

By: Parker

H.B. No. 596

Substitute the following for H.B. No. 596:

By: Kuempel

C.S.H.B. No. 596

A BILL TO BE ENTITLED

1 AN ACT
2 relating to offenses involving operating a motorboat in a circular
3 course.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. This Act shall be known as the Britteny Sage
6 Lindt Act.

7 SECTION 2. The heading to Section 31.099, Parks and
8 Wildlife Code, is amended to read as follows:

9 Sec. 31.099. PROHIBITION ON CIRCULAR COURSE AROUND
10 INDIVIDUALS ENGAGED IN WATER ACTIVITIES [~~FISHERMAN OR SWIMMER~~].

11 SECTION 3. Section 31.099, Parks and Wildlife Code, is
12 amended by amending Subsection (a) and adding Subsection (a-1) to
13 read as follows:

14 (a) No person may operate a motorboat in a circular course
15 around:

16 (1) any other boat or personal watercraft any occupant
17 of which is engaged in fishing, waterskiing, or a similar activity;
18 or

19 (2) [~~around~~] any person swimming.

20 (a-1) Subsection (a) does not apply to a person operating a
21 motorboat in a circular course to retrieve a downed or fallen
22 water-skier or other person engaged in a similar activity.

23 SECTION 4. The change in law made by this Act applies only
24 to an offense committed on or after the effective date of this Act.

1 An offense committed before the effective date of this Act is
2 covered by the law in effect when the offense was committed, and the
3 former law is continued in effect for that purpose. For purposes of
4 this section, an offense was committed before the effective date of
5 this Act if any element of the offense was committed before that
6 date.

7 SECTION 5. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2011.