

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.

Act 1156 of the Regular Session

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: S2/24/05

A Bill

SENATE BILL 390

5 By: Senator T. Smith
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8 **For An Act To Be Entitled**

9 AN ACT TO PROVIDE THAT AN OWNER OF A BOAT SHALL
10 *NOT BE STRICTLY LIABLE TO A RENTER, OPERATOR, OR*
11 *LESSEE OF THE BOAT FOR INJURIES CAUSED BY*
12 *NEGLIGENT OPERATION OF THE BOAT BY THE RENTER,*
13 *OPERATOR, OR LESSEE; AND FOR OTHER PURPOSES.*
14

15 **Subtitle**

16 AN ACT TO PROVIDE THAT AN OWNER OF A
17 BOAT SHALL NOT BE STRICTLY LIABLE TO A
18 *RENTER, OPERATOR, OR LESSEE OF THE BOAT*
19 *FOR INJURIES CAUSED BY NEGLIGENT*
20 *OPERATION OF THE BOAT BY THE RENTER,*
21 *OPERATOR, OR LESSEE.*
22
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. Arkansas Code § 27-101-201 is amended to read as follows:

27 27-101-201. *Liability of owner, renter, operator, or lessee of vessel*
28 *for injury or damage.*

29 (a) *The owner, renter, operator, or lessee of a vessel shall be liable*
30 *for any injury or damage occasioned by the negligent operation of the vessel,*
31 *whether negligence consists of violating the provisions of the statutes of*
32 *this state or neglecting to observe such ordinary care and such operation as*
33 *the rules of the common law require.*

34 (b)(1) *The owner shall not be liable, however, unless the vessel is*
35 *being used with his express or implied consent.*



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