

Sixty-eighth
Legislative Assembly
of North Dakota

REENGROSSED HOUSE BILL NO. 1366

Introduced by

Representatives Nelson, Bahl, Mock, M. Ruby

Senator Weston

1 A BILL for an Act to amend and reenact section 20.1-13-10 of the North Dakota Century Code,
2 relating to the wearing of a life preserver while barefoot skiing or surfing; and to provide a
3 penalty.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Section 20.1-13-10 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **20.1-13-10. Water skis and, surfboard, and barefoot skiing - Penalty.**

- 8 1. An individual may not engage in barefoot skiing or manipulate any water skis,
9 surfboard, or similar device without wearing a life preserver approved by the
10 department, unless the individual is sixteen;
11 a. Sixteen years of age or older and engaged in windsurfing or boardsailing; or
12 b. Engaging or attempting to engage in barefoot skiing or surfing and the individual
13 is wearing a wet suit specifically designed for barefoot skiing or surfing which is in
14 good and serviceable condition and of appropriate size.
- 15 2. An individual engaging or attempting to engage in barefoot skiing or surfing under
16 subdivision b of subsection 1, must have on board the towing vessel a life preserver
17 approved by the department.
- 18 3. Any time between one hour after sunset to one hour before sunrise, an individual may
19 not operate a vessel on any waters of this state towing an individual engaged in
20 barefoot skiing or on water skis, a surfboard, or similar device, nor engage in barefoot
21 skiing, water skiing, surfboarding, or similar activity.
- 22 ~~3-4.~~ Subsections 1 and ~~23~~ do not apply to a performer engaged in a professional exhibition
23 or an individual engaged in an activity authorized under section 20.1-13-11.

- 1 ~~4.5.~~ An individual may not operate or manipulate any vessel, towrope, or other device by
2 which the direction or location of water skis, a surfboard, or similar device may be
3 affected or controlled in a way as to cause the water skis, surfboard, or similar device,
4 or an individual on the device or engaged in barefoot skiing, to collide with or strike
5 against any object or individual.
- 6 ~~5.6.~~ An individual may not operate a vessel on any waters of this state towing an individual
7 engaged in barefoot skiing or on water skis, a surfboard, or similar device unless there
8 is another individual in the towing vessel observing any individual being towed or the
9 vessel is equipped with a mirror at least seventy-eight square inches [198.12 square
10 centimeters] which provides the operator an unobstructed field of vision to the rear.
11 This subsection does not apply to a personal watercraft or to members of any
12 organization regularly staging water ski shows, tournaments, or exhibitions while
13 engaged in the performance of such shows, tournaments, or exhibitions. The
14 department shall adopt rules to allow such organizations to practice in preparation for
15 such events, as prescribed in section 20.1-13-11.
- 16 ~~6.7.~~ An individual who violates this section is guilty of a class 2 noncriminal offense.