

Second Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 20-0515.01 Jery Payne x2157

HOUSE BILL 20-1285

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HOUSE SPONSORSHIP

Sullivan, Snyder, Van Winkle, Williams D.

SENATE SPONSORSHIP

(None),

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House Committees  
Business Affairs & Labor

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING THE CONTINUATION OF THE MOTORCYCLE OPERATOR  
102 SAFETY TRAINING PROGRAM, AND, IN CONNECTION THEREWITH,  
103 IMPLEMENTING THE RECOMMENDATIONS CONTAINED IN THE  
104 2019 SUNSET REPORT BY THE DEPARTMENT OF REGULATORY  
105 AGENCIES.

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Bill Summary

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)*

**Sunset Process - House Business Affairs and Labor Committee.** The bill implements the recommendations of the department

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.

of regulatory agencies' sunset review and report of the motorcycle operator safety training (MOST) program by:

- ! Extending the repeal date of the MOST program until September 1, 2025 (**sections 1 and 2** of the bill); and
- ! Removing the requirement that an applicant for a MOST instructor certificate have a license to drive a motorcycle that was issued in Colorado (**section 3**).

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

2           **SECTION 1.** In Colorado Revised Statutes, 24-34-104, **repeal**  
3 (19)(a)(XIII); and **add** (26)(a)(IX) as follows:

4           **24-34-104. General assembly review of regulatory agencies**  
5 **and functions for repeal, continuation, or reestablishment - legislative**  
6 **declaration - repeal.** (19) (a) The following agencies, functions, or both,  
7 are scheduled for repeal on September 1, 2020:

8           (XIII) ~~The motorcycle operator safety training program created in~~  
9 ~~part 5 of article 5 of title 43.~~

10           (26) (a) The following agencies, functions, or both, are scheduled  
11 for repeal on September 1, 2025:

12           (IX) THE MOTORCYCLE OPERATOR SAFETY TRAINING PROGRAM  
13 CREATED IN PART 5 OF ARTICLE 5 OF TITLE 43.

14           **SECTION 2.** In Colorado Revised Statutes, **amend** 43-5-507 as  
15 follows:

16           **43-5-507. Repeal of part.** This part 5 is repealed, effective  
17 September 1, 2020 2025. Before its THE repeal, this part 5 is scheduled  
18 for review in accordance with section 24-34-104.

19           **SECTION 3.** In Colorado Revised Statutes, 43-5-503, **amend** (2)  
20 as follows:

21           **43-5-503. MOST instructor requirements and training.** (2) To  
22 be eligible, each applicant for an instructor certificate must:

- 1 (a) Be at least twenty-one years of age; and
- 2 (b) Hold a valid Colorado driver's license that:
  - 3 (I) ~~is endorsed for motorcycles~~ AUTHORIZES THE HOLDER TO
  - 4 DRIVE A MOTORCYCLE; and ~~that~~
  - 5 (II) Has not been revoked WITHIN or suspended within the three
  - 6 years before the date the application is filed.

7 **SECTION 4. Act subject to petition - effective date.** This act  
8 takes effect at 12:01 a.m. on the day following the expiration of the  
9 ninety-day period after final adjournment of the general assembly (August  
10 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a  
11 referendum petition is filed pursuant to section 1 (3) of article V of the  
12 state constitution against this act or an item, section, or part of this act  
13 within such period, then the act, item, section, or part will not take effect  
14 unless approved by the people at the general election to be held in  
15 November 2020 and, in such case, will take effect on the date of the  
16 official declaration of the vote thereon by the governor.