

1-1 By: Parker (Senate Sponsor - Harris) H.B. No. 596
1-2 (In the Senate - Received from the House April 18, 2011;
1-3 April 20, 2011, read first time and referred to Committee on
1-4 Transportation and Homeland Security; May 17, 2011, reported
1-5 favorably by the following vote: Yeas 6, Nays 0; May 17, 2011, sent
1-6 to printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to offenses involving operating a motorboat in a circular
1-10 course.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. This Act shall be known as the Britteny Sage
1-13 Lindt Act.

1-14 SECTION 2. The heading to Section 31.099, Parks and
1-15 Wildlife Code, is amended to read as follows:

1-16 Sec. 31.099. PROHIBITION ON CIRCULAR COURSE AROUND
1-17 INDIVIDUALS ENGAGED IN WATER ACTIVITIES [~~FISHERMAN OR SWIMMER~~].

1-18 SECTION 3. Section 31.099, Parks and Wildlife Code, is
1-19 amended by amending Subsection (a) and adding Subsection (a-1) to
1-20 read as follows:

1-21 (a) No person may operate a motorboat in a circular course
1-22 around:

1-23 (1) any other boat or personal watercraft any occupant
1-24 of which is engaged in fishing, waterskiing, or a similar activity;
1-25 or

1-26 (2) [~~around~~] any person swimming.

1-27 (a-1) Subsection (a) does not apply to a person operating a
1-28 motorboat in a circular course to retrieve a downed or fallen
1-29 water-skier or other person engaged in a similar activity.

1-30 SECTION 4. The change in law made by this Act applies only
1-31 to an offense committed on or after the effective date of this Act.
1-32 An offense committed before the effective date of this Act is
1-33 covered by the law in effect when the offense was committed, and the
1-34 former law is continued in effect for that purpose. For purposes of
1-35 this section, an offense was committed before the effective date of
1-36 this Act if any element of the offense was committed before that
1-37 date.

1-38 SECTION 5. This Act takes effect immediately if it receives
1-39 a vote of two-thirds of all the members elected to each house, as
1-40 provided by Section 39, Article III, Texas Constitution. If this
1-41 Act does not receive the vote necessary for immediate effect, this
1-42 Act takes effect September 1, 2011.

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