

**Second Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 20-0515.01 Jery Payne x2157

HOUSE BILL 20-1285

HOUSE SPONSORSHIP

Sullivan, Snyder, Van Winkle, Williams D.

SENATE SPONSORSHIP

Foote,

House Committees

Business Affairs & Labor
Finance
Appropriations

Senate Committees

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.**

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.

HOUSE
Amended 2nd Reading
June 4, 2020

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**).

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.** In Colorado Revised Statutes, 43-5-505, **amend**
8 (1)(d)(IV); and **repeal** (1)(d)(VI) as follows:

9 **43-5-505. Advisory board.** (1) The motorcycle operator safety
10 advisory board is hereby created. The board consists of:

11 (d) Nine members appointed by the chief of the Colorado state
12 patrol:

13 (IV) ~~One member who represents~~ TWO MEMBERS WHO REPRESENT
14 instructor training specialists;

15 (VI) ~~One member who represents motorcycle training providers~~
16 ~~not affiliated with the program;~~

17 **SECTION 5. Safety clause.** The general assembly hereby finds,
18 determines, and declares that this act is necessary for the immediate
19 preservation of the public peace, health, or safety.