

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005

A Bill

SENATE BILL 435

4
5 By: Senator T. Smith
6
7

For An Act To Be Entitled

8
9 AN ACT TO CLARIFY THAT ALL PERSONS ENGAGED IN
10 WATER SPORT ACTIVITIES SHALL WEAR OR HAVE SECURED
11 ON HIS OR HER BODY A LIFE PRESERVER OR BUOYANT
12 VEST IN GOOD CONDITION AT ALL TIMES WHILE
13 ENGAGING IN WATER SPORT ACTIVITIES; TO DEFINE
14 WATER SPORT ACTIVITIES; AND FOR OTHER PURPOSES.
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Subtitle

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17 TO CLARIFY THAT ALL PERSONS ENGAGED IN
18 WATER SPORT ACTIVITIES SHALL WEAR OR
19 HAVE SECURED ON HIS OR HER BODY A LIFE
20 PRESERVER OR BUOYANT VEST IN GOOD
21 CONDITION.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. Arkansas Code § 27-101-103, regarding definitions relating
27 to the regulation of motorboats, vessels, and watercrafts in the state, is
28 amended to add an additional subdivision to read as follows:

29 (13)(A) "Water sport activity" means an activity that involves a
30 person being towed by a motorboat, personal watercraft, or other vessel in
31 waters of this state.

32 (B) "Water sport activity" shall include, but not be
33 limited to, any of the following activities:

34 (i) Water skiing;

35 (ii) Wake boarding;

36 (iii) Wake surfing;



- 1 (iv) Water tubing;
- 2 (v) Water sledding; or
- 3 (vi) Barefooting.

4 (C) "Water sport activity" does not include organized
 5 water carnivals, water skiing exhibitions, or other organized water sports
 6 exhibitions.

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8 SECTION 2. Arkansas Code § 27-101-203(a)(2), regarding safety
 9 equipment for watercraft, is amended to read as follows:

10 (2) Each person ~~being towed on water skis, an aquaplane, or a~~
 11 ~~similar device behind any motorboat or motor driven device used for towing~~
 12 ~~persons upon the water~~ engaged in a water sport activity must wear or have
 13 securely upon his or her body a life preserver or buoyant vest of the types
 14 described ~~above~~ in subdivision (a)(1)(A) of this section in good and
 15 serviceable condition at all times while engaging in ~~this~~ the water sport
 16 activity.

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