

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 SENATE BILL 160

By: Brown

6 AS INTRODUCED

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.

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

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

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

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

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

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

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

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

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

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