

# HOUSE BILL No. 1046

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 14-15-4-1.

**Synopsis:** Duties of motorboat operators. Provides that an operator of a boat who is involved in an accident or collision resulting in injury to or death of a person or damage to a boat or other property (operator) shall: (1) if it can be done without endangering a person, stop the boat immediately and as close as possible to the scene of the accident; and (2) if it can be done without endangering a person, return to the scene of the accident and remain there until the operator has complied with the statutory requirements concerning watercraft accidents. Specifies that the operator shall notify emergency services in addition to providing reasonable assistance to each person injured. Requires that an operator make a reasonable and good faith effort to assist a person injured in a collision. Provides, however, that an operator is not required to perform an act that would endanger a person.

**Effective:** July 1, 2020.

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## Steuerwald

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January 6, 2020, read first time and referred to Committee on Natural Resources.

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Second Regular Session of the 121st General Assembly (2020)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2019 Regular Session of the General Assembly.

## HOUSE BILL No. 1046

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A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 14-15-4-1 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 1. **(a) Subject to**  
3 **subsection (b)**, the operator of a boat involved in an accident or a  
4 collision resulting in injury to or death of a person or damage to a boat  
5 or other property, shall do the following:  
6 (1) **If the action described in this subdivision can be done**  
7 **without endangering a person**, stop the boat immediately and as  
8 close as possible to the scene of the accident.  
9 (2) **If the action described in this subdivision can be done**  
10 **without endangering a person**, return to the scene of the  
11 accident and remain there until the operator has complied with  
12 this section.  
13 (3) Give:  
14 (A) the operator's name and address;  
15 (B) a full identification of the boat operated; and  
16 (C) the name and address of the owner;  
17 to the operator of each other boat and each person injured.



1 (4) Upon request, exhibit the operator's license to the operator of  
2 each other boat and each person injured.  
3 (5) **Notify emergency services as soon as possible and** provide  
4 reasonable assistance to each person injured, including carrying  
5 or arranging for carrying each injured person to a physician,  
6 surgeon, or hospital for medical or surgical treatment if:  
7 (A) it is apparent that treatment is necessary; or  
8 (B) the injured person so requests.  
9 **(b) An operator described in subsection (a) shall make a**  
10 **reasonable and good faith effort to perform the actions described**  
11 **in subsection (a). However, an operator is not required to perform**  
12 **an act that would endanger a person.**

