

Act No. 269
Public Acts of 1993
Approved by the Governor
December 22, 1993
Filed with the Secretary of State
December 28, 1993

**STATE OF MICHIGAN
87TH LEGISLATURE
REGULAR SESSION OF 1993**

Introduced by Senators Hart, DiNello, O'Brien, Pridnia and Dunaskiss

ENROLLED SENATE BILL No. 684

AN ACT to amend Act No. 303 of the Public Acts of 1967, entitled as amended "An act to promote the safe use of the waters of this state; to provide for the taxation and numbering of motorboats and vessels; to provide for rules relative to the operation of vessels and motorboats; the carrying of equipment on such waters and to the use of waters of this state for boating; to promote uniformity of laws relating thereto; to prescribe the duties and responsibilities of owners and operators of vessels and motorboats; to prescribe the powers and duties of certain state departments; to provide for the disposition of revenue; and to provide for penalties," as amended, being sections 281.1001 to 281.1199 of the Michigan Compiled Laws, by adding sections 62a and 74a.

The People of the State of Michigan enact:

Section 1. Act No. 303 of the Public Acts of 1967, as amended, being sections 281.1001 to 281.1199 of the Michigan Compiled Laws, is amended by adding sections 62a and 74a to read as follows:

Sec. 62a. (1) A person shall not operate a vessel on the waters of this state unless each person in an open deck area on board the vessel who is less than 6 years of age is wearing a type I or type II personal flotation device as described in R 281.1234 of the Michigan Administrative Code.

(2) A parent or guardian of a child less than 6 years of age who accompanies that child on board a vessel shall ensure that the child is wearing a personal flotation device that complies with this section.

(3) A person who violates this section is subject to a civil fine of not more than \$100.00.

Sec. 74a. (1) Subject to the exceptions described in subsection (2), a person shall not operate a motorboat at more than slow—no wake speed if any of the following circumstances exist:

(a) A person is located on or in the bow of the motorboat, and that motorboat is not manufactured to provide bow seating.

(b) A person or a portion of a person's body extends beyond the exterior port or starboard walls of the hull of the motorboat.

(2) This section does not apply to either of the following:

(a) A person engaged in the operation of a sailboat that is not being powered by a motor.

(b) A person on board a vessel who is attempting to anchor, moor, dock, or otherwise secure the vessel.

Section 2. This amendatory act shall take effect April 1, 1994.

Section 3. This amendatory act shall not take effect unless all of the following bills of the 87th Legislature are enacted into law:

- (a) Senate Bill No. 683.
- (b) Senate Bill No. 685.
- (c) Senate Bill No. 686.

Secretary of the Senate.

Co-Clerk of the House of Representatives.

Approved -----

Governor.