

HOUSE BILL No. 5452

February 7, 1990, Introduced by Reps. Hoffman and Bartnik and referred to the Committee on Tourism, Fisheries and Wildlife.

A bill to amend sections 8 and 62 of Act No. 303 of the Public Acts of 1967, entitled as amended "Marine safety act," being sections 281.1008 and 281.1062 of the Michigan Compiled Laws; and to add section 72b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 8 and 62 of Act No. 303 of the Public
2 Acts of 1967, being sections 281.1008 and 281.1062 of the
3 Michigan Compiled Laws, are amended and section 72b is added to
4 read as follows:

5 Sec. 8. As used in this act:

6 (a) "Operate" means to navigate or otherwise use a vessel.

7 (b) "Slow--no wake speed" means a very slow speed whereby
8 the wake or wash created by the vessel would be minimal.

1 (c) "High speed boating" means a speed at or above which a
2 motorboat reaches a planing condition.

3 (d) "Regatta", "boat race", "marine parade", "tournament",
4 or "exhibition" each mean an organized water event of limited
5 duration which is conducted according to a prearranged schedule.

6 (e) "Anchored rafts" means all types of nonpowered rafts
7 used for recreational purposes which are anchored seasonally on
8 waters of this state.

9 (f) "Starboard" means right and reference is to the star-
10 board side of a vessel or to the right side of the vessel.

11 (G) "PERSONAL WATERCRAFT" MEANS A MOTORIZED VESSEL THAT HAS
12 THE CAPACITY TO CARRY NOT MORE THAN THE OPERATOR AND 1 OTHER
13 PERSON AND THAT IS DESIGNED TO BE OPERATED BY A PERSON SITTING,
14 STANDING, OR KNEELING ON THE VESSEL, OR BEING TOWED BEHIND THE
15 VESSEL, RATHER THAN IN THE CONVENTIONAL MANNER OF SITTING OR
16 STANDING INSIDE THE VESSEL.

17 (H) ~~(g)~~ "Port" means left and reference is to the port
18 side of a vessel or to the left side of the vessel.

19 Sec. 62. (1) Children less than 12 years of age ~~may be~~
20 ~~permitted to~~ SHALL NOT operate motorboats on the waters of this
21 state. ~~only when accompanied by at least one person 16 years of~~
22 ~~age or older. Children~~ EXCEPT AS PROVIDED IN SUBSECTION (2),
23 CHILDREN between the ages of 12 and 16 may be permitted to oper-
24 ate motorboats on the waters of this state only when accompanied
25 by at least one person 16 years of age or older, or without such
26 adult supervision when in possession of a boating safety
27 certificate issued subsequent to satisfactorily completing a

1 department approved course in boating safety. When so operating,
2 the boating safety certificate shall be in the possession of the
3 minor operator and shall be presented upon demand of any peace
4 officer. ~~The provisions of this~~ THIS section ~~shall~~ DOES not
5 ~~be applicable~~ APPLY to ~~any~~ A motorboat powered by less than A
6 6 horsepower ~~motors~~ MOTOR.

7 (2) A CHILD LESS THAN 16 YEARS OF AGE SHALL NOT OPERATE A
8 PERSONAL WATERCRAFT ON THE WATERS OF THE STATE.

9 SEC. 72B. A PERSON OPERATING A PERSONAL WATERCRAFT ON THE
10 WATERS OF THE STATE SHALL NOT CROSS WITHIN 150 FEET BEHIND
11 ANOTHER VESSEL THAT IS TRAVELING AT A SPEED GREATER THAN SLOW--NO
12 WAKE SPEED.