

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Agriculture, Water & Natural Resources.

HB26-1197 be amended as follows:

1 Amend printed bill, page 2, strike line 22 and substitute:

2 "SECTION 3. In Colorado Revised Statutes, 33-13-102, **amend**
3 (5); and **add** (5.3) as follows:

4 **33-13-102. Definitions.**

5 As used in this article 13, unless the context otherwise requires:

6 (5) (a) "Vessel" means every ~~description of watercraft~~ TYPE OF
7 WATERCRAFT, EXCEPT A SEAPLANE ON THE WATER, used or capable of
8 being used as a means of transportation ~~of persons and property~~ on the
9 water, ~~including all types of stand-up paddleboards~~ BUT DOES NOT
10 INCLUDE FISHING AIDS, AIR MATTRESSES, BEACH AND WATER TOYS, OR
11 INNER TUBES.

12 (b) ~~"Vessel" does not include:~~

13 ~~(I) Any single-chambered, air-inflated devices that are not~~
14 ~~stand-up paddleboards; or~~

15 ~~(H) Seaplanes.~~

16 (5.3) "VESSEL LIVERY" MEANS A PERSON THAT ADVERTISES AND
17 OFFERS A VESSEL FOR RENT OR LEASE TO ANOTHER PERSON IN EXCHANGE
18 FOR ANY KIND OF PAYMENT.

19 **SECTION 4.** In Colorado Revised Statutes, **amend** 33-13-107 as
20 follows:

21 **33-13-107. Vessel liveries - repeal.**

22 (1) ~~The owner or operator of~~ A vessel livery shall keep a record
23 of the name and address of each person ~~who~~ THAT hires any vessel that
24 is designed or permitted to be operated as a vessel, the hull identification
25 number of the vessel, and the departure date and time and the expected
26 date and time of return of the vessel. Such records shall be preserved for
27 at least ~~thirty days~~ THREE YEARS after the vessel is to be returned and ~~shall~~
28 ~~be~~ ARE subject to inspection by the division. Any person ~~who~~ THAT
29 violates this subsection (1) commits a civil infraction and, upon
30 conviction, shall be punished by a fine of one hundred dollars.

31 (2) ~~Neither the owner nor operator of~~ A vessel livery ~~nor such~~
32 ~~owner's or operator's~~ OR THE VESSEL LIVERY'S agent or employee shall
33 NOT permit any vessel to depart from ~~his or her~~ THE VESSEL LIVERY'S
34 premises unless such vessel is equipped and registered as required by this
35 article 13 and rules ~~promulgated~~ ADOPTED pursuant to this article 13. Any
36 person ~~who~~ THAT violates this subsection (2) commits a civil infraction
37 and, upon conviction, shall be punished by a fine of one hundred dollars.

38 **SECTION 5.** In Colorado Revised Statutes, 33-17-107.1, **amend**
39 (4) and (5) as follows:

1 **33-13-107.1. Minimum age of motorboat operators - penalty**
2 **- exception.**

3 (4) ~~Neither an owner or operator of A vessel livery nor OR an~~
4 ~~agent or employee of such owner or operator~~ THE VESSEL LIVERY shall
5 NOT lease, hire, or rent a motorboat to or for operation by any individual
6 under eighteen ~~years of age~~ YEARS OLD; except that an individual fourteen
7 ~~years of age~~ YEARS OLD or older who has not reached the individual's
8 eighteenth birthday may be permitted or authorized to operate a
9 motorboat if the individual has met the boating safety and certificate
10 requirements of subsection (2) of this section.

11 (5) Any ~~individual who~~ PERSON THAT violates this section
12 commits a civil infraction and, upon conviction, shall be punished by a
13 fine of one hundred dollars.

14 **SECTION 6.** In Colorado Revised Statutes, 33-32-102, **amend**
15 (8) as follows:

16 **33-32-102. Definitions.**

17 As used in this article 32, unless the context otherwise requires:

18 (8) (a) "Vessel" means every ~~description of watercraft~~ TYPE OF
19 WATERCRAFT, EXCEPT A SEAPLANE ON THE WATER, used or capable of
20 being used as a means of transportation of persons and property on the
21 water, ~~including all types of stand-up paddleboards~~ BUT DOES NOT
22 INCLUDE FISHING AIDS, AIR MATTRESSES, BEACH AND WATER TOYS, OR
23 INNER TUBES.

24 (b) ~~"Vessel" does not include:~~

25 ~~(f) Any single-chambered, air-inflated devices that are not~~
26 ~~stand-up paddleboards; or~~

27 ~~(H) Seaplanes.~~

28 **SECTION 7. Act subject to petition - effective date**
29 **applicability.** (1) This act".

30 Page 3, after line 4 insert:

31 "(2) This act applies to conduct occurring on or after the
32 applicable effective date of this act.".

** ** ** ** **