

SENATE BILL No. 484

May 9, 2007, Introduced by Senators KUIPERS and ALLEN and referred to the Committee on Natural Resources and Environmental Affairs.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 80215 (MCL 324.80215), as added by 2000 PA 229.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 80215. (1) Except as provided in ~~subsections~~ **SUBSECTION**
 2 (2), and ~~(3)~~, a person under the age of **AN INDIVIDUAL LESS THAN 14**
 3 **YEARS OF AGE** shall not use a personal watercraft on the waters of
 4 this state.

5 ~~—— (2) A person who is 12 or more and less than 14 years of age~~
 6 ~~before January 1, 1999 may use a personal watercraft on the waters~~
 7 ~~of this state if before January 1, 1999 he or she obtained a~~
 8 ~~boating safety certificate.~~

9 (2) ~~(3)~~ A person **AN INDIVIDUAL** who is 12 **YEARS OF AGE** or more

1 **OLDER** and less than 14 years of age may use a personal watercraft
2 on the waters of this state if all of the following circumstances
3 exist:

4 (a) The ~~person~~-**INDIVIDUAL** is accompanied solely by the
5 person's parent or legal guardian.

6 (b) Both the ~~person~~-**INDIVIDUAL** and the parent or legal
7 guardian have obtained a boating safety certificate.

8 (c) The personal watercraft is equipped by the manufacturer
9 with a lanyard-type engine cutoff switch, and the parent or legal
10 guardian has the lanyard attached to his or her person, clothing,
11 or personal flotation device.

12 (d) The personal watercraft is designed to carry not less than
13 2 ~~persons~~-**INDIVIDUALS**.

14 (3) ~~(4) A person who was born after December 31, 1978 EXCEPT~~
15 **AS OTHERWISE PROVIDED IN THIS SECTION, AN INDIVIDUAL WHO IS LESS**
16 **THAN 18 YEARS OF AGE** shall not operate a personal watercraft upon
17 the waters of this state unless he or she first obtains a boating
18 safety certificate.

19 ~~— (5) Not later than March 23, 2004, the graduated age~~
20 ~~provisions of this section shall be reviewed by the appropriate~~
21 ~~committee of both houses of the legislature to ascertain the~~
22 ~~effect, if any, these provisions have had upon the safe operation~~
23 ~~of personal watercraft upon the waters of this state.~~

24 (4) ~~(6)~~The owner of a personal watercraft or a ~~person~~-**AN**
25 **INDIVIDUAL** having charge over or control of a personal watercraft
26 shall not authorize or knowingly permit the personal watercraft to
27 be operated in violation of this section.

1 (5) ~~(7)~~—This section does not apply to a performer engaged in
2 a professional exhibition or a person preparing to participate or
3 participating in a regatta, race, marine parade, tournament, or
4 exhibition held in compliance with section 80164 under a permit
5 issued by the department and at the time and place specified in the
6 permit.