



Rep. Amy Elik

Filed: 3/13/2025

10400HB2070ham001

LRB104 11537 BDA 23820 a

1 AMENDMENT TO HOUSE BILL 2070

2 AMENDMENT NO. _____. Amend House Bill 2070 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Fire Marshal Act is amended by
5 adding Section 4.1 as follows:

6 (20 ILCS 2905/4.1 new)

7 Sec. 4.1. Office of the State Fire Marshal; definition of
8 permanently moored craft. The Office of State Fire Marshal
9 shall adopt amendments to the rules set forth in 41 Ill. Adm.
10 Code 149.20 to adhere to the intent of the U.S. Coast Guard in
11 its June 21, 2004 Federal Register notice, which described
12 that permanently moored vessels (PMVs) are gaming, casino, or
13 other vessels that are designed and constructed for use by
14 gaming operations. Following amendment, the rule's definition
15 of "Permanently Moored Craft" shall state:

16 "Permanently Moored Craft" or "PMC" (formerly referred to

1 in OSFM rules as permanently moored vessel or PMV) means any
2 ship, barge, or other craft used for the purpose of table
3 gaming as defined in the Illinois Gambling Act that is
4 permanently fixed to a foundation or mooring that, by virtue
5 of its design and mooring arrangement, lacks the practical
6 capability of being used as transportation on the water. By
7 definition, as a matter of federal law (1 U.S.C. 3), these
8 craft are not vessels for purposes of admiralty jurisdiction
9 and are, thus, not directly subject to Coast Guard regulation
10 or inspection. (See: Stewart v. Dutra Construction Co.; 543
11 U.S. 481, 494 (2005); U.S. Department of Homeland Security,
12 Coast Guard, Notice of Policy on Craft Routinely Operated
13 Dockside; 74 Fed. Reg. 21814 (May 11, 2009).)

14 Section 99. Effective date. This Act takes effect July 1,
15 2025."