

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By \_\_\_\_\_

1 AMEND House Committee Substitute for House Bill No. 2116, Page 1, Section A, Line 2, by  
2 inserting immediately after said section and line the following:

3  
4 "306.100. 1. For the purpose of this section, vessels shall be divided into four classes as  
5 follows:

- 6 (1) Class A, less than sixteen feet in length;
- 7 (2) Class 1, at least sixteen and less than twenty-six feet in length;
- 8 (3) Class 2, at least twenty-six and less than forty feet in length;
- 9 (4) Class 3, forty feet and over.

10 2. All vessels shall display from sunset to sunrise the following lights when under way, and  
11 during such time no other lights, continuous spotlights or docking lights, or other nonprescribed  
12 lights shall be exhibited:

13 (1) Vessels of classes A and 1:

14 (a) A bright white light aft to show all around the horizon;

15 (b) A combined light in the forepart of the vessel and lower than the white light aft,  
16 showing green to starboard and red to port, so fixed as to throw the light from right ahead to two  
17 points (22 1/2 degrees) abaft the beam on their respective sides;

18 (2) Vessels of classes 2 and 3:

19 (a) A bright white light in the forepart of the vessel as near the stem as practicable, so  
20 constructed as to show the unbroken light over an arc of the horizon of twenty points (225 degrees)  
21 of the compass, so fixed as to throw the light ten points (112 1/2 degrees) on each side of the vessel;  
22 namely, from right ahead to two points (22 1/2 degrees) abaft the beam on either side;

23 (b) A bright white light aft to show all around the horizon and higher than the white light  
24 forward;

25 (c) On the starboard side a green light so constructed as to show an unbroken light over an  
26 arc of the horizon of ten points (112 1/2 degrees) of the compass, so fixed as to throw the light from  
27 right ahead to two points (22 1/2 degrees) abaft the beam on the starboard side; on the port side a  
28 red light so constructed as to show an unbroken light over an arc of the horizon of ten points (112  
29 1/2 degrees) of the compass, so fixed as to throw the light from right ahead to two points (22 1/2  
30 degrees) abaft the beam on the portside. The side lights shall be fitted with inboard screens so set as  
31 to prevent these lights from being seen across the bow;

32 (3) Vessels of classes A and 1 when propelled by sail alone shall exhibit the combined light  
33 prescribed by this section and a twelve point (135 degree) white light aft. Vessels of classes 2 and 3,  
34 when so propelled, shall exhibit the colored side lights, suitably screened, prescribed by this section  
35 and a twelve point (135 degree) white light aft;

36 (4) All vessels between the hours of sunset and sunrise that are not under way, moored at

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 permanent dockage or attached to an immovable object on shore so that they do not extend more  
2 than fifty feet from the shore shall display one three-hundred-sixty-degree white light visible three  
3 hundred sixty degrees around the horizon;

4 (5) Every white light prescribed by this section shall be of such character as to be visible at  
5 a distance of at least two miles. Every colored light prescribed by this section shall be of such  
6 character as to be visible at a distance of at least one mile. The word "visible" in this subsection,  
7 when applied to lights, shall mean visible on a dark night with clear atmosphere;

8 (6) When propelled by sail and machinery every vessel shall carry the lights required by this  
9 section for a motorboat propelled by machinery only.

10 3. Any watercraft not defined as a vessel shall, from sunset to sunrise, carry, ready at hand,  
11 a lantern or flashlight showing a white light which shall be exhibited in sufficient time to avert  
12 collision.

13 4. Any vessel may carry and exhibit the lights required by the federal regulations for  
14 preventing collisions at sea, in lieu of the lights required by subsection 2 of this section.

15 5. All other watercraft over sixty-five feet in length and those propelled solely by wind  
16 effect on the sail shall display lights prescribed by federal regulations.

17 6. Any watercraft used by a person engaged in the act of sport fishing is not required to  
18 display any lights required by this section if no other vessel is within the immediate vicinity of the  
19 first vessel, the vessel is using an electric trolling motor and the vessel is within fifty feet of the  
20 shore.

21 7. Every vessel, except those in class A, shall have on board at least one wearable personal  
22 flotation device of type I, II or III for each person on board and each person being towed who is not  
23 wearing one. Every such vessel shall also have on board at least one type IV throwable personal  
24 flotation device.

25 8. All class A motorboats and all watercraft traveling on the waters of this state shall have  
26 on board at least one type I, II, III or IV personal flotation device for each person on board and each  
27 person being towed who is not wearing one.

28 9. All lifesaving devices required by subsections 7 and 8 of this section shall be United  
29 States Coast Guard approved, in serviceable condition and so placed as to be readily accessible.  
30 The operator of any watercraft in violation of this subsection or subsections 7 or 8 of this section is  
31 guilty of an infraction and shall be fined not more than twenty-five dollars.

32 10. Every vessel which is carrying or using flammable or toxic fluid in any enclosure for  
33 any purpose, and which is not an entirely open vessel, shall have an efficient natural or mechanical  
34 ventilation system which must be capable of removing resulting gases prior to and during the time  
35 the vessel is occupied by any person.

36 11. Motorboats shall carry on board at least the following United States Coast Guard  
37 approved fire extinguishers:

38 (1) Every class A and every class 1 motorboat carrying or using gasoline or any other  
39 flammable or toxic fluid, one B1 type fire extinguisher;

40 (2) Every class 2 motorboat:

41 (a) Two B1 type fire extinguishers; or

42 (b) One B2 type fire extinguisher; or

43 (c) A fixed fire extinguishing system and one B1 type fire extinguisher; and

44 (3) Every class 3 motorboat:

45 (a) Three B1 type fire extinguishers; or

46 (b) One B2 type and one B1 type fire extinguisher; or

47 (c) A fixed fire extinguishing system and one B2 type fire extinguisher; or

48 (d) A fixed fire extinguishing system and two B1 type fire extinguishers.

1 12. All class 1 and 2 motorboats and vessels shall have a sounding device. All class 3  
2 motorboats and vessels shall have at least a sounding device and one bell.

3 13. No person shall operate any watercraft which is not equipped as required by this section.

4 14. A water patrol division officer may direct the operator of any watercraft being operated  
5 without sufficient personal flotation devices, fire-fighting devices or in an overloaded or other  
6 unsafe condition or manner to take whatever immediate and reasonable steps are necessary for the  
7 safety of those aboard when, in the judgment of the officer, such operation creates a hazardous  
8 condition. The officer may direct the operator to return the watercraft to the nearest safe mooring  
9 and to remain there until the situation creating the hazardous condition is corrected.

10 15. A water patrol division officer may remove any unmanned or unattended watercraft  
11 from the water when, in the judgment of the officer, the watercraft creates a hazardous condition.

12 16. Nothing in this section shall prohibit the use of additional specialized lighting used in  
13 the act of sport fishing.

14 306.125. 1. Every person shall operate a motorboat, vessel or watercraft in a careful and  
15 prudent manner and at a rate of speed so as not to endanger the property of another or the life or  
16 limb of any person and shall exercise the highest degree of care.

17 2. No person shall operate a motorboat, vessel or watercraft at any time from a half-hour  
18 after sunset until an hour before sunrise the following day at a speed exceeding thirty miles per  
19 hour.

20 3. Vessels shall not be operated within one hundred feet of any dock, pier, occupied  
21 anchored boat or buoyed restricted area on any lake at a speed in excess of slow-no wake speed.  
22 The operator of any watercraft in violation of this subsection is guilty of an infraction and shall be  
23 fined not more than twenty-five dollars; however, if the operator cannot be identified, the owner of  
24 the watercraft shall be subject to such penalty.

25 4. The department of public safety shall promulgate all necessary rules and regulations for  
26 the implementation and administration of a no wake cove for class 3 vessels in a cove with its main  
27 junction less than 800 feet, measured from shore to shore, at the main channel. Any rule or portion  
28 of a rule, as that term is defined in section 536.010, that is created under the authority delegated in  
29 this section shall become effective only if it complies with and is subject to all of the provisions of  
30 chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and  
31 if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the  
32 effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the  
33 grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be  
34 invalid and void.

35 5. Subsection 1 of this section shall not apply to a motorboat or other boat race authorized  
36 under section 306.130."; and

37  
38 Further amend said bill by amending the title, enacting clause, and intersectional references  
39 accordingly.