

SENATE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

February 13, 2023  
Date

Committee on Transportation & Energy.

After consideration on the merits, the Committee recommends the following:

SB23-069 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

- 1 Amend printed bill, page 2, strike line 5 and substitute "(1) No person  
2 under ~~sixteen~~ FOURTEEN years of age SHALL OPERATE A MOTORBOAT IN  
3 THIS STATE. AN INDIVIDUAL BORN ON OR AFTER "
- 4 Page 2, lines 6 and 7, strike "OR AN INDIVIDUAL WHO IS UNDER SIXTEEN  
5 YEARS OF AGE".
- 6 Page 2, line 10, after "BORN" insert "ON OR".
- 7 Page 2, lines 11 and 12, strike "INDIVIDUAL IS AT LEAST SIXTEEN YEARS  
8 OF AGE AND:" and substitute "INDIVIDUAL:".
- 9 Page 2, line 14, strike "wildlife;" and substitute "wildlife OR COMPLETES  
10 A BOATING SAFETY COURSE IN ANOTHER JURISDICTION THAT MEETS THE  
11 COMMISSION'S REQUIREMENTS AS SET FORTH BY RULE;".
- 12 Page 3, strike lines 5 and 6, and substitute "~~age~~ AN INDIVIDUAL BORN ON  
13 OR AFTER JANUARY 1, 1984; except that ~~a person fourteen years~~".
- 14 Page 3, strike lines 8 and 9 and substitute "INDIVIDUAL BORN ON OR AFTER  
15 JANUARY 1, 1984, may be permitted or authorized to operate a motorboat  
16 if".
- 17 Page 3, strike lines 12 through 21, and substitute "(4) (a) ~~No owner or  
18 operator of a vessel livery or an agent or employee of such owner or operator  
19 shall lease, hire, or rent a motorboat to or for operation by any person under  
20 sixteen years of age; except that a person fourteen years of age or older who has  
21 not reached his or her sixteenth birthday may be permitted or authorized to  
22 operate a motorboat if he or she has met the boating safety and certificate~~

1 ~~requirements of subsection (2) of this section~~ THE PROVISIONS OF THIS  
2 SECTION APPLY TO ALL MOTORBOAT OPERATORS, INCLUDING  
3 OWNER-OPERATED MOTORBOATS, INDIVIDUALS OPERATING A MOTORBOAT  
4 WITH THE MOTORBOAT OWNER PRESENT, AND INDIVIDUALS RENTING A  
5 MOTORBOAT.

6 (b) THE COMMISSION MAY PROMULGATE RULES ESTABLISHING  
7 REQUIREMENTS AND QUALIFICATIONS FOR THE RENTAL OF MOTORBOATS."

8 Strike page 4 and substitute:

9 "SECTION 2. In Colorado Revised Statutes, add 33-13-107.2 as  
10 follows:

11 **33-13-107.2. Motorboat operation rules.** (1) ON OR BEFORE  
12 JULY 1, 2024, THE COMMISSION SHALL ADOPT RULES REGARDING THE  
13 REQUIREMENTS AND QUALIFICATIONS THAT A BOATING SAFETY COURSE  
14 MUST MEET FOR INDIVIDUALS TO BE AUTHORIZED TO OPERATE A  
15 MOTORBOAT IN THIS STATE PURSUANT TO SECTION 33-13-107.1.

16 (2) THE COMMISSION MAY PROMULGATE RULES ESTABLISHING  
17 REQUIREMENTS AND QUALIFICATIONS FOR THE RENTAL OF MOTORBOATS  
18 TO ENSURE THAT OWNERS AND OPERATORS OF RENTED MOTORBOATS MEET  
19 THE REQUIREMENTS SET FORTH IN SECTION 33-13-107.1.

20 **SECTION 3. Act subject to petition - effective date.** (1) Except  
21 as provided in subsection (2) of this section, this act takes effect upon  
22 passage; except that, if a referendum petition is filed pursuant to section  
23 1 (3) of article V of the state constitution against this act or an item,  
24 section, or part of this act within the ninety-day period after final  
25 adjournment of the general assembly, then the act, item, section, or part  
26 will not take effect unless approved by the people at the general election  
27 to be held in November 2024 and, in such case, will take effect on the  
28 date of the official declaration of the vote thereon by the governor.

29 (2) Section 1 of the act takes effect on January 1, 2025."

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