

SB2839



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB2839

Introduced 1/24/2012, by Sen. John G. Mulroe

SYNOPSIS AS INTRODUCED:

625 ILCS 45/4-1

from Ch. 95 1/2, par. 314-1

Amends the Boat Registration and Safety Act. Provides that certain provisions concerning flotation devices shall not apply to sailboards (instead of sailboats).

LRB097 17697 HEP 62911 b

A BILL FOR

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Boat Registration and Safety Act is amended
5 by changing Section 4-1 as follows:

6 (625 ILCS 45/4-1) (from Ch. 95 1/2, par. 314-1)

7 Sec. 4-1. Personal flotation devices.

8 A. No person may operate a watercraft unless at least one
9 U.S. Coast Guard approved PFD of the following types or their
10 equivalent is on board for each person: Type I, Type II or Type
11 III.

12 B. No person may operate a personal watercraft or specialty
13 prop-craft unless each person aboard is wearing a Type I, Type
14 II, Type III or Type V PFD approved by the United States Coast
15 Guard.

16 C. No person may operate a watercraft 16 feet or more in
17 length, except a canoe or kayak, unless at least one Type IV
18 U.S. Coast Guard approved PFD or its equivalent is on board in
19 addition to the PFD's required in paragraph A of this Section.

20 D. A U.S. Coast Guard approved Type V personal flotation
21 device may be carried in lieu of the Type I, II, III or IV
22 personal flotation device required in this Section, if the Type
23 V personal flotation device is approved for the activity in

1 which it is being used.

2 E. When assisting a person on waterskis, aquaplane or
3 similar device, there must be one U.S. Coast Guard approved PFD
4 on board the watercraft for each person being assisted or towed
5 or worn by the person being assisted or towed.

6 F. No person may operate a watercraft unless each device
7 required by this Section is:

8 1. Readily accessible;

9 2. In serviceable condition;

10 3. Of the appropriate size for the person for whom it
11 is intended; and

12 4. Legibly marked with the U.S. Coast Guard approval
13 number.

14 G. Approved personal flotation devices are defined as
15 follows:

16 Type I - A Type I personal flotation device is an
17 approved device designed to turn an unconscious person in
18 the water from a face downward position to a vertical or
19 slightly backward position and to have more than 20 pounds
20 of buoyancy.

21 Type II - A Type II personal flotation device is an
22 approved device designed to turn an unconscious person in
23 the water from a face downward position to a vertical or
24 slightly backward position and to have at least 15 1/2
25 pounds of buoyancy.

26 Type III - A Type III personal flotation device is an

1 approved device designed to keep a conscious person in a
2 vertical or slightly backward position and to have at least
3 15 1/2 pounds of buoyancy.

4 Type IV - A Type IV personal flotation device is an
5 approved device designed to be thrown to a person in the
6 water and not worn. It is designed to have at least 16 1/2
7 pounds of buoyancy.

8 Type V - A Type V personal flotation device is an
9 approved device for restricted use and is acceptable only
10 when used in the activity for which it is approved.

11 H. The provisions of subsections A through G of this
12 Section shall not apply to sailboards ~~sailboats~~.

13 I. No person may operate a watercraft under 26 feet in
14 length unless a Type I, Type II, Type III, or Type V personal
15 flotation device is being properly worn by each person under
16 the age of 13 on board the watercraft at all times in which the
17 watercraft is underway; however, this requirement shall not
18 apply to persons who are below decks or in totally enclosed
19 cabin spaces. The provisions of this subsection I shall not
20 apply to a person operating a watercraft on private property.

21 (Source: P.A. 90-411, eff. 1-1-98.)