

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4478-02
Bill No.: SB 1036
Subject: Water Patrol; Boats and Watercraft
Type: Original
Date: February 24, 2006

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Public Safety - Director's Office** and the **State Water Patrol** each assume the proposal would not fiscally impact their respective agencies.

Officials from the **Office of State Courts Administrator** assume the proposal will not fiscally impact the courts

Officials from the **Office of Prosecution Services** assume the proposal will not have a significant direct fiscal impact on county prosecutors.

Officials from the **Office of State Public Defenders** did not respond to our request for fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Local Government

FY 2007
(10 Mo.)

FY 2008

FY 2009

\$0

\$0

\$0

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This proposal modifies the definition of the term "Waters of this state" to include waterways. The modification of the definition attempts to make the watercraft laws generally applicable to all types of bodies of water within this state.

The act prohibits vessels from continuously displaying spotlights, docking lights, or other non-prescribed lights that hinder the night vision of other vessel operators.

The act modifies the personal flotation requirements. Under current law, every vessel, except class A vessels, must have a wearable flotation device on board (type I, II, or III) and one throwable flotation device (type IV). The current law also requires all class A motorboats and watercraft traveling on the waters of this state shall have at least one type I, II, III, or IV personal flotation device. The proposed act eliminates these provisions and instead requires every watercraft to have on board at least one wearable personal flotation device (type I, II, III, or V). Every watercraft shall also have at least one throwable flotation device (type IV) on board (does not apply to class A watercraft, kayaks, sailboards, racing shells, racing canoes and rowing sculls).

The act prohibits vessels from being operated at a speed in excess of slow-no wake speed (idle speed) within 100 feet of any emergency vessel displaying its emergency lights.

The act prohibits persons from operating a vessel in such a manner as to impede the normal flow of traffic on the waters of this state. Currently, this prohibition only applies to vessel operators on lakes.

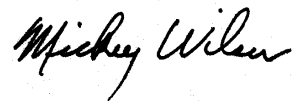
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

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SOURCES OF INFORMATION

Department of Public Safety
Office of the State Courts Administrator
Office of Prosecution Services

NOT RESPONDING: Office of the State Public Defender



Mickey Wilson, CPA
Director
February 24, 2006