

House File 2356 - Introduced

HOUSE FILE _____
BY PETERSEN

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to an adult boater safety education program and
2 providing a penalty and an effective date.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 5950YH 82
5 av/nh/8

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1 1 Section 1. Section 462A.12, Code Supplement 2007, is
1 2 amended by adding the following new subsection:
1 3 NEW SUBSECTION. 6A. A person born after January 1, 1991,
1 4 shall not operate a vessel propelled by a motor of more than
1 5 ten horsepower unless the person has successfully completed a
1 6 department=approved watercraft safety course and obtained a
1 7 watercraft safety certificate. A person required to have a
1 8 watercraft safety certificate shall carry and shall exhibit or
1 9 make available the certificate upon request of an officer of
1 10 the department. A violation of this subsection is a simple
1 11 misdemeanor as provided in section 462A.13. However, a person
1 12 charged with violating this subsection shall not be convicted
1 13 if the person produces in court, within a reasonable time, a
1 14 department=approved certificate. The cost of a department
1 15 certificate, or any duplicate, shall not exceed five dollars.
1 16 Sec. 2. EFFECTIVE DATE. This bill takes effect January 1,
1 17 2009.

EXPLANATION

1 18
1 19 This bill prohibits a person who is 18 years of age or
1 20 older at the time that the bill becomes effective and
1 21 thereafter, from operating a vessel propelled by a motor of
1 22 more than 10 horsepower unless the person has successfully
1 23 completed a watercraft safety course approved by the
1 24 department of natural resources and obtained a watercraft
1 25 safety certificate. The bill also requires such a person to
1 26 carry and exhibit or make available the certificate upon
1 27 request of an officer of the department.

1 28 A violation of the provision is a simple misdemeanor. A
1 29 simple misdemeanor is punishable by confinement for no more
1 30 than 30 days or a fine of at least \$65 but not more than \$625
1 31 or by both. However, a person charged with a violation of the
1 32 provision shall not be convicted if the person produces the
1 33 certificate in court within a reasonable time. The cost of
1 34 the certificate, or any duplicate, cannot exceed \$5.

1 35 The bill takes effect January 1, 2009.

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