



February 2, 2021

SENATE BILL No. 266

DIGEST OF SB 266 (Updated February 1, 2021 10:43 am - DI 140)

Citations Affected: IC 9-18.1; IC 14-15.

Synopsis: Boating. Establishes an annual user fee of \$30 for watercrafts registered outside of Indiana to operate, use, store, or dock a watercraft in Indiana for a combined total of not more than 60 consecutive days during the calendar year. Provides that a person operating a motorboat may not approach or pass within 200 feet of the shore line of a lake or channel of the lake at a place or point where the lake or channel is at least 500 feet in width, except for the purpose of trolling or for the purpose of approaching or leaving a dock, pier, or wharf or the shore of the lake or channel. Establishes that a motorboat may not approach or pass within 200 feet of the shore line of a lake or channel of the lake at a speed greater than idle speed.

Effective: July 1, 2021; January 1, 2022.

Glick

January 11, 2021, read first time and referred to Committee on Natural Resources.
February 1, 2021, reported favorably — Do Pass.

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February 2, 2021

First Regular Session of the 122nd General Assembly (2021)

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 2020 Regular Session of the General Assembly.

SENATE BILL No. 266

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

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

- 1 SECTION 1. IC 9-18.1-14.5-1, AS ADDED BY P.L.164-2020,
2 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JANUARY 1, 2022]: Sec. 1. (a) Except as provided in subsection (b),
4 a watercraft may not be operated, used, docked, or stored in Indiana
5 during any part of a calendar year unless the watercraft:
6 (1) is registered under this chapter and
7 ~~(2)~~ displays proof of registration under this chapter; **or**
8 **(2) pays the annual user fee under section 1.5 of this chapter.**
9 (b) Registration is not required for the following watercraft:
10 (1) A watercraft that is from a country other than the United
11 States temporarily using the waters of Indiana.
12 (2) A ship's lifeboat, when used solely as a lifeboat of another
13 boat and for no other recreational purpose.
14 (3) Except as provided in subdivision (4), a watercraft that is
15 registered outside of Indiana and operated, used, stored, or docked
16 in Indiana for a combined total of not more than sixty (60)
17 consecutive days during a calendar year.

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1 (4) A watercraft that is registered outside of Indiana and docked
2 on the Indiana part of Lake Michigan for a combined total of not
3 more than one hundred eighty (180) consecutive days.

4 (5) A watercraft that belongs to a class of boats that has been
5 exempted from registration and numbering by the bureau after the
6 bureau has found the following:

7 (A) That an agency of the federal government has a numbering
8 system applicable to the class of watercraft to which the
9 watercraft in question belongs.

10 (B) That the watercraft would also be exempt from numbering
11 if the watercraft were subject to federal law.

12 (6) A watercraft, the operator of which has in the operator's
13 possession a bill of sale from a dealer licensed under IC 9-32 or
14 private individual that includes the following:

15 (A) The purchaser's name and address.

16 (B) A date of purchase that is not more than forty-five (45)
17 days preceding the date that the operator is required to show
18 the bill of sale.

19 (C) The make, model, and identification number of the
20 watercraft provided by the manufacturer.

21 (7) A watercraft held by a watercraft manufacturer, distributor, or
22 dealer for sale in the ordinary course of business.

23 (8) A watercraft subject to the commercial vessel tonnage tax
24 under IC 6-6-6.

25 (c) A person that fails to register a watercraft that is required to be
26 registered under this chapter commits a Class C infraction.

27 SECTION 2. IC 9-18.1-14.5-1.5 IS ADDED TO THE INDIANA
28 CODE AS A NEW SECTION TO READ AS FOLLOWS
29 [EFFECTIVE JANUARY 1, 2022]: **Sec. 1.5. (a) As used in this
30 section, "annual user fee" means the fee that is required to be paid
31 for a watercraft that is registered outside of Indiana and operated,
32 used, stored, or docked in Indiana for a combined total of not more
33 than sixty (60) consecutive days during the calendar year.**

34 **(b) A watercraft that is registered outside of Indiana and
35 operated, used, stored, or docked in Indiana for a combined total
36 of not more than sixty (60) consecutive days during a calendar year
37 is subject to an annual user fee of thirty dollars (\$30).**

38 **(c) A person that desires to operate, use, store, or dock a
39 watercraft that is registered outside of Indiana in Indiana must
40 submit, in a form and manner prescribed by the bureau, an annual
41 user fee of thirty dollars (\$30).**

42 **(d) A person under subsection (c) is required to provide the**



1 bureau with the following information:

2 (1) The name of the owner of the watercraft, and, if the
3 watercraft is leased, the name of the lessee.

4 (2) Proof the watercraft is registered in a state other than
5 Indiana.

6 (3) Proof the operator of the watercraft has a valid driver's
7 license.

8 (e) Proof of payment of the annual user fee must be displayed in
9 a manner prescribed by the department of natural resources.

10 (f) Fees collected under this section shall be deposited in the lake
11 and river enhancement fund established by IC 14-22-3.5-1.

12 (g) A person who fails to pay the annual user fee under this
13 section commits a Class C infraction.

14 SECTION 3. IC 14-15-3-17, AS AMENDED BY P.L.195-2017,
15 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
16 JULY 1, 2021]: Sec. 17. (a) A person operating a motorboat may
17 not approach or pass within two hundred (200) feet of the shore
18 line of a lake or channel of the lake at a place or point where the
19 lake or channel is at least five hundred (500) feet in width, except
20 for the purpose of trolling or for the purpose of approaching or
21 leaving a dock, pier, or wharf or the shore of the lake or channel.

22 (a) (b) Except as provided in subsection (b) (c), a person may not
23 operate operating a motorboat may not approach or pass within two
24 hundred (200) feet of the shore line of a lake or channel of the lake at
25 a speed greater than idle speed.

26 (b) (c) This subsection applies to lakes formed by hydroelectric
27 dams in a county having a population of:

28 (1) more than twenty-four thousand five hundred (24,500) but less
29 than twenty-five thousand (25,000); or

30 (2) more than twenty thousand (20,000) but less than twenty
31 thousand five hundred (20,500).

32 A person may not operate operating a motorboat may not approach
33 or pass within fifty (50) feet of the shore line at a speed greater than
34 idle speed. However, on tributaries of lakes described in this subsection
35 that are formed by hydroelectric dams, a person operating a motor boat
36 may not approach or pass within two hundred (200) feet of the shore
37 line of the tributary at a speed greater than idle speed. For the purposes
38 of this chapter, tributaries on lakes formed by hydroelectric dams do
39 not include the principal body of water flowing into the lakes.



COMMITTEE REPORT

Madam President: The Senate Committee on Natural Resources, to which was referred Senate Bill No. 266, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to SB 266 as introduced.)

GLICK, Chairperson

Committee Vote: Yeas 8, Nays 0

