

111TH CONGRESS  
1ST SESSION

# S. 1205

To exempt guides for hire and other operators of uninspected vessels on Lake Texoma from Coast Guard and other regulations, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JUNE 8, 2009

Mr. INHOFE (for himself and Mr. COBURN) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

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## A BILL

To exempt guides for hire and other operators of uninspected vessels on Lake Texoma from Coast Guard and other regulations, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. EXEMPTION OF FISHING GUIDES AND OTHER**  
4                       **OPERATORS OF UNINSPECTED VESSELS ON**  
5                       **LAKE TEXOMA FROM COAST GUARD AND**  
6                       **OTHER REGULATIONS.**

7       (a) EXEMPTION.—

8               (1) EXEMPTION OF STATE LICENSEES FROM  
9       COAST GUARD REGULATION.—Residents or non-

1 residents who assist, accompany, transport, guide, or  
 2 aid persons in the taking of fish for monetary com-  
 3 pensation or other consideration on Lake Texoma  
 4 who are licensed by the State in which they are op-  
 5 erating shall not be subject to any requirement es-  
 6 tablished or administered by the Coast Guard with  
 7 respect to that operation.

8 (2) EXEMPTION OF COAST GUARD LICENSEES  
 9 FROM STATE REGULATION.—Residents or non-  
 10 residents who assist, accompany, transport, guide, or  
 11 aid persons in the taking of fish for monetary com-  
 12 pensation or other consideration on Lake Texoma  
 13 who are currently licensed by the Coast Guard to  
 14 conduct such activities shall not be subject to State  
 15 regulation for as long as the Coast Guard license for  
 16 such activities remains valid.

17 (b) STATE REQUIREMENTS NOT AFFECTED.—Ex-  
 18 cept as provided in subsection (a)(2), this section does not  
 19 affect any requirement under State law or under any li-  
 20 cense issued under State law.

21 **SEC. 2. WAIVER OF BIOMETRIC TRANSPORTATION SECU-**  
 22 **RITY CARD REQUIREMENT FOR CERTAIN**  
 23 **SMALL BUSINESS MERCHANT MARINERS.**

24 Section 70105(b)(2) of title 46, United States Code,  
 25 is amended—

- 1           (1) in subparagraph (B), by inserting “and  
2           serving under the authority of such license, certifi-  
3           cate of registry, or merchant mariners document on  
4           a vessel for which the owner or operator of such ves-  
5           sel is required to submit a vessel security plan under  
6           section 70103(c) of this title” before the semicolon;
- 7           (2) by striking subparagraph (D); and
- 8           (3) by redesignating subparagraphs (E), (F),  
9           and (G) as subparagraphs (D), (E), and (F), respec-  
10          tively.

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