

**H.B. 125**  
**Aquatic Invasive Species Amendments**

Representative **Rex P. Shipp** proposes the following amendments:

1. *Line 259 through 267:*

- 259        (ii) used within the course and scope of the duties of the government agency.  
260        (b) A resident or nonresident owner or operator of a nonmotorized vessel or inflatable  
261        motorboat is exempt from this section before launching or operating a nonmotorized  
262        vessel or inflatable motorboat on the waters of this state { ~~only if the nonmotorized~~ }  
263        { ~~vessel or inflatable motorboat is being launched or operated in a geographic region,~~ }  
264        { ~~water body, facility, or water supply system that is not infested water~~ } .  
265        (c) A person renting or leasing a vessel from a boat livery:  
266        (i) is not required to pay the aquatic invasive species fee described in Subsection (1)  
267        or (2); and

2. *Line 315 through 319:*

- 315        exempt from the requirement under Subsection 23A-10-304(3); and  
316        (b) provide the person renting or leasing the conveyance proof of completion of the  
317        aquatic invasive education course.  
            (3) (a) An owner of a boat livery is exempt from Subsection (2) if the owner of the  
            boat livery or person renting or leasing a conveyance does not transport on a highway the  
            conveyance after being rented or leased and before the conveyance is used by the person  
            renting or leasing the conveyance.  
            (b) An owner of a boat livery is exempt from Subsection (2) if:  
            (i) the conveyance being rented or leased is transported by the owner of the boat livery to a  
            waterbody;  
            (ii) the person renting or leasing the conveyance does not operate the conveyance;  
            (iii) the owner of the boat livery rents or leases the conveyance under the condition that the  
            livery owner, the livery owner's agent, an independent contractor, or employee of the livery  
            owner operates the conveyance; and  
            (iv) the person operating the conveyance under this Subsection (3)(b) has taken the aquatic  
            invasive species education course as required in Subsection 23A-10-303(4).  
318        {(3)} (4) A person who violates this section is guilty of a class B misdemeanor in accordance  
319        with Section 23A-5-301.