

STATE OF OKLAHOMA

2nd Session of the 47th Legislature (2000)

SENATE BILL 1105

By: Shurden

AS INTRODUCED

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

C. Upon the immediate approach of an authorized emergency vessel making use of an audible or a visual signal or a combination thereof, the operator of every other vessel shall immediately stop his or her vessel whenever or wherever practical or otherwise yield the right-of-way until such authorized emergency vessel has passed,

except when otherwise directed by a duly authorized peace officer of this state.

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

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

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

G. No person shall operate on the waters of this state, any personal watercraft, parasails, water skis, surfboard or similar device within one hundred (100) feet in proximity of any person(s) fishing on waters of this state.

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

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

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