

SB 1105

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THE STATE SENATE  
Monday, February 28, 2000

Senate Bill No. 1105  
As Amended

SENATE BILL NO. 1105 - By: SHURDEN of the Senate and ADAIR of the House.

An Act relating to public health and safety; amending 63 O.S. 1991, Section 4210, as last amended by Section 2, Chapter 337, O.S.L. 1996 (63 O.S. Supp. 1999, Section 4210), which relates to the Oklahoma Boating Safety Regulation Act; prohibiting the operation of personal watercraft and similar devices in certain area; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 63 O.S. 1991, Section 4210, as last amended by Section 2, Chapter 337, O.S.L. 1996 (63 O.S. Supp. 1999, Section 4210), is amended to read as follows:

Section 4210. A. No person shall operate, manipulate or give permission to any person to operate or manipulate any parasails, water skis, surfboard, personal watercraft, or similar device, or any vessel in a reckless or negligent manner so as to endanger the life or property of any person.

B. No person shall lease or otherwise give permission to another person to operate any vessel on any waters of this state, except privately owned waters, while the operator is under the influence of alcohol or any substance included in the Uniform

1 Controlled Dangerous Substances Act, Section 2-101 et seq. of this  
2 title, or any combination of alcohol and such substance.

3 C. Upon the immediate approach of an authorized emergency  
4 vessel making use of an audible or a visual signal or a combination  
5 thereof, the operator of every other vessel shall immediately stop  
6 his or her vessel whenever or wherever practical or otherwise yield  
7 the right-of-way until such authorized emergency vessel has passed,  
8 except when otherwise directed by a duly authorized peace officer of  
9 this state.

10 D. No person shall overload or give permission to overload a  
11 vessel with persons or gear so as to exceed the posted capacity  
12 plate or to exceed United States Coast Guard standards.

13 E. No person shall operate, drive or be in actual physical  
14 control of any vessel on any waters of this state, except privately  
15 owned waters, at speeds in excess of the speed limits established  
16 for those waters.

17 F. No person shall operate on the waters of this state, except  
18 privately owned waters, any vessel, including personal watercraft,  
19 within fifty (50) feet in proximity to another vessel when running  
20 at speeds of over ten (10) miles per hour; provided, this  
21 prohibition shall not apply to vessels operating in sanctioned  
22 events.

1       G. No person shall operate on the waters of this state, any  
2 personal watercraft, parasails, water skis, surfboard or similar  
3 device within one hundred **fifty (150)** feet in proximity of any  
4 person(s) fishing on waters of this state.

5       H. No person under twelve (12) years of age may solely operate  
6 a personal watercraft on any waters of this state, except privately  
7 owned waters.

8       ~~H.~~ I. Any violation of the provisions of this section shall  
9 constitute a misdemeanor and shall be punishable by a fine of not  
10 less than Fifty Dollars (\$50.00) nor more than Two Hundred Fifty  
11 Dollars (\$250.00).

12       SECTION 2. It being immediately necessary for the preservation  
13 of the public peace, health and safety, an emergency is hereby  
14 declared to exist, by reason whereof this act shall take effect and  
15 be in full force from and after its passage and approval.

16 COMMITTEE REPORT BY: COMMITTEE ON VETERANS, MILITARY AFFAIRS &  
17 PUBLIC SAFETY, dated 2-15-00 - DO PASS, As Amended and Coauthored.