

THE STATE SENATE
Monday, February 18, 2008

Committee Substitute for
Senate Bill No. 1178

COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 1178 - By: BROWN of the Senate and PETERSON (Ron) of the House.

An Act relating to public safety; amending 63 O.S. 2001, Section 4030, as last amended by Section 102, Chapter 1, O.S.L. 2005 (63 O.S. Supp. 2007, Section 4030), which relates to the Oklahoma Vessel and Motor Registration Act; requiring development of certain numbering system by the Oklahoma Tax Commission; authorizing development of certain numbering system by certain tribes; requiring conformation of certain numbers to certain regulations; providing system effective date; requiring certain recordation of permanent vessel numbers issued by certain tribes; providing specifications for placement of certain decals and numbers; providing specifications for composition of certain decals and numbers; and providing an effective date.

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

SECTION 1. AMENDATORY 63 O.S. 2001, Section 4030, as last amended by Section 102, Chapter 1, O.S.L. 2005 (63 O.S. Supp. 2007, Section 4030), is amended to read as follows:

Section 4030. A. 1. The Oklahoma Tax Commission shall, and each federally recognized Indian tribe of this state may, develop and implement a permanent number system for vessels which is consistent with United States Coast Guard statutes and regulations. The system shall be effective upon the effective date of this act.

2. Except as otherwise provided by this section, every vessel on the waters of this state shall display the permanent number

1 assigned to it by the ~~Oklahoma~~ Tax Commission or by a federally
2 recognized Indian tribe of this state, which number shall not be
3 obliterated, erased, mutilated, removed or missing.

4 3. In order to ensure that:

5 a. a permanent number issued by a federally recognized
6 Indian tribe of this state conforms to federal
7 statutory and regulatory requirements of the United
8 States Coast Guard, and

9 b. the rights prescribed in paragraph 2 of this
10 subsection are extended to every federally recognized
11 Indian tribe of this state,

12 every vessel on the waters of this state assigned a permanent number
13 by a federally recognized Indian tribe of this state which issues
14 permanent numbers shall be recorded and maintained by the Tax
15 Commission in the same manner as the Tax Commission records and
16 maintains the permanent number of vessels on the waters of this
17 state which are assigned by the Tax Commission.

18 B. The vessels authorized to display a number other than that
19 required by the provisions of the Oklahoma Vessel and Motor
20 Registration Act are:

21 1. A documented vessel, provided that such vessel is currently
22 registered, is displaying both current registration decals, and the
23 name, hailing port and official federal documentation number

1 assigned to it are displayed on the vessel according to federal law
2 or federal rules and regulations;

3 2. A vessel from a country other than the United States
4 temporarily using the waters of this state;

5 3. A vessel from another state owned by an out-of-state
6 resident using the waters of this state;

7 4. A vessel whose owner is the United States, a state or a
8 subdivision thereof; provided, however, if such vessel is used for
9 recreational or rental purposes on the public waters of this state,
10 ~~said~~ that vessel shall display the permanent number assigned to it
11 by the Tax Commission;

12 5. A vessel that is used exclusively and solely for racing
13 purposes;

14 6. A vessel that is used exclusively and solely as a lifeboat;
15 and

16 7. A commercial flotation device which is assigned a permit by
17 the ~~Oklahoma~~ Scenic Rivers Commission pursuant to the provisions of
18 Sections 1461 et seq. of Title 82 of the Oklahoma Statutes.

19 C. Except as otherwise provided for in this section, every
20 vessel and every outboard motor on the waters of this state shall
21 display the current registration decals or decal assigned to it by
22 the ~~Oklahoma~~ Tax Commission. The outboard motor registration decal
23 shall be affixed to the upper portion of the motor cowling in such a

1 manner that approximately one-half (1/2) of the decal is displayed
2 on the left side of the motor cowling extending toward the rear of
3 the motor cowling. Vessel registration decals shall be:

- 4 1. Affixed on each side of the forward half of the vessel; and
- 5 2. In line with and within six (6) inches aft of the permanent
6 number.

7 D. The owner of any vessel issued a permanent number pursuant
8 to the provisions of the Oklahoma Vessel and Motor Registration Act,
9 Section 4002 et seq. of this title, shall place on or attach to the
10 vessel ~~said~~ the permanent number in such manner ~~as may be prescribed~~
11 ~~by the rules of the Commission, in order~~ that it may be clearly
12 visible. The permanent number shall ~~be~~ be:

- 13 1. Be maintained in legible condition;
- 14 2. Be painted, applied as a decal, or otherwise affixed to each
15 side of the forward half of the vessel in contrasting color to the
16 background, as high above the waterline as is practical;
- 17 3. Read from left to right;
- 18 4. Be comprised of numbers and letters printed in block style
19 of at least three (3) inches in height and one-half (1/2) inch in
20 stroke width; and
- 21 5. Have spaces or hyphens that are equal to the width of a
22 letter other than "I" or a number other than "1" between the letter
23 and number groupings.

1 No other similar numbers shall be displayed on either side of the
2 forward half of the vessel.

3 E. The provisions of this section shall not apply to sailboards
4 or fishing tubes.

5 F. The Tax Commission shall adopt rules for the placement of
6 the registration decal in an alternate location for antique boats.
7 In this subsection, "antique boat" means a boat that:

- 8 1. Is used primarily for recreational purposes; and
- 9 2. Was manufactured before 1968.

10 Such rules shall allow vessels registered as antique boats to
11 display the registration decal on the left portion of the
12 windshield. In the absence of a windshield, the rules shall allow
13 operators of antique boats to attach the registration decal to the
14 certificate of registration and make such decal and certificate
15 available for inspection when the boat is operated on public water.

16 SECTION 2. This act shall become effective November 1, 2008.

17 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC SAFETY & HOMELAND SECURITY,
18 dated 2-12-08 - DO PASS, As Amended and Coauthored.