~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

February 2, 2011

**S. 46**

Introduced by Senator McConnell

S. Printed 2/2/11--S.

Read the first time January 11, 2011.

**THE COMMITTEE ON FISH, GAME AND FORESTRY**

To whom was referred a Bill (S. 46) to amend Section 50‑21‑870 of the Code of Laws of South Carolina, 1976, relating to the wearing of personal flotation devices on personal watercraft, so as, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass with amendment:

Amend the bill, as and if amended, page 1, by striking lines 32 - 36 and inserting:

/ III, or Type V~~;~~. This subsection does not apply to a licensed driver or a person who is sixteen years of age or older who is in possession of a non‑operating personal watercraft that is in three feet of water or less, and is anchored or moored to a fixed or stationary floating object, that is not another personal watercraft or vessel;” /

Renumber sections to conform.

Amend title to conform.

RONNIE W. CROMER for Committee.

**A** **BILL**

TO AMEND SECTION 50‑21‑870 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE WEARING OF PERSONAL FLOTATION DEVICES ON PERSONAL WATERCRAFT, SO AS TO PROVIDE THAT A PERSON IS NOT REQUIRED TO WEAR A PERSONAL FLOTATION DEVICE IF THE PERSON IS IN POSSESSION OF A PERSONAL WATERCRAFT THAT IS LOCATED IN THREE FEET OF WATER OR LESS, AND IS ANCHORED, AND THE ENGINE IS NOT OPERATING.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 50‑21‑870(B)(1)(a) of the 1976 Code is amended to read:

“(1)(a) operate, be in possession of, or give permission to operate a personal watercraft or specialty propcraft while upon the waters of this State unless each person aboard the personal watercraft or specialty propcraft is wearing a United States Coast Guard approved personal flotation device, Type I, Type II, Type III, or Type V~~;~~. This subsection does not apply if a person over the age of twelve is in possession of a non-operating personal watercraft that is in three feet of water or less, or anchored, or moored to a fixed or stationary floating object, excluding another personal watercraft;”

SECTION 2. This act takes effect upon approval by the Governor.

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