



# SENATE BILL No. 1093

April 14, 1994, Introduced by Senators PRIDNIA, DI NELLO  
MC MANUS, KOIVISTO and GOUGEON and referred to the  
Committee on Transportation and Tourism

A bill to amend section 62a of Act No 303 of the Public  
Acts of 1967, entitled as amended  
"Marine safety act,"  
as added by Act No 269 of the Public Acts of 1993, being section  
281 1062a of the Michigan Compiled Laws

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Section 62a of Act No 303 of the Public Acts of  
2 1967, as added by Act No 269 of the Public Acts of 1993, being  
3 section 281 1062a of the Michigan Compiled Laws, is amended to  
4 read as follows

5 Sec 62a (1) ~~—A—~~ EXCEPT AS PROVIDED IN SUBSECTION (3), A  
6 person shall not operate a vessel on the waters of this state  
7 unless each person in an open deck area on board the vessel who  
8 is less than 6 years of age is wearing a type I or type II

1 personal flotation device as described in R 281 1234 of the  
2 Michigan Administrative Code

3 (2) A parent or guardian of a child less than 6 years of age  
4 who accompanies that child on board a vessel THAT IS NOT A  
5 CHARTER BOAT DESCRIBED IN SUBSECTION (3) shall ensure that the  
6 child is wearing a personal flotation device that complies with  
7 this section

8 (3) THIS SECTION DOES NOT APPLY TO A CHARTER BOAT BEARING  
9 EITHER OF THE FOLLOWING

10 (A) A VALID CERTIFICATE OF INSPECTION ISSUED BY THE UNITED  
11 STATES COAST GUARD THAT VERIFIES THE CHARTER BOAT'S COMPLIANCE  
12 WITH SUBCHAPTER H OR SUBCHAPTER T OF THE CODE OF FEDERAL REGULA-  
13 TIONS, 46 C F R 70 01-1 TO 80 40 AND 175 01-1 TO 185 30-30

14 (B) A VALID CERTIFICATE OF INSPECTION ISSUED BY THE DEPART-  
15 MENT THAT VERIFIES THE SAFETY OF THE CHARTER BOAT'S DESIGN AND  
16 CONSTRUCTION FOR PASSENGERS LESS THAN 6 YEARS OF AGE WHO ARE NOT  
17 WEARING PERSONAL FLOTATION DEVICES

18 (4) AS USED IN THIS SECTION, "CHARTER BOAT" MEANS THAT TERM  
19 AS DEFINED IN SECTION 2 OF THE LIVERY BOAT SAFETY ACT, ACT  
20 NO 244 OF THE PUBLIC ACTS OF 1986, BEING SECTION 281 572 OF THE  
21 MICHIGAN COMPILED LAWS, AND INCLUDES ANY VESSEL CARRYING PASSEN-  
22 GERS FOR A FEE

23 (5) ~~-(3)-~~ A person who violates this section is subject to a  
24 civil fine of not more than \$100 00