

HOUSE BILL No. 4145

February 7, 2001, Introduced by Reps. Newell, Howell, Garcia and Allen and referred to the Committee on Conservation and Outdoor Recreation.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 80163 (MCL 324.80163), as added by 1995 PA
58.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 80163. (1) A PERSON SHALL NOT SET, PLACE, ERECT, OR
2 CAUSE TO BE SET, PLACED, OR ERECTED, OR USE AN ANCHORED RAFT AT
3 ANY TIME UPON THE WATERS OF WHICH THE STATE HAS JURISDICTION,
4 UNLESS THE NAME AND ADDRESS OF THE OWNER IS AFFIXED TO EACH SIDE
5 OF THE OUTSIDE OF THE ANCHORED RAFT IN LEGIBLE LETTERS NOT LESS
6 THAN 2 INCHES IN HEIGHT. THE LETTERS SHALL BE READILY VISIBLE
7 AND CONSIST OF MATERIALS THAT ARE NOT SOLUBLE IN WATER.
8 (2) PLACING THE OWNER'S NAME AND ADDRESS ON A PIECE OF WOOD,
9 PLASTIC, OR OTHER MATERIAL AND AFFIXING THAT PIECE OF MATERIAL TO

1 THE ANCHORED RAFT DOES NOT CONSTITUTE COMPLIANCE WITH SUBSECTION
2 (1).

3 (3) A PERSON WHO VIOLATES SUBSECTION (1) IS GUILTY OF A MIS-
4 DEMEANOR, PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 30 DAYS,
5 OR A FINE OF NOT LESS THAN \$100.00 OR MORE THAN \$500.00, OR BOTH,
6 AND COSTS OF PROSECUTION.

7 (4) UPON CONVICTION FOR THE VIOLATION OF SUBSECTION (1), THE
8 COURT SHALL ORDER THE DEFENDANT TO REIMBURSE THE GOVERNMENTAL
9 ENTITY THAT REMOVES OR PROVIDES FOR THE REMOVAL OF THE ANCHORED
10 RAFT FROM THE WATER AN AMOUNT EQUAL TO 3 TIMES THE COST OF
11 REMOVAL.

12 (5) Whenever, in the opinion of the department, an anchored
13 raft presents a hazard to navigation, the department may order
14 its relocation or removal.