

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Boat Registration and Safety Act is amended
5 by changing Section 1-2 as follows:

6 (625 ILCS 45/1-2) (from Ch. 95 1/2, par. 311-2)

7 Sec. 1-2. Definitions. As used in this Act, unless the
8 context clearly requires a different meaning:

9 "Vessel" or "Watercraft" means every description of
10 watercraft used or capable of being used as a means of
11 transportation on water, except a seaplane on the water, inner
12 tube, float tube, air mattress or similar device, and boats
13 used for concession rides in artificial bodies of water
14 designed and used exclusively for such concessions.

15 "Motorboat" means any vessel propelled by machinery,
16 whether or not such machinery is the principal source of
17 propulsion, but does not include a vessel which has a valid
18 marine document issued by the Bureau of Customs of the United
19 States Government or any Federal agency successor thereto.

20 "Non-powered watercraft" means any canoe, kayak,
21 kiteboard, paddleboard, an inflatable device designed for open
22 water navigation, ~~float tube,~~ or watercraft not propelled by
23 sail, canvas, or machinery of any sort.

1 "Sailboat" means any watercraft propelled by sail or
2 canvas, including sailboards. For the purposes of this Act, any
3 watercraft propelled by both sail or canvas and machinery of
4 any sort shall be deemed a motorboat when being so propelled.

5 "Airboat" means any boat (but not including airplanes or
6 hydroplanes) propelled by machinery applying force against the
7 air rather than the water as a means of propulsion.

8 "Dealer" means any person who engages in the business of
9 manufacturing, selling, or dealing in, on consignment or
10 otherwise, any number of new watercraft, or 5 or more used
11 watercraft of any make during the year, including any
12 off-highway vehicle dealer or snowmobile dealer or a person
13 licensed as a new or used vehicle dealer who also sells or
14 deals in, on consignment or otherwise, any number of watercraft
15 as defined in this Act.

16 "Lifeboat" means a small boat kept on board a larger boat
17 for use in emergency.

18 "Owner" means a person, other than lien holder, having
19 title to a motorboat. The term includes a person entitled to
20 the use or possession of a motorboat subject to an interest in
21 another person, reserved or created by agreement and securing
22 payment of performance of an obligation, but the term excludes
23 a lessee under a lease not intended as security.

24 "Waters of this State" means any water within the
25 jurisdiction of this State.

26 "Person" means an individual, partnership, firm,

1 corporation, association, or other entity.

2 "Operate" means to navigate or otherwise use a motorboat or
3 vessel.

4 "Department" means the Department of Natural Resources.

5 "Competent" means capable of assisting a skier in case of
6 injury or accident.

7 "Personal flotation device" or "PFD" means a device that is
8 approved by the Commandant, U.S. Coast Guard, under Part 160 of
9 Title 46 of the Code of Federal Regulations.

10 "Recreational boat" means any vessel manufactured or used
11 primarily for noncommercial use; or leased, rented or chartered
12 to another for noncommercial use.

13 "Personal watercraft" means a vessel that uses an inboard
14 motor powering a water jet pump as its primary source of motor
15 power and that is designed to be operated by a person sitting,
16 standing, or kneeling on the vessel, rather than the
17 conventional manner of sitting or standing inside the vessel,
18 and includes vessels that are similar in appearance and
19 operation but are powered by an outboard or propeller drive
20 motor.

21 "Specialty prop-craft" means a vessel that is similar in
22 appearance and operation to a personal watercraft but that is
23 powered by an outboard or propeller driven motor.

24 "Underway" applies to a vessel or watercraft at all times
25 except when it is moored at a dock or anchorage area.

26 "Use" applies to all vessels on the waters of this State,

1 whether moored or underway.

2 (Source: P.A. 97-1136, eff. 1-1-13.)

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.