



# SENATE BILL No. 684

June 8, 1993, Introduced by Senators HART, DI NELLO, O'BRIEN, PRIDNIA and DUNASKISS and referred to the Committee on State Affairs and Military/Veteran Affairs.

A bill to amend Act No. 303 of the Public Acts of 1967, entitled as amended  
"Marine safety act,"  
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:

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

5 SEC. 62A. (1) A PERSON SHALL NOT OPERATE A VESSEL ON THE  
6 WATERS OF THIS STATE UNLESS EACH PERSON IN AN OPEN DECK AREA ON  
7 BOARD THE VESSEL WHO IS LESS THAN 5 YEARS OF AGE IS WEARING A  
8 TYPE I, TYPE II, OR TYPE III PERSONAL FLOTATION DEVICE AS  
9 DESCRIBED IN R 281.1234 OF THE MICHIGAN ADMINISTRATIVE CODE.

1 (2) A PARENT OR GUARDIAN OF A CHILD LESS THAN 5 YEARS OF AGE  
2 WHO ACCOMPANIES THAT CHILD ON BOARD A VESSEL SHALL ENSURE THAT  
3 THE CHILD IS WEARING A PERSONAL FLOTATION DEVICE THAT COMPLIES  
4 WITH THIS SECTION.

5 (3) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDE-  
6 MEANOR, PUNISHABLE BY A FINE OF NOT MORE THAN \$100.00, PLUS THE  
7 COSTS OF PROSECUTION.

8 SEC. 74A. (1) SUBJECT TO THE EXCEPTIONS DESCRIBED IN  
9 SUBSECTION (2), A PERSON SHALL NOT OPERATE A MOTORBOAT AT MORE  
10 THAN SLOW -- NO WAKE SPEED IF ANY OF THE FOLLOWING CIRCUMSTANCES  
11 EXIST:

12 (A) A PERSON IS LOCATED ON OR IN THE BOW OF THE MOTORBOAT,  
13 AND THAT MOTORBOAT IS NOT MANUFACTURED TO PROVIDE BOW SEATING.

14 (B) A PERSON OR A PORTION OF A PERSON'S BODY EXTENDS BEYOND  
15 THE EXTERIOR PORT OR STARBOARD WALLS OF THE HULL OF THE  
16 MOTORBOAT.

17 (2) THIS SECTION DOES NOT APPLY TO EITHER OF THE FOLLOWING:

18 (A) A PERSON ENGAGED IN THE RIGGING OR STORING OF SAILS ON  
19 BOARD A SAILBOAT.

20 (B) A PERSON ON BOARD A VESSEL WHO IS ATTEMPTING TO ANCHOR,  
21 MOOR, DOCK, OR OTHERWISE SECURE THE VESSEL.

22 Section 2. This amendatory act shall take effect April 1,  
23 1994.

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

1 (a) Senate Bill No. 683.

2  
3 (b) Senate Bill No. 685.

4  
5 (c) Senate Bill No. 686.

6  
7 (d) Senate Bill No. 687.