of transmix by LVCs; and to address grammatical and formatting errors.

It has been declared by the General Assembly that the permitting, routing, and transportation of vehicles transporting hazardous and nuclear materials is a matter of statewide concern. The absence of implementing rules to carry out the purpose of the statutes would be contrary to the public health, peace, safety and welfare of the state. For these reasons, it is necessary that these rule amendments be adopted.


Colonel Matthew C. Packard
Chief, Colorado State Patrol

1/29/2018
Date of Adoption