

115-30-8. Boating; accident reports. (a) Each accident resulting either in property damage in excess of \$2000 or in the total loss of any vessel shall be reported to the department by the operator of the vessel. This requirement shall include all collision-type accidents involving other vessels, floating objects, and fixed objects, ~~except that an accident report shall not be required when a collision with a floating object or fixed object results in lower unit skeg or propeller damage.~~

(b) Each accident report required under K.S.A. 32-1177 and amendments thereto and each accident as specified in subsection (a) shall be filed with the department or a commissioned law enforcement officer by the operator of the vessel ~~within five days~~ immediately after the time of the accident, ~~except that the accident report shall be filed with the department by the operator of the vessel within 48 hours after the time of the accident involving the vessel or its equipment if any of the following occurs:~~

~~(1) A person dies.~~

~~(2) A person is injured and requires medical treatment beyond first aid.~~

~~(3) A person disappears from a vessel under circumstances that indicate death or injury.~~

(c) An accident report shall be required in accordance with subsection (b) when a person disappears from a vessel under circumstances that indicate death, injury or other cause for disappearance.

(d) An accident report shall be required in accordance with subsection (b) when a person dies, or when a person is injured and requires medical treatment beyond first aid.

(e) Each accident report shall be submitted on forms provided by the department and shall contain the following information:

(1) The names, addresses, and telephone numbers of the vessel operator and any passengers in the operator's vessel;

(2) the names, addresses, and telephone numbers of the vessel operators and any passengers in any other vessels involved;

(3) the registration number and a description of the operator's vessel;

(4) the registration number and a description of any other vessels involved in the accident;

(5) a complete description of the accident, including any injuries or deaths; and

(6) other relevant information as required by the secretary.

~~(d)~~ (f) Any individual with knowledge of the accident, including ~~the reporting a responding or~~ investigating law enforcement officer, may file the required accident report if the operator is unable to file the report due to injury or death.

(g) This regulation shall be effective on and after January 1, 2008. (Authorized by and implementing K.S.A. 32-1103 and K.S.A. 32-1177; effective Oct. 22, 1990; amended Dec. 27, 1993; amended Nov. 22, 2002; amended P-_____.)