

NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

SENATE BILL 11-092

BY SENATOR(S) Giron, Schwartz, Guzman, Tochtrop;
also REPRESENTATIVE(S) Hamner, Fields, Fischer, Gerou, Schafer S.,
Wilson.

CONCERNING THE CONTINUATION OF VESSEL REGULATION BY THE DIVISION
OF PARKS AND OUTDOOR RECREATION, AND, IN CONNECTION
THEREWITH, IMPLEMENTING THE SUNSET REVIEW RECOMMENDATIONS
OF THE DEPARTMENT OF REGULATORY AGENCIES.

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

SECTION 1. Repeal. 24-34-104 (42) (b), Colorado Revised Statutes, is repealed as follows:

24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment. (42) The following agencies, functions, or both, shall terminate on July 1, 2011:

(b) ~~The registration and regulation of vessels by the department of natural resources through the division of parks and outdoor recreation in accordance with article 13 of title 33, C.R.S.;~~

SECTION 2. 24-34-104 (47.5), Colorado Revised Statutes, is

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

amended BY THE ADDITION OF A NEW PARAGRAPH to read:

24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment. (47.5) The following agencies, functions, or both, shall terminate on September 1, 2016:

(e) THE REGISTRATION AND REGULATION OF VESSELS BY THE DEPARTMENT OF NATURAL RESOURCES IN ACCORDANCE WITH ARTICLE 13 OF TITLE 33, C.R.S.

SECTION 3. 33-13-116, Colorado Revised Statutes, is amended to read:

33-13-116. Repeal of sections. Sections 33-13-103, 33-13-104, 33-13-105, and 33-13-107 are repealed, effective ~~July 1, 2011~~ SEPTEMBER 1, 2016. Prior to ~~such~~ THE repeal, the function of registration and ~~numbering~~ REGULATION of vessels shall be reviewed as provided for in section 24-34-104, C.R.S.

SECTION 4. The introductory portion to 33-13-103 (1) and 33-13-103 (1) (b), Colorado Revised Statutes, are amended to read:

33-13-103. Numbering of vessels required. (1) It is unlawful for any person to operate or use a vessel on the waters of this state or to possess a vessel at a vessel staging area unless ~~such~~ THE vessel has been numbered and a certificate of the number, referred to in this article as a "registration", has been issued to ~~such~~ THE vessel by the division. The operator of ~~such~~ THE vessel shall produce the registration for inspection upon demand of any officer authorized to enforce ~~the provisions of~~ articles 10 to 15 and 32 of this title. The following are exempt from the requirements of this subsection (1) and from the vessel registration fee as specified pursuant to section 33-10-111 (5):

(b) Vessels holding a valid marine document issued by the United States; ~~bureau of customs;~~

SECTION 5. Article 13 of title 33, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

33-13-113.5. Report required - when. THE DIVISION SHALL REPORT IMMEDIATELY TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES IF FUNDS RECEIVED FROM THE FEDERAL GOVERNMENT FOR RECREATIONAL BOATING SAFETY UNDER THE STATE BOATING SAFETY PROGRAMS, 46 U.S.C. SEC. 13101 ET SEQ., AS AMENDED, OR ANY SUCCESSOR PROGRAM, CEASE OR ARE EXPECTED TO CEASE FOR ANY REASON.

SECTION 6. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Frank McNulty
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO