

FILED FEB 18 '04

SENATE FILE 2143  
BY COMMITTEE ON  
NATURAL RESOURCES  
AND ENVIRONMENT

(SUCCESSOR TO SF 2040)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act requiring certain children to wear personal flotation  
2 devices while aboard certain vessels and making a penalty  
3 applicable.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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~~\_\_\_\_\_ SENATE FILE 2143 \_\_\_\_\_~~

**S-5041**

1 Amend Senate File 2143 as follows:  
2 1. Page 1, by striking lines 10 through 12 and  
3 inserting the following: "of age is below deck or in  
4 an enclosed cabin of the vessel."

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By DICK L. DEARDEN

1 **S-5041** FILED MARCH 8, 2004

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SF 2143  
NAT. RES. & ENVIRONMENT

1 Section 1. Section 462A.12, Code Supplement 2003, is  
2 amended by adding the following new subsection:

3 NEW SUBSECTION. 14. A person shall not operate a vessel  
4 on the waters of this state under the jurisdiction of the  
5 commission unless every person on board the vessel who is  
6 under thirteen years of age is wearing a type I, II, III, or V  
7 personal flotation device that is approved by the United  
8 States coast guard while the vessel is under way. This  
9 subsection does not apply when the person under thirteen years  
10 of age is in a part of the vessel that is fully enclosed,  
11 where such enclosure will prevent such person from falling out  
12 of or being thrown from the vessel.

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EXPLANATION

14 This bill adds a new provision to Code section 462A.12  
15 concerning prohibited operations of certain vessels. The bill  
16 provides that a person shall not operate a vessel on the  
17 waters of this state under the jurisdiction of the natural  
18 resource commission unless every person on board who is under  
19 13 years of age is wearing a type I, II, III, or V personal  
20 flotation device that is approved by the United States coast  
21 guard while the vessel is under way. The new provision does  
22 not apply when the person under 13 years of age is in a part  
23 of the vessel that is fully enclosed, where the enclosure will  
24 prevent that person from falling out of or being thrown from  
25 the vessel.

26 For a violation of this provision, there is a scheduled  
27 fine of \$25, pursuant to Code section 805.8B, subsection 1,  
28 paragraph "c".

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