

# Senate Study Bill 3058

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED DEPARTMENT OF  
NATURAL RESOURCES BILL)

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

## A BILL FOR

1 An Act requiring certain minor children to wear personal  
2 flotation devices while on board certain vessels operated on  
3 state waters.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 5454DP 81  
6 av/je/5

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1 1 Section 1. Section 462A.12, Code Supplement 2005, is  
1 2 amended by adding the following new subsection:  
1 3 NEW SUBSECTION. 14. A person shall not operate a vessel  
1 4 on the waters of this state under the jurisdiction of the  
1 5 commission unless every person on board the vessel who is  
1 6 under thirteen years of age is wearing a type I, II, III, or V  
1 7 personal flotation device, including "float coats" that meet  
1 8 this definition, that is approved by the United States coast  
1 9 guard, while the vessel is under way. This subsection does  
1 10 not apply when the person under thirteen years of age is in an  
1 11 enclosed cabin or below deck, or is a passenger on a vessel  
1 12 for hire or a commercial vessel with a passenger capacity of  
1 13 twenty-five persons or more.

### EXPLANATION

1 14  
1 15 This bill adds a new provision to Code section 462A.12  
1 16 concerning prohibited operations of certain vessels. The bill  
1 17 provides that a person shall not operate a vessel on the  
1 18 waters of this state under the jurisdiction of the natural  
1 19 resource commission unless every person on board who is under  
1 20 13 years of age is wearing a type I, II, III, or V personal  
1 21 flotation device, including "float coats" that meet this  
1 22 definition, that is approved by the United States coast guard,  
1 23 while the vessel is under way. The new provision does not  
1 24 apply when the person under 13 years of age is in an enclosed  
1 25 cabin or below deck, or is a passenger on a vessel for hire or  
1 26 a commercial vessel with a passenger capacity of 25 persons or  
1 27 more.

1 28 For a violation of this provision, there is a scheduled  
1 29 fine of \$25, pursuant to Code section 805.8B, subsection 1,  
1 30 paragraph "c".

1 31 LSB 5454DP 81

1 32 av:nh/je/5.1