

1 ENGROSSED SENATE
2 BILL NO. 160

By: Brown of the Senate

3 and

4 Moore of the House

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6
7 An Act relating to operation of vessels; amending 63
8 O.S. 2011, Section 4215, which relates to negligent
9 operation and liability; establishing exemption from
10 liability for vessel owners under certain
11 circumstances; making language gender neutral; and
12 providing an effective date.

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

14 SECTION 1. AMENDATORY 63 O.S. 2011, Section 4215, is
15 amended to read as follows:

16 Section 4215. A. The owner of a vessel shall be liable for any
17 injury or damage occasioned by the negligent operation of such
18 vessel, whether such negligence consists of a violation of the
19 provisions of the statutes of this state, or the violation of any
20 municipal ordinance, or neglecting to observe such ordinary care and
21 such operation as the rules of the common law require. The owner
22 shall not be liable, however, unless such vessel is being used with
23 his or her express or implied consent. Nothing contained herein
24 shall be construed to relieve any other person from any liability
which he or she would otherwise have.

B. The owner of a vessel shall not be liable for any injury or damage occasioned by the negligent operation of the vessel as provided in subsection A of this section if:

1. The owner is engaged in the trade or business of renting or leasing vessels;

2. The owner is in compliance with the Oklahoma Vessel and
Motor Registration Act, Section 4001 et seq. of this title;

3. The injury or damage occurred during a period of rental or
lease; and

4. There is no negligence on the part of the owner with respect
to the injury or damage.

SECTION 2. This act shall become effective November 1, 2017.

Passed the Senate the 7th day of March, 2017.

Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____,
2017.

Presiding Officer of the House
of Representatives