

City of Alpena
Harbor Advisory Committee
Regular Monthly Meeting
4:30 p.m., Thursday, June 1, 2023

This meeting will be in person at City Hall in the Council Chambers

The packet for this meeting can be found on our website at:

https://www.alpena.mi.us/government/city_boards_2/HAC_meeting_agendas_and_minutes.php

The public is welcome to alternately join the meeting from your computer, tablet or smartphone.

<https://meet.goto.com/535631925>

You can also dial in using your phone.

Access Code:

535-631-925

United States:

[+1 \(224\) 501-3412](tel:+12245013412)

Agenda

CALL TO ORDER

ROLL CALL

APPROVAL OF AGENDA/ MODIFICATIONS

APPROVAL OF PRIOR MEETING MINUTES – May 11, 2023

BUSINESS:

1. Election of Officers –*Committee*
2. Commercial Business SOP – *Shannon*
3. Annual Critical Issues List – *Committee / Shannon*

HARBORMASTER'S REPORT

- Out of Town – Week of June 18th

PUBLIC COMMENT

MEMBER COMMENTS

STAFF COMMENTS

NEXT MEETING: Date: July 6, 2023 – 4:30 p.m.
 Topics for Discussion:

ADJOURNMENT

City of Alpena Harbor Advisory Committee

Meeting Minutes 4:30 p.m., Thursday, May 11, 2023

The meeting was called to order at 4:30 p.m.

Committee members present: Brian Peterson, Steve Wilson, Jason Luther, Rick Konecke, Tanner Kostelic, Wayne Lewis, Don LaBarre

Committee members absent: Al Moe

Staff present: Shannon Smolinski, Anne Gentry (virtual), Cassie Stone

Staff absent: Steve Shultz, Rachel Smolinski

APPROVAL OF AGENDA – *Motion made by Peterson, Second by Lewis* to approve the agenda with the amendment made to move the report of youth sailing to number one under the business section. Motion carried.

APPROVAL OF MINUTES – March 2, 2023 – *Motion by Peterson, Second by Luther* to approve the minutes as presented, Motion carried.

BUSINESS:

1. Report of Youth Sailing – River Servia stated he was at the meeting today for his yearly report to the members regarding the dockage that the City donates to the sailing school every year and explaining what the docks are used for. There are 25-30 students that attend the program every Tuesday and Thursday night and they are taught how to race for the duration of the summer. River stated he is very appreciative of the City's generosity on offering complimentary slips. The program is going really well and currently have a wait list to join the program. Three boats are able to be in one slip and they currently occupy six total slips.
2. Marina Rules and Regulations – Shannon stated that she feels once a year the marina rules and regulations should be read through to make certain they are current and reasonable and if there is anything that needs to be changed or added. Shannon updated a few things such as the

addition of the air b-n-b and that dogs must be under control rather than stated must be on a leash. Shannon stated that quiet hours were also added in which are actually the City noise ordinance hours. There is also language added in that states there will be no fishing on the docks. Shannon is going to verify if quiet time starts at 9:00 p.m. or 10:00 p.m. No fishing signs will be posted eventually. ***Motion made by Luther, Second by Kostelic*** to approve the marina rules and regulations once Shannon confirms the 9:00 p.m. quiet time to match the City's noise ordinance. Motion carried.

2. Commercial Business SOP – Shannon stated that the current SOP for commercial businesses operating within the Marina will need to be rewritten. The United States Coast Guard does not regulate a vessel tied to a dock operating as an air b-n-b. The new policy will have to be created. Language could be added that the boat needs to be inspected like a charter boat in order to be an air b-n-b and list them all out on the policy. It was decided to put together a subcommittee including Tanner and Brian. They will put together an inspection list as well as verbiage like the boat must run and be washed/cleaned so many times while at the marina. Hoping to have an updated SOP available for the next meeting.
3. Annual Critical Issues List – Shannon is looking for a critical issues list for things that are being overlooked and not getting done that fall in the under \$1000.00 category. This is an annual review of the marina and its services. Shannon is asking for members to get back with her the items that they feel need to get addressed for the next meeting.

HARBORMASTER'S REPORT: Shannon stated that we had to rebid the marina fuel. Shannon is buying small amounts of fuel for the time being until a vendor can be awarded. After some issues with being able to pump fuel, the fuel system is now up and running at the dock. Additionally, all of the rec fuel hoses need to be replaced and are currently on order and hopefully will be here next week. Two bids were received for the marina fuel this time and Shannon will be taking her recommendation to the next council meeting to get awarded. A new marina tech named Kyle was hired and is working out very well. He is a journeyman plumber, very handy and dedicated to his job. One of the dockhands, Sam Cook, was brought in early and has been helping out since Kyle is at CDL training for two weeks. Shannon added that the marina received the grant

from Waterways for the bathrooms and the fuel system. As soon as the paperwork is completed, Shannon plans on sending out a request for sealed bids to replace the lines in the fuel system. Bathrooms won't be able to start right away. The project will need to be split across two fiscal years for the budget. Shannon added that the docks are behind schedule and are looking at being delivered now in June. The goose deterrer will be going on quiet mode from 9 – 9 soon once more boaters arrive. Shannon added the marina is receiving an AED (automated external defibrillator) which will be placed in the fish cleaning station and will be important to have during an emergency. The Steel Headers is planning on setting up a donation box to raise funds for the fish cleaning station.

PUBLIC COMMENT: None

MEMBERS COMMENT: None

STAFF COMMENT: None

NEXT MEETING: Next meeting will be June 1, 2023, at 4:30 p.m.

ADJOURNMENT: ***Motion by Lewis, Second by Peterson.*** Motion carried.

CITY OF ALPENA

STANDARD OPERATING POLICY

SUBJECT: Alpena Marina
 Commercial Businesses Operating
 within the Marina

SOP No.: _____ M02

Date Issued: _____

Effective Date: _____

Revised Date: _____

Copies to: Mayor, Council Members, Harbor Advisory Committee, Department Heads,
 Supervisors, and All City Employees

STATEMENT OF POLICY:

Purpose: The City of Alpena allots a certain number of slips within the Alpena Marina for commercial businesses to operate within the marina. The purpose of this policy is to establish the City's policy on what a commercial business is, who is considered a commercial business, establish limits for the number of commercial slips and what, if any, compensation, and requirements existing for said businesses to operate within the marina.

I. POLICY DEFINITIONS FOR COMMERCIAL BUSINESSES

For the purposes of this Standard Operating Procedure, the following will be used to define terminology within this document:

Commercial business shall be defined as any person(s), group(s), or organization utilizing the marina grounds for financial gain. This definition shall exclude any groups, clubs, or organizations which utilize the grounds for tournaments or festivals as these events/organizations are governed by the policies and procedures set for in the Application/Reservation for City Park/City Property Use.

Charter Businesses shall be as defined by current United States Coast Guard (USCG) and State of Michigan regulations and definitions.

Boat Bed and Breakfast shall be as defined in the State of Michigan regulations. Currently, this operation is considered a Liver Boat and shall be defined as "Livery boat" means a vessel, other than a nonmotorized raft, that is rented or offered for rent by a boat livery or a boat owner or his or her agent if the boat livery or boat owner or his or her agent relinquishes or offers to relinquish complete physical control of the vessel to the renter while retaining legal title to the vessel. "Livery boat" means a vessel, other than a nonmotorized raft, that is rented or offered for rent by a boat livery or a boat owner or his or her agent if the boat livery or boat owner or his or her agent relinquishes or offers to relinquish complete physical control of the vessel to the renter while retaining legal title to the vessel.

II. POLICY FOR REQUIREMENTS FOR OPERATING A BUSINESS IN THE MARINA

A. Charter Businesses

Charter businesses operating within the Alpena Marina shall be in compliance with all federal, state and local regulations including all current United States Coast Guard (USCG) and State of Michigan regulations for operating a charter business for compensation. Annually, all charter businesses shall complete the current application for operating a commercial business within the marina. Charter businesses shall provide the following:

- Completed Application
- Charter Boat Permit
- Captain License
- Copies of current Boat Inspections
- Current Proof of Insurance showing City of Alpena as additional insured

Vessel captains shall be responsible for patrons of their business while they are within the marina and shall ensure they abide by all marina regulations and rules.

To ensure the safety of all users, charter businesses occupying a slip within the marina shall utilize restroom pass cards for the boaters' restrooms for their patrons. At no time shall they share passcodes with their patrons.

Charter businesses shall be allowed to place one 18" x 24" placard at their slip. Placement shall be in such a manner as to not block access to the dock and shall be approved by the Harbormaster prior to installation. Wording and graphics shall be appropriate for all marina users and visitors.

B. Boat Bed and Breakfast

Boat Bed and Breakfast operating within the Alpena Marina shall be in compliance with all federal, state and local regulations including all current State of Michigan regulations for operation of a livery boat. Annually, all Boat Bed and Breakfast shall complete the current application for operating a commercial business within the marina. Boat Bed and Breakfast shall provide the following:

- Completed Application
- Copy of a current Livery Operation Permit
- Copy of current Boat Bed and Breakfast rental agreement showing the current marina rules and regulations as part of the agreement
- Current Proof of Insurance showing City of Alpena as additional insured

Vessel owners shall be responsible for patrons of their business while they are within the marina. Boat Bed and Breakfast owners shall have marina regulations and rules as part of the rental agreement.

At no time shall the vessel leave the dock with patrons onboard unless it is operated by a licensed captain who has also been approved as a charter business. All vessels shall have a method of preventing patrons from operating the vessel while it is in their possession.

To ensure the safety of all users, Boat Bed and Breakfast occupying a slip within the marina shall utilize restroom pass cards for the boaters' restrooms for their patrons. At no time shall they share passcodes with their patrons.

Boat Bed and Breakfast shall be allowed to place one 18" x 24" placard at their slip. Placement shall be in such a manner as to not block access to the dock and shall be approved by the Harbormaster prior to installation. Wording and graphics shall be appropriate for all marina users and visitors.

Boat Bed and Breakfast slips shall be limited to two slips in the marina at any time. Boat Bed and Breakfast who operated in the marina the prior season shall have until March 31 to verify continuation of their business. Failure to do so shall result in the forfeiture of the allotted slot.

C. Sailing Schools

Sailing instructional organizations operating within the Alpena Marina shall be in compliance with all federal, state and local regulations including all current United States Coast Guard (USCG) regulations for operating a such a business. Annually, any organization shall complete the current application for operating a commercial business within the marina. Sailing instructional organizations shall provide the following:

- Completed Application
- Copy of Sailing Instructors Certificate for any instructors operating in the marina
- Current Proof of Insurance showing City of Alpena as additional insured

Sailing organizations shall be allowed to place one 18" x 24" placard at their slip. Placement shall be in such a manner as to not block access to the dock and shall be approved by the Harbormaster prior to installation. Wording and graphics shall be appropriate for all marina users and visitors.

D. Other Commercial Businesses

Any organization operating for a financial compensation within the Alpena Marina shall be in compliance with all federal, state and local regulations including all current United States Coast Guard (USCG) regulations for operating such a business. Annually, any organization shall complete the current application for operating a commercial business within the marina. Organizations shall provide the following:

- Completed Application
- Current Proof of Insurance showing City of Alpena as additional insured
- Explanation of what business is being operated
- Copies of any permits or license required to legally operate said business.

Upon review of the application, additional information, or proofs of compliance with regulatory agencies may be required to ensure that the business is in compliance with all regulatory requirements.

Organizations shall be allowed to place one 18" x 24" placard at their slip. Placement shall be in such a manner as to not block access to the dock and shall be approved by the

Harbormaster prior to installation. Wording and graphics shall be appropriate for all marina users and visitors.

III. OTHER BUSINESSES UTILIZING MARINA FACILITIES

A. Commercial Businesses utilizing marina facilities.

For commercial businesses who do not purchase a seasonal slip within the marina but use marina resources (i.e. boat launches, fish cleaning station) as part of their commercial business operations, shall register as a commercial business as stated above. Upon completion and approval of the application process and payment of an annual \$100 fee, the commercial business may have access to swipe card for their patrons to the boaters' restrooms and boaters' lounge.

IVV. INSURANCE REQUIREMENTS

A. Insurance Requirements for All Commercial Businesses utilizing marina facilities.

Any Commercial Business operating within the marina shall maintain general liability insurance of not less than \$1 million, list the City of Alpena as additional insured on the insurance policy, and provide a copy of the current certificate to the City.

V. BUSINESSES NOT IN COMPLIANCE WITH POLICIES

A. Failure of vessel owner to comply with policies.

Any slip holder who fails to comply with the above policy shall immediately cease operations until all stipulations have been met and application has been approved. Failure to do so shall result in the forfeiture of slip and/or launch permits and shall be removed from marina.

B. Failure of Patrons to comply with marina rules and regulations.

If a patron of a business within the marina grounds fails to comply with marina rules and regulations, it shall be the responsibility of the vessel owner to address the concern with the patron. If need be, marina staff should be notified of any serious situations which affect the health and safety of the marina, marina grounds, marina equipment or environment.

City Manager

**REGISTRATION & APPLICATION FOR INSPECTION FOR
VESSELS TO CARRY PASSENGERS FOR HIRE**

Required under authority of Part 445 of Act 451, P.A. of 1994, as amended. Any person violating the provisions of this Act is guilty of a misdemeanor and may be subject to a fine and/or imprisonment.










DNR Cashier's Use Only

Name of Vessel Owner		Date of Birth	
Address		City	State ZIP
Telephone	Alt. Telephone	Email	
Name of Vessel Operator (if different than owner)		Email	Telephone
Application is being made for <input type="checkbox"/> New <input type="checkbox"/> Renewal (date current certificate expires _____)		Has any certificate of inspection ever been refused, revoked or withdrawn for this vessel? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Name of Vessel	Make of Vessel	Year Built	Length Beam
State Registration or Documentation No.	Type of Construction & Hull Materials	Date of Last Drydock Inspection	
Vessel Home Port		Area of Operation	
Route or water in which vessel navigates <input type="checkbox"/> Inland-Michigan <input type="checkbox"/> Great Lakes and Connecting Waters - US Navigable		Primary commercial use of vessel <input type="checkbox"/> Fishing <input type="checkbox"/> Passenger <input type="checkbox"/> Other _____	
Does this replace a previously certified boat owned by you? <input type="checkbox"/> No <input type="checkbox"/> Yes (list boat and registration or documentation no.) _____			
Was this boat a previously inspected charter boat by another owner? <input type="checkbox"/> No <input type="checkbox"/> Yes (list name of previous owner) _____			
SELECT <u>VESSEL CLASS</u> BELOW	CIRCLE INSPECTION TYPE & FEE		
	NEW Boat has never been inspected as a licensed charter boat	COMBINATION RENEWAL Drydock & Dockside	RENEWAL Dockside Only
<input type="checkbox"/> A – A vessel, except a sailboat, that carries for hire on <i>navigable</i> waters not more than 6 passengers	\$250.00	\$150.00	\$100.00
<input type="checkbox"/> B – A vessel, except a sailboat, that carries for hire on (State) <i>inland</i> waters not more than 6 passengers	\$120.00	\$60.00	\$60.00
<input type="checkbox"/> C – A vessel, except a sailboat, that carries for hire on <i>inland</i> waters more than 6 passengers	\$350.00	\$200.00	\$150.00
<input type="checkbox"/> D – A vessel <i>propelled</i> primarily by a <i>sail or sails</i> that carries for hire on navigable waters not more than 6 passengers or carries passengers for hire on inland waters	\$250.00	\$150.00	\$100.00
<input type="checkbox"/> RECIPROCAL AGREEMENTS – Vessels inspected by another state or country may be operated as a charter boat in this state, if that state or country has charter boat inspection standards that meet or exceed Michigan Standards. To obtain an <u>annual</u> operation permit from this Department, owners/operators of these vessels must submit the application, a copy of the Inspection Certificate issued by the other state/country and a fee of \$100.00 .			
Make check or money order payable to STATE OF MICHIGAN . Submit application and remittance to appropriate DNR Law Enforcement District Office (see page 2 for locations).			

I certify that the above statements are true to the best of my knowledge and belief. The vessel is ready for inspection in all respects and a representative of the owner or charter will be present at the time of inspection.

Vessel Owner Signature		Date	
Vessel Operator Signature		Date	
DNR USE ONLY			
Inspector Name	District	Log Number	

DNR LAW ENFORCEMENT DISTRICT OFFICES & COUNTIES UNDER DISTRICT JURISDICTION

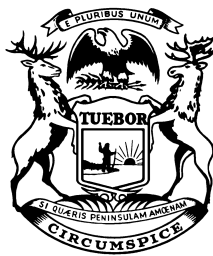
IF YOU LIVE IN:		SEND YOUR APPLICATION TO:	TELEPHONE #
Baraga Dickinson Gogebic Houghton Iron	Keweenaw Marquette Menominee Ontonagon	 District 1 Law Enforcement Division Marquette Customer Service Center Michigan Department of Natural Resources 1990 US-41 South Marquette, MI 49855	906-228-6561
Alger Chippewa Delta	Luce Mackinac Schoolcraft	 District 2 Law Enforcement Division Newberry Customer Service Center Michigan Department of Natural Resources 5100 State Hwy M-123 Newberry, MI 49868	906-293-5131
Alpena Antrim Charlevoix Cheboygan	Emmet Montmorency Otsego Presque Isle	 District 3 Law Enforcement Division Gaylord Customer Service Center Michigan Department of Natural Resources 1732 West M-32 Gaylord, MI 49735	989-732-3541
Benzie Grand Traverse Lake Leelanau Manistee Mason	Mecosta Newaygo Oceana Osceola Wexford	 District 4 Law Enforcement Division Cadillac Customer Service Center Michigan Department of Natural Resources 8015 Mackinaw Trail Cadillac, MI 49601	231-775-9727
Alcona Arenac Clare Crawford Gladwin Iosco	Kalkaska Missaukee Ogemaw Oscoda Roscommon	 District 5 Law Enforcement Division Roscommon Customer Service Center Michigan Department of Natural Resources 8717 North Roscommon Road Roscommon, MI 48653	989-275-5151
Bay Gratiot Huron Isabella Midland	Montcalm Saginaw Sanilac Tuscola	 District 6 Law Enforcement Division Bay City Customer Service Center Michigan Department of Natural Resources 3580 State Park Drive Bay City, MI 48706	989-684-9141
Allegan Barry Berrien Cass Ionia Kalamazoo	Kent Muskegon Ottawa St. Joseph Van Buren	 District 7 Law Enforcement Division Plainwell Customer Service Center Michigan Department of Natural Resources 621 North 10 th Street Plainwell, MI 49080	269-685-6851
Branch Calhoun Clinton Eaton Hillsdale Ingham	Livingston Jackson Shiawassee	 District 8 Law Enforcement Division Lansing Customer Service Center Michigan Department of Natural Resources 4166 Legacy Parkway Lansing, MI 48911	517-284-4720
Genesee Lapeer Lenawee Macomb Monroe	Oakland St. Clair Washtenaw Wayne	 District 9 Law Enforcement Division Metro Detroit Customer Service Center Michigan Department of Natural Resources 1801 Atwater Street Detroit, MI 48207	313-396-6890



www.michigan.gov/dnr

STATE OF MICHIGAN

**CHARTER
BOAT
INFORMATION
MANUAL**



**MICHIGAN DEPARTMENT OF NATURAL RESOURCES
LAW ENFORCEMENT DIVISION**

MICHIGAN DEPARTMENT OF NATURAL RESOURCES (DNR) MISSION STATEMENT

"The Michigan Department of Natural Resources is committed to the conservation, protection, management, use and enjoyment of the State's natural resources and cultural resources for current and future generations."

NATURAL RESOURCES COMMISSION (NRC) STATEMENT

The Natural Resources Commission, as the governing body for the Michigan Department of Natural Resources, provides a strategic framework for the DNR to effectively manage your resources. The NRC holds monthly, public meetings throughout Michigan, working closely with its constituencies in establishing and improving natural resources management policy.

MICHIGAN DEPARTMENT OF NATURAL RESOURCES NON DISCRIMINATION STATEMENT

The Michigan Department of Natural Resources (MDNR) provides equal opportunities for employment and access to Michigan's natural resources. Both State and Federal laws prohibit discrimination on the basis of race, color, national origin, religion, disability, age, sex, height, weight or marital status under the Civil Rights Acts of 1964 as amended (MI PA 453 and MI PA 220, Title V of the Rehabilitation Act of 1973 as amended, and the Americans with Disabilities Act). If you believe that you have been discriminated against in any program, activity, or facility, or if you desire additional information, please write:

HUMAN RESOURCES
MICHIGAN DEPARTMENT OF NATURAL RESOURCES
PO BOX 30028
LANSING MI 48909-7528

Or → MICHIGAN DEPARTMENT OF CIVIL RIGHTS
CADILLAC PLACE
3054 W. GRAND BLVD., SUITE 3-600
DETROIT MI 48202

Or → OFFICE FOR DIVERSITY AND CIVIL RIGHTS
US FISH AND WILDLIFE SERVICE
4040 NORTH FAIRFAX DRIVE
ARLINGTON VA 22203

For information or assistance on this publication:

Telephone: 517-284-5994
TTY/TDD: 711 (Michigan Relay Center)
fax: 517-373-6816
On the web at www.michigan.gov/dnr

MAILING ADDRESS

MARINE INSPECTION OFFICER
LAW ENFORCEMENT DIVISION
MICHIGAN DEPARTMENT OF NATURAL RESOURCES
PO BOX 30031
LANSING MI 48909

This information is available in alternative formats.

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INTRODUCTION

This booklet is intended to provide information and explain the rules governing the inspection process. This booklet also contains information on recommended equipment.

The Natural Resources and Environmental Protection Act, Act 451 of Public Acts of 1994, Part 445, repealed Act 244 of the Public Acts of 1986, commonly referred to as the Charter Boat Act. Rules that were promulgated in accordance with Act 244 will remain in effect until new rules are promulgated in accordance with Act 451, Part 445. Rules apply to all vessels defined in the Act. Vessels must also comply with all other applicable laws or rules, to include Act 451 of the Public Acts of 1994, Part 801, commonly known as the Marine Safety Act; and Title 46, Code of Federal Regulations, Chapter 1, Subchapter C.

These rules were promulgated in order to ensure the safety and well-being of persons chartering a vessel. Any items required to be carried or installed on a vessel should be carried or installed in accordance with good marine practice and standards, common sense, and in a manner that will promote safety. Any items not meeting these standards must be corrected to meet these standards or be removed. **No temporary permit will be issued.**

It has been brought to our attention that the following words have caused misunderstanding. These words are defined in Act 451 as follows:

"Inland waters" means all waters of this state, except navigable waters.

"Navigable waters" means those waters of the state over which the State of Michigan and the United States Coast Guard exercise concurrent jurisdiction, including the Great Lakes and waters connected thereto, to the upstream limit of navigation as determined by the United States Department of the Army Corps of Engineers.

"Waters of the state" means any waters within the territorial limits of this state and includes those waters of the Great Lakes which are under the jurisdiction of this state.

"Pilot's license" means a vessel operator's license issued by the United States Coast Guard or other federal agency, or a license issued by the Michigan Department of Natural Resources and Environment to an operator of a charter boat that is operated on inland waters.

"Department" means the Michigan Department of Natural Resources and Environment.

Many confuse **"inland waters"** as it applies to Act 451, Part 445 with the Coast Guard definition of **"inland waters."** Reference to **"inland waters"** herein is defined as above.

OBTAINING A PILOT'S LICENSE

The Coast Guard operator's license is required by the Coast Guard if you operate on **"navigable waters,"** carrying passengers for hire as defined in Act 451.

The Department also accepts the Coast Guard license on all **"waters of the State."** However, for **"inland waters,"** if a pilot's license is required and you don't have a Coast Guard license, you must obtain a state pilot's license issued by the Department.

To make application for a **Coast Guard license**, you must contact the following:

NATIONAL MARITIME CENTER at 1-888-427-5662 or visit online at www.uscg.mil/nmc

Contact one of the Department's District Offices listed on the back of the *Application for Inspection* (PR-9301-2) to make application for a state pilot's license.

PREPARING FOR VESSEL INSPECTIONS

DRYDOCK INSPECTION

The purpose of the drydock inspection is to determine if a vessel is seaworthy and in good and serviceable condition. The owner must ensure the following is completed prior to the arrival of the inspector:

- The vessel must be properly supported to allow full and complete inspection;
- The vessel must be in a location where the elements of weather do not conflict with the inspection;
- All hatches and inspection ports should be removed before inspection;
- All associated equipment, including fishing gear, coolers, and personal belongings on board, should be removed or stored so as not to impede the inspection;
- A portion of the vessel may be required to be removed if the seaworthiness or sound structure of the vessel is impaired;
- Excessive oil, grease, or dirt shall be cause to refuse an inspection. This applies especially to compartments containing machinery.

A vessel that is ready for inspection will save time and money.

DOCKSIDE INSPECTION

The following is a check-off list that may be helpful in making a vessel ready for dockside inspection. It is recommended that this list be reviewed prior to the dockside inspection to ensure all items are aboard and all equipment is in good and serviceable condition. (See the "Handbook of Michigan Boating Laws and Responsibilities" for specific information).

1. Certificate of Registration with current decal
2. Current documentation (when applicable) renewed annually
3. Current Pilot's License and expiration date
4. Current valid charter boat insurance policy (not a binder)
5. Sport Trolling License. This license is required of owners of boats operated with either an inboard or outboard motor and offered for hire in sport trolling for lake trout (MCL 324.47328) for each boat.
6. Marine radio in good working condition.
7. Proper display of Pilot's License, Certificate of Inspection (if currently certified), and Emergency Check-off List (when applicable)
8. Engine(s) and controls in good and serviceable condition
9. Fuel tank(s), Fixed
 - a. Grounded
 - b. Properly supported and secured

- c. Filler hose, vent hose, and fuel lines in good condition and clamps tight
- 10. Fuel tank fittings and shut off
 - a. Accessible
 - b. Tight
- 11. Portable fuel system (when applicable)
 - a. Approved tanks
 - b. Properly secured
 - c. Proper fuel line
- 12. Bilge pumps
 - a. Operating properly
 - b. Switches and lights operating
- 13. Manual bailing device (bucket, pail, etc.)
- 14. Ventilation ducting
 - a. Properly secured and supported
 - b. Good and serviceable condition
- 15. Head (Marine Sanitation Device - MSD) (when applicable)
 - a. Properly fitted and secured
 - b. Proper ventilation
- 16. Cooking and Heating appliances
 - a. Properly secured
 - b. Proper ventilation
- 17. Fixed seating
 - a. Properly secured
 - b. Good condition
- 18. Compass (when applicable)
 - a. Suitable
 - b. Good and serviceable condition
- 19. Personal Flotation Devices (PFDs)
 - a. Type required for class of vessel, including proper numbers
 - b. Good and serviceable condition
 - c. Registration numbers marked on PFDs - undocumented
 - d. Vessel's name marked on PFDs - undocumented
 - e. Retroreflective tape
- 20. Ring buoy
 - a. Twenty (20) inches in diameter, or over
 - b. Registration numbers or vessel name marked on Type IV
 - c. Fifty (50) feet or more of line attached

21. Water light
 - a. Approved type
 - b. Operational
22. Hand-held light
At least one in good and serviceable condition
23. Portable fire extinguisher
Proper number and location
 - a. Less than 26 ft. vessel - 2B1
 - b. 26 ft. to less than 40 ft. - 3B1
 - c. 40 ft. and over - 4B1
24. Anchor
 - a. Suitable size and type
 - b. Length of line attached
 - i. 150 ft. Great Lakes and navigable waters
 - ii. 75 ft. inland (state) waters
 - iii. 30 ft. operating exclusively on rivers
25. Sea Anchor (Great Lakes and Lake St. Clair)
 - a. Appropriate size and type
 - b. Class A vessels
 - c. Class D vessels
26. Sail and Riggings (when applicable)
Following to be inspected and determined fit for constant operation
All masts, spars, standing rigging, running rigging, blocks, fittings, sails, line and other sailing apparatus
27. Emergency Procedures Check List
Posted in a conspicuous location onboard the vessel
28. Steering - check for:
 - a. Excessive wear (all components)
 - b. Weld fractures (hairline cracks) (All components)
 - c. Excessive vibration (when engine is operated in gear)
 - d. Loose bolts, nuts, screws, etc.
 - e. Steering cable or wire in good condition (not stranding)
 - f. Rust free
 - g. Responsive (little play)
29. Electrical Systems
 - a. Installed in accordance with good marine standard connections, insulation, junction boxes, switches and fuse holders
 - b. Erosion free and tight
 - c. Properly grounded

- 30. Deck Rails
 - a. Shall be consistent with generally accepted and federally approved manufacturing process
 - b. All rails in good and serviceable condition
- 31. Equipment stowage and markings
 - a. Properly marked
 - b. Proper location
 - c. Accessible
- 32. First-Aid Kit
 - a. At least a standard 16 unit or equivalent
 - b. In a conspicuous location
- 33. Visual Distress Signals (VDS)
Vessels operated on the Great Lakes and Lake St. Clair
 - a. Coast Guard approved
 - b. Current and acceptable

DAILY CATCH REPORT(ING) REQUIREMENT

REFER TO: PART 445 SECTION 324.44508 (5)

*All charterboat operators who charter for fishing must submit daily catch reports under statute from the Charter and Livery Part of the Natural Resources and Environmental Protection Act of 1994. A daily record must be maintained and kept on board and available to any peace officer. These records **must be submitted to the Department of Natural Resources by the 10th of the month following the fishing activity.** Failure to comply with this law can result in prosecution with up to one (1) year in jail and/or a \$1000 fine.*

324.44508. (5) A charter boat operator engaged in fishing shall do each of the following:

- (a) Maintain on board each charter boat under his or her control a daily record of all catch activity of that charter boat for the current calendar month.
- (b) Make available for inspection the daily catch activity records required to be maintained under this subsection upon the request of a peace officer.
- (c) Complete a monthly catch activity report form provided by the Department for each charter boat under his or her control.
- (d) Sign, date, and submit to the Department, on or before the tenth (10th) day of the month, a monthly catch activity report, completed by that charter boat operator for each charter boat under his or her control that was engaged in fishing during the previous month.
- (e) The operator of a charter boat used for fishing on two (2) or more bodies of water within a calendar month shall complete for that charter boat a separate monthly catch activity report for each body of water fished, and shall sign, date, and submit each report to the Department in the manner prescribed by this section.
- (f) If a charter boat operator engaged in fishing does not submit to the department a completed monthly catch activity report form within 30 days after that form is required to be delivered to the department, the department shall notify that charter boat operator of his or her noncompliance with this section. If a charter boat operator engaged in fishing fails to return a completed monthly catch activity report form for a vessel within 60 days after that form is required to be delivered to the department, the department may revoke the state certificate of inspection issued for that vessel.

Please feel free to call the Charlevoix Fish Research Station at 231-547-2914 ext. 223 for copies of forms and information related to Daily Catch Reports.

MINNOW LICENSE - CHARTER BOAT OPERATORS AND FISHING GUIDES

A resident charter boat operator or resident fishing guide who takes minnows from Michigan waters and furnishes them for use by clients is deemed to have taken minnows for commercial purposes and would require both a minnow catcher license and a retail minnow license. A resident charter boat operator or resident fishing guide who purchases minnows from a Michigan minnow dealer and furnishes them for use by clients would require a retail minnow license. In both of the above situations this is pertinent whether the minnows are furnished free or included as a part of the charter/guide fee package.

A resident charter boat operator or resident fishing guide, who takes minnows from Michigan waters and sells them to other charter boat operators for use by clients, is taking and selling or possessing and selling minnows at wholesale, and would require a minnow catcher's license as well as a resident wholesale minnow license.

Non-resident charter boat operators and fishing guides who purchase minnows to furnish for use by clients require a retail minnow license. Again, this is pertinent whether the minnows are furnished free or included as a part of the charter/guide fee package.

Non-residents are not allowed to take minnows for commercial purposes from any of the waters of this state and would be ineligible to secure a minnow catcher's license.

324.48729 Prohibited conduct.

Sec. 48729. A person shall not do any of the following:

- (a) Take or possess minnows, wigglers, or crayfish for commercial purposes from any of the waters over which this state has jurisdiction; import minnows, wigglers, or crayfish for commercial purposes from outside of this state; or transport minnows, wigglers, or crayfish without having first procured a license as provided in section 48732.*

324.48728 Definitions.

Sec. 48728. As used in this part:

- (a) "Commercial purposes" means offering for sale, selling, giving, or furnishing to others.*

SPORT TROLLING LICENSE - CHARTER BOAT OPERATORS AND FISHING GUIDES

324.47328 License to use fishing devices; sport trolling; licensing boats for hire; license not required under certain conditions in lake St. Clair.

Sec. 47328.

A person shall not use any kind of a boat, tug, or launch, except when used in hook and line fishing, or any kind of net or nets, set hook lines, or commercial trolling rigs for the purpose of taking, catching, killing, or transporting fish in any of the waters bordering on this state, regardless of whether for commercial purposes or for personal use, without first having applied for and been issued a license for that activity, in accordance with this part. A license, except as otherwise provided by law, is not required of persons engaged in sport trolling in these waters, except that the owners of boats operated with either an inboard or outboard motor and offered for hire in sport trolling for lake trout shall obtain a license for each boat. A license, except as otherwise provided by law, is not required of persons engaged in taking fish with set lines in lake St. Clair as provided in section 47302.

324.47330 License to use fishing devices; issuance fees.

Sec. 47330.

(1) The department, when application is made by any person in accordance with section 47329, shall issue the license provided for in this part upon payment by the applicant, if a resident of this state, of the following fees:

(a) For fishing with set hook lines or nets, with or without a boat not exceeding 16 feet in overall length, or a boat used in sport trolling for lake trout for hire, \$16.00 per year. Any person using more than a single crew consisting of not more than 4 people in fishing nets or hooks under the ice shall secure a license for each crew member. The department, upon proper application, shall issue with each license to fish nets or set hook lines under the ice 4 identification cards bearing the number of the license and the year for which issued. Each member of a single crew engaged in the setting, lifting, or pulling of nets, set hook lines, or other devices, set under the ice under authority of the license, shall carry the card on his or her person at all times while so engaged and upon demand of any conservation officer shall exhibit the card. Minnow seines and dip nets are exempt from this section.

(b) For each rowboat, sailboat, powerboat, motorboat, steamboat, or scow used in catching, killing, taking, or transporting fish caught with nets, set hook lines, or trolling rigs, \$3.00 per foot overall length, and \$1.00 per ton additional for each ton over 10 gross tons. A license is not required for a scow used only in transporting nets. Each license for a boat propelled by sail, steam, gas, or other mechanical power entitles the licensee to operate a rowboat not exceeding 16 feet in overall length. Each rowboat shall bear the same identification as the boat for which the license is issued and shall be used only while attending the boat. A resident person shall not pay less than \$50.00 or more than \$200.00 on any 1 boat in any 1 license year.

(2) For a nonresident of this state, the fee shall be 5 times the fee required of a resident in accordance with the schedule prescribed in this section. A license under section 47329 shall not be issued to a nonresident for fishing in Lake Erie and Lake Huron except at the discretion of the department.

(3) For the purpose of this part, a nonresident is any person who has not actually resided in this state for 3 years immediately prior to the date of application for a license, any person applying for a license for use of nets or a boat registered or of record at a port outside of the state, or any firm, company, copartnership, partnership, association, or corporation in which any of their stock, boats, nets, and fishing equipment has been owned by nonresident persons at any time during the 3 years immediately prior to the date of application for a license.

SUBPART V LICENSES AND PERMITS

Sec. 48732. (1) As used in this section, "place of business" means a single location designated in a license application.

(2) The department, upon receipt of a fee of \$25.00, may issue a limited retail minnow dealer's license to entitle the licensee to operate 1 place of business and 1 motor vehicle and to buy, transport, and retail minnows, wigglers, and crayfish.

(3) The department, upon receipt of a fee of \$100.00, may issue to a resident a wholesale minnow dealer's license to entitle the licensee to operate 1 place of business, to transport, using up to 3 motor vehicles, and to sell at wholesale to licensed minnow dealers minnows, wigglers, and crayfish.

(4) The department, upon receipt of a fee of \$50.00, may issue to the holder of a limited retail minnow dealer's license or a wholesale minnow dealer's license a minnow catcher's license to permit the taking, collecting, transporting, and possessing of live or fresh minnows, wigglers, or crayfish to be used for commercial purposes in accordance with this part. Each minnow catcher's license entitles the licensee to operate up to 3 crews consisting of not more than 4 persons and 4 motor vehicles for the purpose of taking, collecting, and transporting live or fresh minnows, wigglers, or crayfish.

(5) The department, upon receipt of a fee of \$500.00, may issue to a nonresident of the state a wholesale minnow dealer's license to entitle the licensee to operate 1 place of business, to transport, using up to 3 motor vehicles, and to sell at wholesale to licensed minnow dealers minnows, wigglers, and crayfish.

TO OBTAIN AN APPLICATION FOR THE LICENSES MENTIONED ABOVE,
PLEASE CALL 517-284-6045.

THROUGH HULL FITTINGS

Any unused through-hull fittings shall be permanently plugged from the exterior of the vessel or capped with a metal threaded pipe cap.

FUEL LINES

Seamless copper or seamless nickel-copper recommended.

The fuel line must be supported to prevent vibration or motion while the vessel is underway.

Beware of alcohol-added gasolines. Flexible fuel lines are susceptible to deterioration, so make frequent checks for signs of leakage.

USGA Type A SAEJ30 is acceptable, but **USCG Type A1 SAEJ1527** is highly recommended when flexible line is used.

The shutoff valves should be readily accessible from outside the fuel tank compartment, preferably from above deck.

When the engine and fuel tank are separated by more than 12 feet, it is recommended that a second shutoff valve be installed as close to the engine as possible.

FUEL TANK VENT FLAME SCREEN

This flame screen is simply a piece of non-ferrous metal screening. It should be periodically checked for cleanliness.

VENTILATION - DUCTING MATERIAL

Ventilation shall be consistent with generally accepted and federally approved manufacturing processes.

Wire-wound plastic ducting material as normally installed on a pleasure craft is acceptable.

It is recommended that a not readily collapsible material be used for ducting, such as wood, P.V.C. pipe, flexible metal tubing, and rigid metal tubing. The following flexible ducting is acceptable

- Flexhaust, Type CWC
- Flexfab, FLX 1020
- Blue Max

VENTILATION - DUCT SIZE

Minimum diameter of each duct should be:

<u>Beam (ft.)</u>	<u>Ducting Diameter (inches)</u>
up to 10'	3"
11'	3 ¼"
12'	3 ½"
14'	3 ¾"
16'	4"
18'	4 ¼"

BILGE PUMP - INDICATOR LIGHTS

Electrically-operated bilge pumps (2) with indicator lights that are activated whenever the pumps are operating or are activated due to a high-water alarm system are required.

The indicator lights are required at the helm position used most often.

It is recommended that at least one bilge pump be automatic and that the indicator lights, if used, be placed at each helm position.

PERSONAL FLOTATION DEVICES

Personal flotation devices (PFDs) made of uni-cellular foam are recommended over the kapok-filled type.

PFD MARKING

On Documented Vessels

Each device must be marked with the name of the vessel.

On Undocumented Vessels

If your PFDs are already marked with the name of the vessel, it is recommended that the registration number also be shown.

The vessel registration number is not required on PFDs on board vessels certified prior to 1981; however, replacement PFDs must show the vessel registration number. Any new vessel will be required to have the registration number on its PFDs. This is a minimum requirement - the vessel name may also be shown.

RETROREFLECTIVE TAPE

Class A

Class B

Class C

Class D

Each personal flotation device (PFD) must have affixed, in a suitable manner, 200 square centimeters (31.5 square inches) of Coast Guard approved retroreflective material to the outside of each device and 200 square centimeters (31.5 square inches) to the inside of each device that is reversible.

FIRE FIGHTING EQUIPMENT

Although the bucket and line are no longer required, it is recommended that one be carried from small Class "A" fires (paper, wood, and bedding).

Halo 1301 fixed fire-fighting apparatus is not recommended nor is it discouraged. However, if you choose to install Halo 1301 fixed extinguishers, you should follow the manufacturer's instructions exactly. The ratio between canister size and compartment will not be effective and a canister that is too large may be highly toxic. It is also recommended that only Coast Guard approved systems be installed.

FIRST-AID KIT

The following items are recommended to include:

- CPR Mask
- Latex Medical Gloves
- Sterile Saline Solution
- 2 Units - 1" Adhesive compress
- 2 Units - 2" Bandage compress
- 1 Unit - 3" Bandage compress
- 1 Unit - 4" Bandage compress
- 1 Unit - 3 inch x 3 inch plain gauze pad
- 1 Unit - Gauze roller bandage
- 2 Units - Gauze trauma dressing
- 3 Units - Triangular bandage
- 1 Unit - Tourniquet, scissors, tweezers

The American Red Cross has made available "The American Red Cross First-Aid Kit" that is acceptable and can be acquired at any American Red Cross facility.

Other items may be carried as desired. Recommended additional items include:

- Antiseptic
- Eye dressing
- Burn Ointment
- Aspirin
- Splints
- First-aid booklet

A "unit" is a package containing one or more individual items or dressings.

EMERGENCY PROCEDURE LIST

A copy of this list suitable for posting is attached.

Note: This list is the recommended minimum. Many boats will have individual characteristics which should be taken into consideration, and a list tailored to fit the situation.

VISUAL DISTRESS SIGNALS

The pistol-type visual distress signal has been defined as a dangerous weapon and subject to rules of purchase, registration, and carriage as required for any handgun. The pistol-type visual distress signal is no longer acceptable and may not be carried aboard charter boats. The preferred alternative is the orange flag distress signal and electric distress light.

All visual distress signals must bear a Coast Guard approval number.

MARINE RADIO AND COMPASS

Class A Class D

- (1) A vessel carrying passengers for hire operating on the Great Lakes and Lake St. Clair shall have aboard a marine radio-telephone which is in good working condition. (*Currently [2006]) the license is not required*).
- (2) A vessel carrying passengers for hire operating on the Great Lakes and Lake St. Clair shall have aboard a suitable marine-type compass which is in good and serviceable condition.

ANCHOR, LINE AND CHAIN

The required anchor is intended to be a storm anchor. The anchor line must be nylon to provide sufficient elasticity for absorbing shock loads. A length of chain may be used between the anchor and line if desired.

The chart shows the recommended minimum sizes of anchor, chain and line.

LENGTH	BEAM		LINE	CHAIN	ANCHOR STYLE & SIZE	
	Sail	Power			Northill	"Danforth" Standard
10'	5'	5'	3/8"	1/4"	12 lbs.	8 lbs.
15'	7'	7'	3/8"	1/4"	12 lbs.	8 lbs.
20'	8'	9'	7/16"	5/16"	27 lbs.	13 lbs.
25'	9'	10'	7/16"	5/16"	27 lbs.	22 lbs.
30'	10'	11'	1/2"	3/8"	46 lbs.	22 lbs.
35'	12'	13'	5/8"	7/16"	45 lbs.	40 lbs.
40'	13'	14'	3/4"	1/2"	80 lbs.	65 lbs.
50'	14'	16'	3/4"	1/2"	105 lbs.	130 lbs.
60'	16'	19'	7/8"	9/16"	105 lbs.	180 lbs.

To use the chart, use the length or the beam, whichever gives the larger size.

WATER LIGHTS

All Coast Guard-approved water lights are acceptable and recommended.

Water lights which are not Coast Guard approved are acceptable if they meet these requirements:

1. Have a flashing white strobe light with a 360° clear lens.
2. Activate automatically when thrown into the water or turned upright.
3. Operate for minimum of eight (8) hours.
4. Are capable of being attached to the ring buoy.
5. Must float by itself with the light out of the water.
6. Must be waterproof.

Note: Do not confuse the water light with the personal flotation device light; these are two distinctly different types of lights.

Some acceptable models are:

- ACR #SM-2 and 566
- Soderburg #S1307B

- Guest #301 and 375

If you have any questions concerning any of the information contained in this booklet, please feel free to contact us at:

Michigan Department of Natural Resources
Attn: Marine Inspection Officer
Law Enforcement Division
P. O. Box 30031
Lansing, Michigan 48909

Telephone: 517-284-5994

TTY/TDD 711 (Michigan Relay Center)

EMERGENCY PROCEDURES CHECK LIST

RADIO TELEPHONE DISTRESS

1. Switch to Channel 16 - Coast Guard
2. Give Distress Signal "MAYDAY" 3 times
3. Give boat, name, type, and color
4. Give position
5. Describe emergency

MAN OVERBOARD

1. Post a lookout
2. Throw over a flotation device
3. Do not jump into the water unless it is a small child, elderly or handicapped person
4. Maneuver to return for pick up
5. Use additional markers
6. Get victim aboard
7. Call for help, if necessary

EXPLOSION

1. Be ready to go overboard with personal flotation device (life jacket)
2. When clear of danger, account for all passengers and assist
3. Stay together

FIRES

1. If possible, use fire extinguisher
2. If practical, jettison burning materials
3. Reduce the air supply
4. Assemble at opposite end of boat
5. Make preparation to abandon ship:
 - (a) Put on life jacket
 - (b) Signal for help by radio or any means available

LEAKS OR DAMAGE CONTROL

1. Put on life jackets
2. Check bilge pump operation
3. Pull up all decks and floor boards in search of leaks
4. Slow or stop boat as needed; you may need to stay on plane to keep hole above water.
5. Stop engine, close sea-cock for engine cooling, disconnect hose and place end in bilge; start engine to act as bilge pump
6. Cover large hole from outside boat with mattress, etc.
7. Use radio to call for help; Channel 16 - Coast Guard

Note: FEDERAL LAW requires that the operator of a vessel carrying six (6) or fewer passengers on navigable waters provide a safety orientation to the passengers stating location of and proper donning of life preservers and the location and contents of the emergency procedures list before getting underway.

NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT (EXCERPT)

Act 451 of 1994

PART 445

CHARTER AND LIVERY BOAT SAFETY

324.44501 Definitions.

Sec. 44501. As used in this part:

(a) "Boat livery" means a place of business or any location where a person rents or offers for rent any vessel other than a nonmotorized raft to the general public for noncommercial use on the waters of this state. Boat livery does not include a place where a person offers cabins, cottages, motel rooms, hotel rooms, or other similar rental units if vessels are furnished only for the use of persons occupying the units.

(b) "Carrying passengers for hire" or "carry passengers for hire" means the transporting of any individual on a vessel other than a nonmotorized raft for consideration directly or indirectly paid to the owner of the vessel, the owner's agent, the operator of the vessel, or any other person who holds any interest in the vessel.

(c) "Charter boat" means a vessel other than a nonmotorized raft that is rented or offered for rent to carry passengers for hire if the owner or the owner's agent retains possession, command, and control of the vessel.

(d) "Class A vessel" means a vessel, except a sailboat, that carries for hire on navigable waters not more than 6 passengers.

(e) "Class B vessel" means a vessel, except a sailboat, that carries for hire on inland waters not more than 6 passengers.

(f) "Class C vessel" means a vessel, except a sailboat, that carries for hire on inland waters more than 6 passengers.

(g) "Class D vessel" means a vessel that is propelled primarily by a sail or sails and carries for hire on navigable waters not more than 6 passengers or carries passengers for hire on inland waters.

(h) "Class E vessel" means a vessel that carries not more than 6 passengers for hire and meets either of the following requirements:

(i) Is utilized primarily as a river-drift boat that is propelled primarily by hand.

(ii) Is a vessel that is 18 feet or less in length operated primarily on a river or tributary to the Great Lakes, Lake St. Clair, or their connecting waterways.

(i) "Equipment" means a system, part, or component of a vessel as originally manufactured, or a system, part, or component manufactured or sold for replacement, repair, or improvement of a system, part, or component of a vessel; an accessory or equipment for, or appurtenance to, a vessel; or a marine safety article, accessory, or equipment intended for use by an individual on board a vessel; but does not include radio equipment.

(j) "Inland waters" means all waters of this state, except navigable waters.

(k) "Livery boat" means a vessel, other than a nonmotorized raft, that is rented or offered for rent by a boat livery or a boat owner or his or her agent if the boat livery or boat owner or his or her agent relinquishes or offers to relinquish complete physical control of the vessel to the renter while retaining legal title to the vessel.

(l) "Navigable waters" means those waters of the state over which this state and the United States Coast Guard exercise concurrent jurisdiction, including the Great Lakes and waters connected to the Great Lakes, to the upstream limit of navigation as determined by the United States Army Corps of Engineers.

(m) "Navigable waters livery boat" means a livery boat other than a nonmotorized canoe or kayak that is more than 20 feet in length and is rented or offered for rent for use on navigable waters.

(n) "Operate", when used with reference to a vessel, means to start any propulsion engine or to physically control the motion, direction, or speed of the vessel.

(o) "Owner", when used in reference to a vessel, means a person who claims lawful possession of the vessel by virtue of legal title or an equitable interest in a vessel that entitles that person to possession of the vessel.

(p) "Passenger" means an individual carried on board a charter boat except any of the following:

(i) The owner of the vessel or the owner's agent.

(ii) The pilot and members of the crew of the vessel who have not contributed consideration for their transportation either before, during, or after the voyage.

(q) "Peace officer" means a sheriff or sheriff's deputy; village or township marshal; officer of the police department of any city, village, or township; officer of the Michigan state police; or other police officer or law enforcement officer who is trained and licensed or certified under the Michigan commission on law enforcement standards act, 1965 PA 203, MCL 28.601 to 28.615, and includes the director and conservation

officers employed by the department.

(r) "Personal watercraft" means a vessel that meets all of the following requirements:

(i) Uses a motor-driven propeller or an internal combustion engine powering a water jet pump as its primary source of propulsion.

(ii) Is designed without an open load carrying area that would retain water.

(iii) Is designed to be operated by 1 or more individuals positioned on, rather than within, the confines of the hull.

(s) "Pilot's license" means a vessel operator's license issued by the United States Coast Guard or other federal agency, or a license issued by the department to an operator of a charter boat that is operated on inland waters.

(t) "Training or instructional purposes" means the teaching of any individual in the handling and navigation of a vessel or the techniques of waterskiing.

(u) "Vessel" means every description of watercraft, other than a seaplane, used or capable of being used as a means of transportation on water irrespective of the method of operation or propulsion.

(v) "Waters of the state" means any waters within the territorial limits of this state and includes those waters of the Great Lakes which are under the jurisdiction of this state.

(w) "Waterways account" means the waterways account of the Michigan conservation and recreation legacy fund provided for in section 2035.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995;—Am. 2004, Act 587, Eff. Dec. 23, 2006;—Am. 2012, Act 249, Imd. Eff. July 2, 2012;—Am. 2012, Act 294, Imd. Eff. Aug. 1, 2012;—Am. 2016, Act 294, Eff. Jan. 2, 2017.

Compiler's note: Enacting section 2 of Act 587 of 2004 provides:

"Enacting section 2. This amendatory act does not take effect unless House Joint Resolution Z of the 92nd Legislature becomes a part of the state constitution of 1963 as provided in section 1 of article XII of the state constitution of 1963."

Popular name: Act 451

Popular name: NREPA

324.44502 Conditions to renting or leasing charter boat or carrying passengers for hire; possession and display of valid pilot's license; obtaining vessel inspection certificate and pilot's license.

Sec. 44502. (1) A person shall not rent or lease, or offer to rent or lease, a charter boat, and a person shall not carry passengers for hire on a vessel on the waters of this state unless all of the following conditions are satisfied:

(a) The department has inspected the vessel, if required by this part, and has issued a certificate of inspection that is valid and current for the vessel.

(b) The operator of the vessel is a licensed pilot or is under the direct supervision of a licensed pilot who is on board the vessel.

(c) The person complies with the reporting requirements of section 44508.

(2) The licensed pilot of a charter boat shall possess a valid and current pilot's license issued in his or her name and shall immediately display that license upon demand of any peace officer.

(3) A person shall not operate a charter boat that carries 7 or more passengers on navigable waters without first obtaining a current vessel inspection certificate and a pilot's license from the United States coast guard or other federal agency.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

324.44503 Conditions to advertising or arranging for carrying passenger on charter boat.

Sec. 44503. A person shall not advertise or arrange for the carrying of any passenger on a charter boat unless the charter boat has been issued a valid and current certificate of inspection provided for in section 44502 or operates under a reciprocal agreement pursuant to section 44513.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

324.44504 Rules establishing minimum safety standards for charter boats; vessel ventilation and rail height.

Sec. 44504. (1) The department shall promulgate rules to establish minimum safety standards for charter boats. The safety standards shall be designed to ensure the safety and well-being of persons utilizing a charter

boat and shall include all of the following:

- (a) Methods for determining that a charter boat is of a structure suitable for carrying passengers and crew and is in a condition to enable it to be navigated safely.
- (b) Necessary equipment and operating requirements.
- (c) Minimum public liability insurance requirements.
- (d) Methods for determination of maximum passenger capacity.
- (e) Suitable tests to determine the sufficiency of the charter boat's structure, equipment, and stability.

(2) Except rules addressing vessel ventilation and rail height, rules pertaining to safety standards promulgated under the authority of former Act No. 228 of the Public Acts of 1965 shall remain in effect as provided in section 44526. Vessel ventilation and rail height shall be consistent with generally accepted and federally approved manufacturing processes.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

324.44505 Public liability insurance; notice of cancellation or expiration.

Sec. 44505. An insurance carrier that issues public liability insurance required by this part or a rule promulgated under this part shall notify the department immediately, in writing, whenever the insurance is canceled or expires and is not renewed.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

324.44506 Rules for licensing pilots of charter boats.

Sec. 44506. The department shall promulgate rules for the licensing of pilots of charter boats on inland waters. Rules promulgated under this section shall be designed to ensure that pilots of charter boats have the training and skills necessary to ensure the safety and well-being of charter boat passengers, crew members, and members of the general public.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

324.44507 Inspection of charter boats and equipment; certificate of inspection; number of crew; effect of noncompliance.

Sec. 44507. (1) Except for an inspection under section 44511(2) and except for a class E vessel that is a charter boat, the department shall inspect or arrange for the inspection of every charter boat and its equipment once every 24 months while the charter boat is at dockside and at least once every 72 months while the charter boat is in dry dock to determine if the charter boat and its equipment comply with the rules promulgated under section 44504. In addition, the department may at any time inspect or provide for the inspection of any charter boat if the department has reasonable cause either to believe that a provision of this part has been violated or that an inspection is necessary to ensure the safety of life and property. This subsection shall not apply to a class E vessel that is a charter boat; however, the department may inspect a class E vessel that is a charter boat if necessary to ensure the safety of life and property.

(2) If, after the inspection provided for in section 44502 and payment of the fees prescribed in section 44511, it is found that the charter boat and its equipment complies with this part and the rules promulgated under this part, the department shall issue to the owner of the charter boat a certificate of inspection to be furnished by the department. The certificate of inspection shall:

- (a) Contain the maximum passenger, crew, and total person capacity of the charter boat.
- (b) Be prominently displayed on the charter boat while the charter boat is operated upon waters of the state.
- (c) Expire on May 31 of the second year following the year in which the charter boat was dockside inspected, except that the department may extend the expiration date if conditions exist that prevent the launching or the inspection of the charter boat before the expiration of the certificate of inspection.

(3) The department may determine the number of crew necessary for the safe operation of a charter boat.

(4) If it is determined by the department that a charter boat or its equipment does not comply with this part, or the rules promulgated under this part, or applicable federal law or regulations, a certificate of inspection shall not be issued and any current certificate of inspection may be revoked by the department pursuant to chapter 5 of the administrative procedures act of 1969, Act No. 306 of the Public Acts of 1969, being sections

24.291 to 24.292 of the Michigan Compiled Laws.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

324.44508 Availability of fish in waters utilized by charter boats; catch activity committee; composition; duties; reports; charter boat operator engaged in fishing; duties.

Sec. 44508. (1) The department may research the availability of fish in the waters of this state that are utilized by charter boats.

(2) The department shall form a catch activity committee that is composed of 2 individuals from the department and 2 representatives from the Michigan charter boat association. The catch activity committee shall do all of the following:

(a) Develop a monthly catch activity report form that pertains to the number, type, and location of fish taken from charter boats in this state.

(b) Plan and prioritize research concerning the information gathered pursuant to this section.

(3) The department shall distribute to each charter boat operator in this state the monthly catch activity report form developed under subsection (2), and each charter boat operator engaged in fishing shall complete and maintain that form in the manner prescribed in subsection (5).

(4) The department shall compile an annual report based upon information contained in those monthly catch activity report forms submitted to the department pursuant to subsection (5). The annual report shall not disclose the identity of a charter boat operator who provides information pursuant to subsection (5).

(5) A charter boat operator engaged in fishing shall do each of the following:

(a) Maintain on board each charter boat under his or her control a daily record of all catch activity of that charter boat for the current calendar month.

(b) Make available for inspection the daily catch activity records required to be maintained under this subsection upon the request of a peace officer.

(c) Complete a monthly catch activity report form provided by the department for each charter boat under his or her control.

(d) Sign, date, and submit to the department, on or before the tenth day of each month, a monthly catch activity report form completed by that charter boat operator for each charter boat under his or her control that was engaged in fishing during the previous month.

(e) The operator of a charter boat that is used for fishing on 2 or more bodies of water within a calendar month shall complete for that charter boat a separate monthly catch activity report form for each body of water fished, and shall sign, date, and submit each form to the department in the manner prescribed by this section.

(f) If a charter boat operator engaged in fishing does not submit to the department a completed monthly catch activity report form within 30 days after that form is required to be delivered to the department, the department shall notify that charter boat operator of his or her noncompliance with this section. If a charter boat operator engaged in fishing fails to return a completed monthly catch activity report form for a vessel within 60 days after that form is required to be delivered to the department, the department may revoke the state certificate of inspection issued for that vessel.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

324.44509 Operation of charter boat in violation of terms of certificate of inspection.

Sec. 44509. (1) A person shall not operate a charter boat in violation of the terms of a certificate of inspection.

(2) Subsection (1) does not apply when the charter boat is being utilized by the owner of the charter boat exclusively for noncommercial purposes.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

324.44510 State pilot's license or renewal; examination; reexamination; revocation; issuance; duration.

Sec. 44510. (1) The department shall examine, or provide for the examination of, all applicants for a state

pilot's license or renewal of an existing state pilot's license pursuant to the rules promulgated under section 44506 to ensure that an applicant has the skill, knowledge, and experience necessary to pilot a charter boat. If the department has reasonable cause to believe it necessary, the department may reexamine the holder of a state pilot's license at any time to determine continued compliance with the rules. If it is determined by the department that the holder of the state pilot's license no longer complies with the rules, the department may revoke the license pursuant to chapter 5 of the administrative procedures act of 1969, Act No. 306 of the Public Acts of 1969, being sections 24.291 to 24.292 of the Michigan Compiled Laws.

(2) If, after the applicant has successfully completed the examination and paid the fees prescribed in section 44511, the department determines that the applicant is qualified pursuant to the rules promulgated under section 44506, the department shall issue to the applicant a state pilot's license to be furnished by the department.

(3) A state pilot's license shall be issued for a 3-year period.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

324.44511 Application for charter boat inspection or state pilot's examination; filing; fee; form; furnishing required information; false information; signature as certification of true and correct information; inspection fee schedules for dry dock and dockside inspection; inspection without fee or for reduced fee; examination fee for state pilot's license; forfeiture of application fee; disposition and use of inspection fees.

Sec. 44511. (1) The owner of a charter boat required to be inspected under this part and a person required to be licensed as a state pilot under this part shall file an application with the required fee for the charter boat inspection or the state pilot's examination with the department on a form prescribed and furnished by the department. Persons applying for a certificate of inspection or a state pilot's license shall furnish information reasonably required by the department. A person shall not file an application for charter boat inspection or state pilot's examination that contains false information. A person filing an application shall certify by the person's signature that the information furnished on the application is true and correct.

(2) If a charter boat has never been inspected, the owner shall pay the department an inspection fee for dry dock and dockside inspection according to the following schedule:

(a) Class A and D vessels.....	\$250.00
(b) Class B vessels.....	\$120.00
(c) Class C vessels.....	\$350.00

(3) For each required dry dock or dockside inspection of a charter boat other than an inspection under subsection (2), the owner shall pay the department a fee according to the following schedule:

(a) Class A and D vessels	
(i) Dockside inspection.....	\$100.00
(ii) Dry dock inspection.....	\$150.00
(b) Class B vessels	
(i) Dockside inspection.....	\$ 60.00
(ii) Dry dock inspection.....	\$ 60.00
(c) Class C vessels	
(i) Dockside inspection.....	\$150.00
(ii) Dry dock inspection.....	\$200.00

(4) If the department inspects any charter boat at an interval other than as required by this part, the inspection shall be conducted without an inspection fee for a dockside inspection and for a reduced fee to be determined by the department for a dry dock inspection. If a 24-month dockside inspection and a 72-month dry dock inspection are required in the same year, the owner shall only pay the fee for the dry dock inspection, as provided in subsection (3).

(5) For each examination of a person for a state pilot's license, the applicant shall pay a fee of \$30.00 to the department.

(6) The charter boat inspection fee or state pilot's license examination fee shall be forfeited to the department and credited to the marine safety subaccount of the waterways account if the owner of the charter boat or the applicant for a state pilot's license fails to keep an appointment, which has been mutually agreed upon between the owner or the applicant and the department, for an inspection or reinspection of the charter boat or a state pilot's license examination, without notifying the inspecting officer or the department's marine safety section within the department's law enforcement division at least 24 hours prior to the scheduled appointment. Upon the forfeiture of an application fee, the owner of the charter boat or the applicant for a

state pilot's license shall submit a new application and the required fee before the department conducts any inspection of the charter boat or conducts any examination of the applicant for a state pilot's license.

(7) The revenue received for inspection fees under this section shall be deposited in the state treasury to the credit of the marine safety subaccount of the waterways account and shall only be used to pay for inspections required by this part, and to maintain the education and enforcement program provided for in section 44513(2). The revenue division of the department of treasury shall annually provide to the department an accurate total of revenue collected and shall annually credit that amount to the marine safety subaccount of the waterways account.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995;—Am. 2004, Act 587, Eff. Dec. 23, 2006;—Am. 2012, Act 249, Imd. Eff. July 2, 2012.

Compiler's note: Enacting section 2 of Act 587 of 2004 provides:

"Enacting section 2. This amendatory act does not take effect unless House Joint Resolution Z of the 92nd Legislature becomes a part of the state constitution of 1963 as provided in section 1 of article XII of the state constitution of 1963."

Popular name: Act 451

Popular name: NREPA

324.44512 Petition for evidentiary hearing; appeal.

Sec. 44512. (1) A person denied a state pilot's license or the owner of a charter boat for which a certificate of inspection has been denied or revoked may petition the department for an evidentiary hearing pursuant to the administrative procedures act of 1969, Act No. 306 of the Public Acts of 1969, being sections 24.201 to 24.328 of the Michigan Compiled Laws.

(2) A person who owns a charter boat may petition the department for an evidentiary hearing pursuant to the administrative procedures act of 1969, Act No. 306 of the Public Acts of 1969, regarding the determination of the maximum passenger, crew, or total person capacity of the charter boat.

(3) A person who is aggrieved by the decision of the department under subsection (1) or (2) may appeal the action of the department in the manner provided in chapter 6 of the administrative procedures act of 1969, Act No. 306 of the Public Acts of 1969, being sections 24.301 to 24.306 of the Michigan Compiled Laws.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

324.44513 Reciprocity; annual operating permit; amount and use of fees; education and enforcement program; printed materials.

Sec. 44513. (1) The department may enter into reciprocal agreements with other states and countries concerning the operation and inspection of charter boats from those states and countries that operate on the waters of this state. Reciprocity shall be granted only if a state or country can establish to the satisfaction of the department that their laws concerning charter boats meet or exceed the laws of this state. A charter boat shall not operate on the waters of this state under a reciprocal agreement pursuant to this section except as authorized under an annual operating permit issued by the department pursuant to part 13. The fee for an annual operating permit is \$100.00. The department shall utilize the fees for annual operating permits issued pursuant to this section to provide funds for the education and enforcement program provided for in subsection (2).

(2) The department shall develop an education and enforcement program designed to eliminate the operation of charter and livery boats that have not been inspected as required by this part and to prepare printed materials to provide the public with information regarding the safety features and requirements necessary for the lawful operation of charter and livery boats.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995;—Am. 2004, Act 325, Imd. Eff. Sept. 10, 2004.

Popular name: Act 451

Popular name: NREPA

324.44514 Repealed. 2012, Act 249, Imd. Eff. July 2, 2012.

Compiler's note: The repealed section pertained to conditions for operation of boat livery.

324.44515 Rules requiring equipment and minimum safety standards for livery boats.

Sec. 44515. The department shall promulgate rules requiring equipment and minimum safety standards for livery boats that are rented or leased to the public by boat liveries. The rules shall be for the purpose of ensuring the safety of those persons utilizing the facilities of boat liveries and shall include all of the following:

- (a) Safe operation standards.
- (b) Maximum vessel load capacity.
- (c) Maximum horsepower of any motor to be used to propel the vessel.
- (d) Required equipment and equipment standards to ensure the safety of the general public.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

324.44516 Boat livery; annual inspection decal, plate, or tab; permit application; inspection fee; inspection by sheriff's department; permit; issuance; display; powers and duties of department and conservation officer; items to be furnished by department of natural resources.

Sec. 44516. (1) A boat livery shall not rent a motorized livery boat unless the livery boat has a current annual inspection decal, plate, or tab as provided under section 44518.

(2) Regardless of whether the livery boats are motorized or nonmotorized, a person shall not operate a boat livery except as authorized by a permit issued pursuant to part 13. Subject to subsection (7), the owner of a boat livery shall submit an application for a boat livery permit to the sheriff's department of the county where the boat livery is located. The application for a boat livery permit shall include all of the following:

- (a) The boat livery name.
- (b) The mailing address of the boat livery.
- (c) The location of the boat livery.
- (d) The waters of the state on which the boat livery rents vessels.
- (e) The number of each of the following available for rent:
 - (i) Motorized livery boats, other than navigable waters livery boats.
 - (ii) Nonmotorized livery boats, other than navigable waters livery boats.
 - (iii) Navigable waters livery boats.

(3) An application for a boat livery permit shall be accompanied by an inspection fee of \$100.00 for each navigable waters livery boat that the boat livery rents or offers to rent. A fee collected under this subsection shall be forwarded to the department of treasury to be credited to the marine safety subaccount of the waterways account. An inspection of a navigable waters livery boat shall be a comprehensive dockside inspection.

(4) If the boat livery rents or offers for rent 1 or more motorized livery boats, after the sheriff's department receives an application for a boat livery permit under subsection (3), the county sheriff or a deputy sheriff shall inspect the motorized livery boats and associated equipment to determine if they meet the minimum safety standards established under rules promulgated under this part.

(5) A boat livery permit shall be issued if any of the following apply:

(a) One or more motorized livery boats and their associated equipment pass inspection under subsection (4).

(b) The boat livery rents or offers for rent 1 or more nonmotorized livery boats.

(6) A boat livery owner shall prominently display a boat livery permit issued under subsection (5) on the site of the boat livery. The permit expires on May 31 of the year following the year in which the permit is issued.

(7) The department and a conservation officer shall exercise the powers and perform the duties of the county sheriff's department and a sheriff or deputy sheriff under this section and section 44518 under any of the following circumstances:

- (a) If the county does not receive state aid under section 80117 to conduct a marine safety program.
- (b) If the boat livery rents or offers to rent a navigable waters livery boat.

(8) The department of natural resources shall furnish boat livery permit application forms, blank boat livery permits, registration decals, and inspection decals, plates, or tabs to the sheriff's department.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995;—Am. 2012, Act 249, Imd. Eff. July 2, 2012;—Am. 2012, Act 294, Imd. Eff. Aug. 1, 2012.

Popular name: Act 451

Popular name: NREPA

324.44517 Repealed. 2012, Act 249, Imd. Eff. July 2, 2012.

Compiler's note: The repealed section pertained to inspection fees for livery boats.

324.44518 Affixing inspection decal, plate, or tab to motorized livery boat; expiration; fees;

Rendered Wednesday, March 7, 2018

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information; amount, disposition, and use of fees.

Sec. 44518. (1) The sheriff of the county where a boat livery is located or a deputy sheriff shall affix or cause to be affixed an inspection decal, plate, or tab to each motorized livery boat that passes the inspection under section 44516.

(2) An inspection decal, plate, or tab under subsection (1) expires on May 31 of the year following the year in which the inspection decal, plate, or tab is issued. The inspection decal, plate, or tab shall bear all of the following information:

- (a) The maximum number of persons permitted to be carried aboard the motorized livery boat.
- (b) The maximum horsepower of a motor permitted to be used on the motorized livery boat.
- (c) Any other information that the department may reasonably require.

(3) A boat livery owner shall pay to the sheriff or deputy sheriff a fee of \$2.00 for each decal, plate, or tab affixed under subsection (1) to a motorized livery boat other than a navigable waters livery boat. Fees collected under this subsection shall be forwarded as follows:

(a) Except as provided in subdivision (b), to the treasurer of the county in which the fee is collected to be credited for the purpose of reimbursing the sheriff's department for expenses incurred under this part.

(b) If, pursuant to section 44516(7), a conservation officer performs the inspection, to the department of treasury to be credited to the marine safety subaccount of the waterways account.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995;—Am. 2004, Act 587, Eff. Dec. 23, 2006;—Am. 2012, Act 249, Imd. Eff. July 2, 2012;—Am. 2012, Act 294, Imd. Eff. Aug. 1, 2012.

Compiler's note: Enacting section 2 of Act 587 of 2004 provides:

"Enacting section 2. This amendatory act does not take effect unless House Joint Resolution Z of the 92nd Legislature becomes a part of the state constitution of 1963 as provided in section 1 of article XII of the state constitution of 1963."

Popular name: Act 451

Popular name: NREPA

324.44519 Removing, damaging, or mutilating inspection decal, plate, or tab.

Sec. 44519. A boat livery owner, the designated representative of the boat livery owner, or any other person, except an inspecting officer, shall not remove, damage, or mutilate a valid inspection decal, plate, or tab affixed to a livery boat except that when a livery boat is sold, damaged, destroyed, or removed from rental or leasing service, the boat livery owner or his or her designated representative shall remove the valid inspection decal, plate, or tab and return it to the inspecting officer.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

324.44520 Written rental contract required for certain livery boats; relinquishing physical control; responsibility of individual renting livery boat; display of information.

Sec. 44520. (1) The owner of a boat livery shall not rent a livery boat more than 20 feet in length to be used on navigable water except pursuant to a written rental contract between the boat livery owner and the renter.

(2) A boat livery owner or agent of the owner shall not relinquish physical control of any livery boat to the person renting the livery boat or someone in that person's party if any of the following apply:

(a) The equipment required pursuant to rules promulgated under this part is not aboard the livery boat.

(b) The livery boat contains a number of individuals in excess of the maximum number approved for the livery boat and required to be displayed under subsection (4).

(c) The livery boat is equipped with a motor with a horsepower rating in excess of the maximum horsepower approved for the livery boat and indicated on the inspection decal, plate, or tab affixed to the livery boat.

(3) The individual renting a livery boat, or an individual in the renter's party, is not responsible for a violation of a rule described in subsection (2)(a) if the livery boat or equipment was in violation when the owner relinquished possession of the livery boat to the renter or the individual in the renter's party.

(4) A livery boat shall display the maximum number of persons and maximum weight of persons, gear, and other items the livery boat is capable of safely carrying under normal conditions. The information may be displayed on the inspection decal, plate, or tab required for a motorized livery boat; on a manufacturer's plate, decal, plate, or tab; or by other means.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995;—Am. 2012, Act 249, Imd. Eff. July 2, 2012.

Popular name: Act 451

324.44520a Nonmotorized livery boat; liability for injury or death to user; notice; definitions.

Sec. 44520a. (1) An owner of a nonmotorized livery boat is not liable for an injury to or the death of a user of the nonmotorized livery boat resulting from a risk inherent in the use or operation of a nonmotorized livery boat.

(2) An owner of a nonmotorized livery boat shall display in conspicuous locations a notice specifying that a user of the nonmotorized livery boat accepts the risk inherent in the use or operation of a nonmotorized livery boat.

(3) As used in this section:

(a) "Owner of a nonmotorized livery boat" means the person who owns the nonmotorized livery boat, the boat livery that rents or furnishes the nonmotorized livery boat for use, or an employee or agent of the owner or boat livery.

(b) "Risk inherent in the use or operation of a nonmotorized livery boat" means a danger or condition that is an integral part of the use or operation of a nonmotorized livery boat and is limited to 1 or more of the following:

(i) Wave or other water motion.

(ii) Weather conditions.

(iii) Contact or maneuvers necessary to avoid contact with another vessel or a manmade object in or near the water.

(iv) Contact or maneuvers necessary to avoid contact with rock, sand, vegetation, or other natural objects in or near the water.

(v) Malfunction of equipment, except for equipment owned by the owner of a nonmotorized livery boat.

(vi) Failure to use or wear a personal flotation device or to have lifesaving equipment available, except if the owner of a nonmotorized livery boat failed to provide the personal flotation device or lifesaving equipment when required by law to do so.

(vii) The actions of a vessel operator, except if the owner of a nonmotorized livery boat rented the livery boat to an operator who the owner knew or in the exercise of reasonable care should have known was disqualified by law from operating the livery boat.

(viii) Having on board a number of persons or weight of persons, gear, and other items that exceeds the maximum approved for the livery boat, except in any of the following circumstances:

(A) If the owner of a nonmotorized livery boat knowingly relinquished physical control of the livery boat to a user of the nonmotorized livery boat with a number of persons or weight of persons, gear, and other items on board that exceeds the maximum approved for the livery boat or did not properly inform the user of the nonmotorized livery boat of the maximum weight or number of persons approved for the livery boat.

(B) If a nonmotorized livery boat did not display the maximum number of persons or maximum weight of persons, gear, or other items permitted to be carried on board as required under section 44520 when the boat livery owner relinquished physical control of the livery boat to a user of the nonmotorized livery boat.

(c) "User of the nonmotorized livery boat" means an individual who participates in the use or operation of the nonmotorized livery boat regardless of whether the individual rented the nonmotorized livery boat.

History: Add. 2006, Act 183, Imd. Eff. June 12, 2006;—Am. 2012, Act 249, Imd. Eff. July 2, 2012;—Am. 2012, Act 294, Imd. Eff. Aug. 1, 2012.

Popular name: Act 451

Popular name: NREPA

324.44521 Presenting rental contract or lease agreement for examination by peace officer; prohibited conduct by person renting, leasing, or operating livery boat.

Sec. 44521. (1) Any person renting, leasing, or operating a livery boat on navigable waters that is more than 20 feet in length shall present for examination, upon demand of any peace officer, a copy of the rental contract or lease agreement.

(2) A person renting, leasing, or operating a livery boat on waters of the state shall not do any of the following:

(a) Permit the operation of the livery boat without the equipment required by rules promulgated under this part.

(b) Permit the operation of the livery boat if it contains a number of persons in excess of the maximum number approved for the livery boat and indicated on the inspection decal, plate, or tab affixed to the livery boat.

(c) Permit the operation of the livery boat, if it is equipped with a motor with a horsepower rating in excess

of the maximum horsepower approved for the livery boat and indicated on the inspection decal, plate, or tab affixed to the livery boat.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

324.44522 Rental of personal watercraft; prohibition; certification required; rental agreement; contents; validity; liability; violation of subsection (1) or (2) as misdemeanor; impoundment.

Sec. 44522. (1) A boat livery shall not rent a personal watercraft to any of the following:

(a) A person who is under 14 years of age.

(b) A person who does not display a boater safety certificate that is issued by the department if required under part 802.

(c) A person who is not required to obtain a boater safety certificate issued by the department under part 802 before operating a personal watercraft, unless the person obtains training in the safe use of a personal watercraft from the boat livery before the personal watercraft is rented. The department shall provide to boat liveries guidelines for the training required under this subdivision.

(2) A person who rents a personal watercraft from a boat livery shall not permit an individual to operate the personal watercraft if the individual has not obtained a boating safety certificate as required under part 802.

(3) A boat livery shall provide a copy of the written rental agreement to each individual who rents a personal watercraft from the boat livery and who has obtained the training required under subsection (1). The written rental agreement shall include all of the following information:

(a) The name of the person who rents a personal watercraft from the boat livery.

(b) The date or dates of the rental.

(4) The written rental agreement described under subsection (3) is a valid boating safety certificate under part 802 only for the person named in the certificate on the date or dates of the rental of the personal watercraft.

(5) A person who rents a personal watercraft from a boat livery is liable for any injury occasioned by the negligent operation of the personal watercraft, whether the negligence consists of a violation of the statutes of this state, or the failure to observe the ordinary care in operation required by the common law. The person is not liable unless the personal watercraft is being used with his or her expressed or implied consent. It shall be rebuttably presumed that the personal watercraft is being operated with the knowledge and consent of the person if it is driven at the time of the injury by his or her son, daughter, spouse, father, mother, brother, sister, or other immediate member of the person's family.

(6) A person who violates subsection (1) or (2) is guilty of a misdemeanor, punishable by imprisonment for not more than 90 days or a fine of not less than \$100.00 or more than \$500.00, or both. A person who violates subsection (1) or (2) twice within a 3-year period is guilty of a misdemeanor punishable by imprisonment for not more than 90 days or a fine of not more than \$1,000.00, or both. A person who violates subsection (1) or (2) 3 or more times within a 5-year period is guilty of a misdemeanor punishable by imprisonment for not more than 90 days or a fine of not more than \$2,000.00, or both.

(7) In addition to any penalty imposed under subsection (6), upon a person's second or subsequent violation of subsection (1), the court may issue an order impounding the personal watercraft that was rented in violation of subsection (1) for not more than 1 year. The cost of storage for an impoundment ordered under this subsection shall be paid by the owner of the personal watercraft.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995;—Am. 1998, Act 262, Eff. Mar. 23, 1999;—Am. 2012, Act 294, Imd. Eff. Aug. 1, 2012.

Popular name: Act 451

Popular name: NREPA

324.44522a Inspection by peace officer.

Sec. 44522a. In addition to inspections conducted for purposes of section 44516 or under section 80166, a peace officer may inspect any livery boat at a boat livery. The peace officer shall give the owner of the boat livery at least 72 hours' advance notice of an inspection under this section and shall conduct the inspection at a reasonable time.

History: Add. 2012, Act 249, Imd. Eff. July 2, 2012.

Popular name: Act 451

Popular name: NREPA

324.44523 Petition for evidentiary hearing.

Sec. 44523. (1) A boat livery owner denied a permit to operate a boat livery by an inspecting officer designated by the department may petition the department for an evidentiary hearing pursuant to the administrative procedures act of 1969, Act No. 306 of the Public Acts of 1969, being sections 24.201 to 24.328 of the Michigan Compiled Laws.

(2) A boat livery owner may petition the department for an evidentiary hearing pursuant to the administrative procedures act, Act No. 306 of the Public Acts of 1969, regarding the determination by the inspecting officer of the maximum vessel load capacity of a livery boat, the maximum horsepower of any motor to be used to propel a livery boat, and any equipment requirements or standards.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

324.44524 Violation as misdemeanor; penalties; seizure, condemnation, and confiscation of vessel; issuance of appearance ticket.

Sec. 44524. (1) A person who violates this part or a rule promulgated under this part is guilty of a misdemeanor punishable by imprisonment for not more than 1 year or a fine of not more than \$1,000.00, or both.

(2) When a vessel is operated in violation of section 44502, 44509, or 44516(1) or (2), the vessel may be seized as evidence, and upon conviction of the owner, the vessel may be condemned and confiscated in the same manner as provided for under part 16.

(3) A peace officer may issue an appearance ticket to any person violating this part or a rule promulgated under this part.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995;—Am. 2012, Act 249, Imd. Eff. July 2, 2012.

Popular name: Act 451

Popular name: NREPA

324.44525 Applicability and construction of part.

Sec. 44525. (1) Except for the reporting requirements of section 44508, this part does not apply to a vessel that is required to be inspected by federal law or regulations for the purposes of carrying passengers for hire and that carries a valid and current certificate of inspection issued pursuant to federal law.

(2) This part does not require a person to secure a state pilot's license if that person has been issued a valid and current federal pilot's license from the United States coast guard or other federal agency.

(3) This part does not apply to a vessel 20 feet or less in length that is used primarily for training or instructional purposes and is not used at any time as a charter boat or a livery boat.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

324.44526 Effect of rules.

Sec. 44526. Except as otherwise provided in section 44504, rules promulgated pursuant to former Act No. 244 of the Public Acts of 1986 or an act repealed by that former public act remain in effect until replaced by rules promulgated pursuant to former Act No. 244 of the Public Acts of 1986 or this part.

History: Add. 1995, Act 57, Imd. Eff. May 24, 1995.

Popular name: Act 451

Popular name: NREPA

DEPARTMENT OF NATURAL RESOURCES
LAW ENFORCEMENT DIVISION
VESSELS CARRYING PASSENGERS FOR HIRE

(By authority conferred on the department of natural resources by section 44504 of 1994 PA 451, MCL 324.44504)

PART 1. GENERAL PROVISIONS

R 281.3101 Definitions.

Rule 101. As used in these rules:

- (a) "Act" means 1994 PA 451, MCL 324.44501 to 324.44526.
- (b) "Auxiliary engine" means any other engine or motor carried or used onboard a vessel, other than the main propulsion engines.
- (c) "Class A vessel" means a vessel, except for a sailboat carrying 6 or fewer passengers for hire, on navigable waters.
- (d) "Class B vessel" means a vessel, except for a sailboat carrying 6 or fewer passengers for hire, on inland waters.
- (e) "Class C vessel" means a vessel, except for a sailboat carrying more than 6 passengers for hire, on inland waters.
- (f) "Class D vessel" means a vessel which is propelled primarily by sails and which carries 6 or fewer passengers for hire on navigable waters or carries passengers for hire on inland waters.
- (g) "Daytime" means 1 hour before sunrise to 1 hour after sunset, where the actual times of sunrise and sunset are determined by the United States weather bureau. Times shall be local prevailing time.
- (h) "Deck rails" means a guard structure at the outer edge of a vessel deck consisting of vertical solid or tubular posts and horizontal courses made of metal tubing, wood, cable, rope, or other suitable material.
- (i) "Department" means the department of natural resources.
- (j) "Dockside inspection" means an examination of a vessel when the vessel is moored alongside a dock and afloat in the water so that all of the exterior above the waterline and the interior of the vessel may be examined.
- (k) "Drydock inspection" means an examination of a vessel when the vessel is out of the water and supported so that all of the exterior and interior of the vessel may be examined.
- (l) "Flexible vibration hose" means nonrigid tubing which is noncombustible or self-extinguishing and which is not affected by the motion of the vessel or the machinery to which it is connected or attached.

(m) "General maintenance" means drydocking or hauling out of a vessel for painting or cleaning the hull and rudder, or the changing of a propeller, propeller shaft, and associated bearings.

(n) "Good marine practice and standards" means those methods and ways of maintaining, operating, equipping, repairing, and restructuring vessels as determined by the marine inspector. The marine inspector shall use commonly accepted standards, including 46 C.F.R. SS1.01 to 552.5, the standards of the American boat and yacht council, and the standards of the boating industry association as sources of reference in making such determinations.

(o) "Inland waters" means all waters of the state, except navigable waters.

(p) "Marine inspector" means a department marine safety officer, conservation officer, or other person employed by the department and trained in vessel inspection and operator testing procedures.

(q) "Navigable waters" means those waters of the state over which the state of Michigan and the United States coast guard exercise joint jurisdiction, including the Great Lakes and waters connected thereto, to the upstream limit of navigation as determined by the United States department of the army, corps of engineers.

(r) "Nighttime" means 1 hour after sunset to 1 hour before sunrise where actual times of sunrise and sunset are determined by the United States weather bureau. Time shall be local prevailing time.

(s) "Open boat" means a vessel, either with or without engines or motors, which has its engine, fuel tank compartments, and other spaces, except weather enclosures, open to the atmosphere and arranged to prevent or preclude the entrapment of explosive or flammable gases and vapors within the vessel.

(t) "Owner" means a person who claims lawful possession of a vessel by virtue of legal title or equitable interest therein which entitles him or her to possession. "Owner" also means a person acting on the behalf of the owner in all matters concerning the vessel.

(u) "Personal flotation device" means a United States coast guard-approved lifesaving device.

(v) "Ring life buoy" means a United States coast guard-approved round or horse collar type IV throwable personal flotation device.

(w) "Suitable" means that the marine inspector has determined that an item is in keeping with good marine practice and standards.

(x) "Weather deck" means those portions of the foredeck and afterdeck which are open and exposed to the weather.

History: 1982 AACCS; 2014 AACCS

R 281.3102 Applicability.

Rule 102. (1) These rules do not apply to vessels required to be inspected by the United States coast guard, under 46 C.F.R. SS175.01 to 187.30, for the purposes of carrying passengers for hire.

(2) These rules shall apply to all other vessels, as defined in the act, carrying passengers for hire on waters of the state.

History: 1982 AACCS.

R 281.3103 Drydock inspection.

Rule 103. (1) All vessels carrying passengers for hire shall pass an initial drydock inspection conducted by a marine inspector. Thereafter, a vessel shall pass a drydock inspection when the department has reasonable cause to believe it necessary or at intervals not to exceed 60 months.

(2) Before an inspection, the owner of a vessel shall remove or effectively store all associated equipment, including fishing gear, coolers, and personal belongings onboard the vessel, which will impede the inspection process.

(3) The owner of a vessel shall open or remove all hatches and inspection ports before or during an inspection and shall have the vessel in a reasonably clean and orderly condition.

(4) To determine that a vessel is seaworthy and in good and serviceable condition, the owner of a vessel shall permit the marine inspector to inspect the entire interior and exterior of the vessel, including all of the following:

- (a) The hull and appendages.
- (b) Propellers.
- (c) Shafting.
- (d) Stern bearings.
- (e) Rudders.
- (f) Through-hull fittings.
- (g) Sea valves.
- (h) Strainers.
- (i) Outdrive units.
- (j) Outboard lower units.

(5) When the marine inspector has reasonable cause to believe that the seaworthiness or the sound structure of the vessel may be impaired, the owner of the vessel may be required to remove sections or portions of the lining, decking, ceiling, or other obstructions that may obscure any part of the vessel so that the seaworthiness or sound structure may be determined.

(6) When through-hull fittings are present below the waterline they shall be fitted with a readily accessible shutoff valve. The shutoff valve shall be located as close to the through-hull fitting as possible and be in good and serviceable condition. This subrule shall not be construed to conflict with Act No. 167 of the Public Acts of 1970, as amended, being S323.331 et seq. of the Michigan Compiled Laws, and known as the watercraft pollution control act of 1970.

History: 1982 AACCS.

R 281.3104 Main engines.

Rule 104. (1) Each vessel designed for inboard or inboard/outboard (stern drive) main engines shall be fitted with the appropriate number of engines.

(2) All main engines shall be of the appropriate type and design for the propulsion requirements of the hull in which they are installed, shall be capable of operating at a

constant marine load without exceeding their design limitations, and shall be in good and serviceable condition.

(3) The head, block, and exhaust manifold of any main engine shall be waterjacketed and cooled by water from a pump which operates when the engine operates, except for drystack exhaust systems.

(4) When a main engine is fitted with an updraft or sidedraft carburetor, the carburetors shall have integral or properly connected drip collectors of adequate capacity which will return all drip and overflow to the engine intake manifold.

(5) The exhaust pipe system of the main engines shall comply with all of the following provisions:

(a) Be gastight to the hull interior.

(b) Be designed and installed to prevent cooling water or seawater from returning to the engines.

(c) Be so accessible that it can be inspected and repaired throughout its length.

(d) Be supported so as to prevent undue stress which may cause fractures. Hangers, brackets, and other supporting components shall be made of fireproof materials and shall be installed so as to prevent the transmission of heat to adjacent combustible materials.

(e) Where personnel or combustibles might come in contact with hot surfaces, effective protection shall be provided by water jacketing, lagging, shielding, or suitable guards.

(6) Outboard engines on vessels designed for utilizing outboard engines as main engines shall be in good and serviceable condition.

(7) Vessels utilizing unique or unusual machinery as main engines shall be given separate consideration and shall be subject to requirements as determined by the marine inspector after consultation with the state boating law administrator. The requirements shall be in keeping with good marine practice and standards. These unique or unusual types of machinery shall include those utilizing steam, electricity, gas turbines, air screws, and hydraulic jets.

(8) When auxiliary engines are installed on a vessel, they shall be installed in accordance with good marine practice and standards and shall be in good and serviceable condition.

History: 1982 AACS.

R 281.3105 Rescinded.

History: 1982 AACS; 2014 AACS

R 281.3106 Rescinded.

History: 1982 AACS; 2014 AACS

R 281.3107 Fixed fuel tank systems.

Rule 107. (1) A fixed fuel tank on a vessel shall be installed as follows:

(a) To permit examination with minimum disturbance to the hull structure.

(b) With adequate support and bracing to prevent movement. The supports and braces shall be insulated from contact with the tank surfaces with a nonabrasive and nonabsorbant material.

(c) With openings for fill and vent pipes and for fuel level gauges, where used, on the topmost surfaces of the tank. The tank shall not have openings in the bottom, sides, or ends, except that an opening fitted with a threaded plug or cap may be used for cleaning the tank.

(d) On fuel tanks for diesel fuel, the opening for the fuel supply piping is not restricted to the top of the tank.

(2) Fixed fuel tank piping shall be installed as follows:

(a) Fuel supply lines to the engines shall be tubing of copper, nickel-copper, steel, or United States coast guard-approved type A flexible fuel line. Fuel supply lines shall run as direct as practicable, shall be accessible, and shall be supported in a suitable manner. They shall have a readily accessible, manually operated, in-line shutoff valve installed as close to the fuel tank as practicable. They shall be protected in a suitable manner from mechanical injury at all supports and where they pass through bulkheads and structural members.

(b) Metal fuel supply lines shall be fitted with flexible vibration hose as close to the engine as practicable.

(c) A filling pipe shall be fitted to the highest point of the fuel tank and shall have an inside diameter of not less than 1 1/4 inches.

(d) A fuel tank shall be fitted with a marine-type fuel gauge or a sounding pipe if sounding cannot be accomplished through the filling pipe.

(e) A filling or sounding pipe shall be arranged so that overflow of liquid or vapor cannot escape to the inside of the vessel.

(f) A fuel tank shall be fitted with a vent pipe connected at the highest point of the tank, shall have an inside diameter of not less than 7/16 of an inch, and shall terminate on the hull exterior as far as practicable from any hull openings and below deck spaces. The vent pipe shall be installed to prevent accidental contamination of the fuel by water and shall be fitted with a removable flame screen at its point of termination.

(g) Devices in fuel lines for drawing fuel below decks for any purpose are prohibited.

(h) All accessories installed in the fuel line shall be supported in a suitable manner.

(3) The owner or operator of a vessel shall maintain the entire fuel system and accessories in good and serviceable condition.

(4) The owner or operator of a vessel with a fixed fuel system shall not carry fuel onboard the vessel outside of the fixed fuel system, unless the fuel is carried in conjunction with an auxiliary outboard engine. When fuel is carried, it shall be in portable fuel tanks as provided by manufacturers of outboard engines and shall be safely secured outside of the engine or living compartment.

(5) During fueling operations, smoking aboard the vessel by any person is prohibited.

(6) The operator of a vessel shall not allow passengers onboard the vessel while taking on fuel.

History: 1982 AACCS.

R 281.3108 Fixed fuel system grounding.

Rule 108. (1) A fixed fuel system shall be grounded by 1 or more of the following methods:

- (a) By electrical connection to a common ground.
- (b) By welding or bolting to a metal bulkhead of a metal hull vessel.
- (c) By electrical connection to the rudder, struts, or metal grounding plate.

(2) Where flexible vibration hose is installed, metal grounding straps or wires shall be used to maintain ground continuity.

History: 1982 AACCS.

R 281.3109 Portable fuel systems.

Rule 109. (1) The operator of a vessel with a portable fuel system shall carry fuel onboard in approved portable fuel tanks.

(2) Portable fuel tanks shall be secured in a suitable manner to prevent shifting while underway. Sufficient lengths of approved flexible fuel lines shall be provided so that the farthest fuel tank from the engine can be reached without removing the tank from its secured location.

History: 1982 AACCS.

R 281.3110 Electrical systems.

Rule 110. (1) All electrical systems on a vessel shall be safe and fit for the service intended, shall be in proper operating condition, and shall have a suitable electrical grounding system.

(2) Electrical wiring shall be routed as high as possible above the bilges, shall be supported in a suitable manner with nonabrasive fasteners to structural members of the vessel, and shall be protected against chafing where passing through bulkheads or other structural members. Fasteners and protective devices shall not be capable of causing damage to the wiring.

(3) Any electrical storage battery or batteries shall be compatible with its attendant electrical system.

(4) A battery shall be located so that gas generated in charging is dissipated by natural or mechanical ventilation.

(5) A battery shall be accessibly located, provided with suitable supports, and secured against shifting with the motion of the vessel.

(6) A battery shall be located in a liquid-tight tray or box of adequate capacity to retain normal spillage or boilover of the electrolyte. The tray or box shall be

constructed of, or lined with, suitable materials resistant to deterioration by the electrolyte.

(7) A nonconductive, perforated cover or other suitable means shall be provided to prevent accidental shorting of the battery terminals.

History: 1982 AACS.

R 281.3111 Electrical equipment.

Rule 111. (1) Permanently installed electrical appliances, equipment, and fixtures used on a vessel shall be designed so that the current-carrying parts of the device are effectively insulated from exposed metal parts by an electrical insulating material suitable for use in damp or wet locations.

(2) All permanently installed electrical appliances, equipment, and fixtures shall be properly connected to the vessel's electrical grounding system.

(3) All electrical appliances, equipment, and fixtures installed or used in machinery spaces or other areas where flammable vapors may be present shall be designed, enclosed, or protected to prevent ignition of flammable vapors.

(4) Switches, circuit breakers, and fuse boxes or blocks used on a vessel shall be approved by underwriters laboratories for marine use, where available, or shall be a type commonly manufactured for use on vessels. These devices shall have suitable protection to prevent accidental shorting.

History: 1982 AACS.

R 281.3112 Bilge pumps and bailing devices.

Rule 112. (1) A vessel constructed with bilges or enclosed spaces below decks shall be fitted with not less than 2 electrically operated bilge pumps located in a manner that will assure that all bilge areas can be pumped. The bilge pumps shall be in good and serviceable condition.

(2) Each bilge pump shall be equipped with either an indicator light which activates when the bilge pump is operating or with an alarm system that is automatically activated when an excessive amount of water accumulates in the bilges.

(3) Bilge pump indicator lights shall be located at the helm position used most often and as close to the bilge pump switch as practicable. Bilge pump indicator lights and bilge water alarm systems shall be in good and serviceable condition.

(4) All vessels shall be equipped with a manually operated bailing device.

History: 1982 AACS.

R 281.3113 Vessel passenger capacity; determination.

Rule 113. (1) On vessels that do not have or are not required to have a vessel capacity plate, the maximum passenger capacity shall be determined by applying any 1 of the following criteria which results in the allowance of the greatest number of passengers.

(a) One passenger per 30 inches of rail space available to passengers at the vessel's sides and across the transom.

(b) One passenger per 10 square feet of deck area available for passenger use. In computing the deck area, the areas occupied by concession stands, toilets and washrooms, companionways, and stairways shall be excluded.

(c) One passenger per 18 inches of width of fixed seating provided.

(2) On vessels that have or are required to have vessel capacity plates, the passenger capacity shall be determined by applying either of the following criteria which results in the allowance of the greatest number of persons without exceeding the capacity plate maximums:

(a) Weight capacity minus maximum motor and gear weight: $185 = \text{number of passengers}$.

(b) Boat length times boat beam : $15 = \text{number of passengers}$.

History: 1982 AACCS; 2014 AACCS

R 281.3114 Vessel damage, repairs, and alterations; reports; repair and alteration standards; modification of corrections and repairs; determination of unsafe vessel; modification and inspection exception.

Rule 114. (1) When a vessel has an accident causing physical damage, has a grounding causing physical damage, or is to be hauled out and dry docked to carry out major repairs or alterations affecting the vessel's seaworthiness, the owner of the vessel shall immediately report to the marine inspector or the marine safety section of the department the nature of the damage repairs, or alterations. Physical damage does not include breakage of glass, lights, or decorative items.

(2) All repairs and alterations shall be done in accordance with good marine practice and standards and approved by the marine inspector before the work is started. Drawings, sketches, or written specifications may be required by the marine inspector depending on the nature and extent of the repairs or alterations.

(3) The owner of a vessel shall not allow the vessel to be returned to service or returned to the water until all repairs or alterations have been completed and the vessel has been reinspected and approved by the marine inspector. The marine inspector shall reinspect the vessel as soon as possible after notification by the owner that the repairs and alterations have been completed.

(4) When corrections or repairs to the vessel or associated equipment are required as a result of an inspection by the marine inspector, the owner of the vessel shall notify the marine inspector when the corrections or repairs have been made.

(5) When, during the course of an inspection, the marine inspector finds equipment or conditions which are not addressed in these rules and which are unsafe or jeopardize the safety of the passengers carried onboard, the marine inspector shall require that the condition be corrected or the equipment removed from the vessel.

(6) When it is determined by the marine inspector and the state boating law administrator that a vessel, because of its construction or design, or both, is not safe to carry passengers for hire, a certificate of inspection shall not be issued. The owner, if not satisfied with the decision of the department, may seek relief in accordance with Act No. 306 of the Public Acts of 1969, as amended, being S24.201 et seq. of

the Michigan Compiled Laws, and known as the Michigan administrative procedures act.

(7) Notification and inspection shall not be required for general maintenance drydocking or hauling out.

History: 1982 AACCS.

R 281.3115 Dockside inspection.

Rule 115. The owner of a vessel shall, at the dockside inspection, submit all required safety apparatus for inspection and shall operate or cause to be operated all machinery, steerage, and bilge pumps to the extent necessary to determine that their condition is satisfactory and fit for safe, constant operation.

History: 1982 AACCS.

R 281.3116 Main engine gauges.

Rule 116. (1) On vessels designed for inboard or inboard/outboard (stern-drive) main engines, both of the following gauges shall be present:

(a) A gauge to indicate main engine cooling water temperature for each main engine. The gauge shall be readable, by the marine inspector, from each helm position.

(b) A gauge to indicate main engine lubrication oil pressure for each main engine. The gauge shall be readable, by the marine inspector, from each helm position.

(2) All gauges installed on a vessel shall be in good and serviceable condition.

History: 1982 AACCS.

R 281.3117 Personal flotation devices.

Rule 117. (1) When the marine inspector determines that any personal flotation device required to be carried onboard a vessel is not in good and serviceable condition, the owner of the vessel shall permit the marine inspector to note, in writing, on the personal flotation device, that the device is no longer serviceable. The owner of the vessel shall replace the non-serviceable devices immediately or the number of passengers allowed to be carried aboard the vessel shall be revised to equal the number of serviceable personal flotation devices carried. The certificate of inspection may be revised, at any time, for the number of these devices carried, upon request of the owner to the marine inspector.

(2) Personal flotation devices shall be carried in suitable places which are readily accessible to the passengers onboard. The places shall be designed to allow the devices to float free when practical.

(3) When personal flotation devices are carried so that they are readily accessible, but not readily visible to the passengers, the container shall be marked "LIFE PRESERVERS" and the number of devices contained therein shall be listed. The letters

and numbers shall be at least 1 inch high and shall be a color contrasting to the color of the container. The container shall also indicate the size of the devices contained therein. Differing sizes shall not be mixed within a container.

(4) On documented vessels, all required personal flotation devices shall be marked with the vessel's name in characters at least 1 inch high and shall be a color contrasting to the color of the device.

(5) On undocumented vessels, all required personal flotation devices shall be marked with either the vessel's name or the vessel's registration number in characters at least 1 inch high and shall be a color contrasting to the color of the device. After May 31, 1982, all personal flotation devices acquired shall be marked with the vessel's registration number in characters at least 1 inch high and shall be a color contrasting to the color of the device.

History: 1982 AACs.

R 281.3118 Fire fighting equipment.

Rule 118. (1) A vessel, except for an open boat, shall be equipped with a minimum number of coast guard-approved portable fire extinguishers which shall be located as shown in the following table:

Minimum Number Compartmented Vessels		
Class of Extinguishers and Locations		
Less than 26 feet	B1	2
Helmsman's position and cabin.		
26 feet to less than 40 feet	B1	3
Accessible to the engine compartment, helmsman's position, and galley.		
40 feet and over	B1	4
Accessible to the engine compartment, helmsman's position, crew quarters, and galley.		

(2) Where 3 or more B1 units are required, the extinguishing capacity may be made up of a smaller number of B2 units, if each location is protected with a readily accessible extinguisher.

(3) The owner of a vessel shall examine, at regular intervals, all fire extinguishers to make certain that they have not been tampered with and have not suffered corrosion or damage.

(4) A foam extinguisher shall be discharged, cleaned, inspected for mechanical defects or serious corrosion, and recharged annually.

(5) A dry chemical extinguisher shall be kept full with the specified weight of chemical at all times. The cartridge shall be reweighed annually. If the cartridge is found to weigh less than the minimum weight stamped thereon, it shall be replaced with a full cartridge or recharged. An extinguisher with a gauge shall be recharged when the pressure is below prescribed operating limits.

(6) A carbon dioxide extinguisher shall be reweighed annually, and a cylinder found lighter than the weight indicated on the nameplate shall be recharged.

(7) Maintenance required in subrules (3), (4), and (5) of this rule shall be performed by a qualified fire-fighting equipment repair service.

History: 1982 AACR.

R 281.3119 First aid kit and emergency procedures list.

Rule 119. (1) The owner of a vessel shall provide, and have onboard the vessel, at least 1 standard 16unit first aid kit.

(2) The owner of a vessel shall post an emergency procedures list aboard the vessel in a conspicuous location. The list shall set forth, at a minimum, all of the following information items:

(a) Radiotelephone distress:

- (i) Switch to channel 16 - coast guard.
- (ii) Give distress signal "MAYDAY" 3 times.
- (iii) Give boat name, type, and color.
- (iv) Give position.
- (v) Describe emergency.

(b) Man overboard:

- (i) Post a lookout.
- (ii) Throw over a flotation device or the water light.
- (iii) Don't jump into the water unless the person overboard is a small child, elderly, or a handicapped person.
- (iv) Maneuver to return for pickup.
- (v) Use additional markers.
- (vi) Get victim aboard.
- (vii) Call for help if necessary.

(c) Explosion:

- (i) Be ready to go overboard with personal flotation device (life jacket).
- (ii) When clear of danger, account for all passengers and assist.
- (iii) Stay together.

(d) Fires:

- (i) If possible, use fire extinguisher.
- (ii) If practical, jettison burning materials.
- (iii) Reduce the air supply.
- (iv) Assemble at opposite end of boat.
- (v) Make preparation to abandon ship:
 - (A) Put on life jacket.
 - (B) Signal for help by radio or any means available.

(e) Leaks or damage control:

Leaks or damage control:

- (i) Put on life jackets.
- (ii) Check bilge pump operation.
- (iii) Pull up all decks and floor boards in search of leaks.

(iv) Slow or stop boat as needed. You may need to stay on plane to keep hole above water.

(v) Stop engine, close sea cock for engine cooling, disconnect hose and place end in bilge. Start engine to act as bilge pump.

(vi) Cover large hole from outside of boat with mattress, or similar device.

(vii) Use radio to call for help. Channel 16 - coast guard.

History: 1982 AACCS.

R 281.3120 Cooking and heating appliances.

Rule 120. (1) Galley stoves aboard a vessel shall be operated only by the owner, the operator, or a crew member while carrying passengers. The owner, the operator, or the crew member shall be present in the galley at all times while the galley stove is being operated.

(2) Heating appliances, when present on a vessel, shall be of a type commonly manufactured for use aboard vessels.

(3) Heating appliances, when present on a vessel, shall be installed in adequately ventilated areas and shall be securely fastened to the vessel.

(4) Woodwork and other combustible material immediately surrounding heating appliances installed on a vessel shall be effectively insulated with noncombustible material.

(5) All fuel tanks for heating appliances installed on a vessel shall have an in-line shutoff valve as close to the fuel tank as practical. The fuel line shall have as few other fittings as practicable between the shutoff valve and the heating appliance.

All remotely installed fuel tanks shall be securely fastened to the vessel in an accessible location.

(6) Heating appliances, when present on a vessel, using liquefied petroleum gas, liquefied natural gas, or compressed natural gas shall be installed in accordance with good marine practice and standards, except for class A and class D vessels on which these type appliances are prohibited by federal law.

(7) A person shall not ignite or start a gasoline, liquefied petroleum gas, compressed natural gas, or liquefied natural gas heating or cooking appliance onboard a vessel while passengers are onboard the vessel.

History: 1982 AACCS.

R 281.3121 Visual distress signals.

Rule 121. (1) The owner of a vessel which operates on the Great Lakes and Lake St. Clair shall have aboard the vessel at least 1 option, from the following list, of coast guard-approved visual distress signals:

Number	Options	Required	Type	Accepted
(a)	3	Hand-held red flare with manufacture	Day and night,	date of October
		1, 1980, or later.		

- | | | | |
|-----|---|--|---------------------------|
| (b) | 3 | Hand-held, rocket-propelled parachute | Day and night, red flare. |
| (c) | 1 | Orange flag distress signal for boats | Day only |
| | 1 | and electric distress light for boats. | Night only |
| (d) | 3 | Floating or hand-held orange smoke and | Day only |
| | 1 | electric distress light for boats | Night only |
| (e) | 3 | Floating or hand-held orange smoke and | Day only |
| | | option (a) or option (b). | Day and night |
| (f) | 1 | Orange distress flag for boats and | Day only |
| | | Option (a) or option (b) | Day and night |

(2) Non-approved hand-held pyrotechnic aerial red flares and pyrotechnic hand-held or floating orange smoke is acceptable for meeting the requirements of this rule until July 1, 1982, if the devices remain in good and serviceable condition.

(3) A person shall not display a visual distress signal on the waters of the state, except in an emergency.

(4) A person shall not possess any pistol-type visual distress signal launching device commonly known as a flare gun.

(5) Any coast guard-approved electric distress light for boats that activates automatically upon contact with the water and flashes S.O.S. is acceptable for meeting the nighttime requirements of this rule and the requirements of R 281.3202(4), R 281.3302(3), R 281.3404(3), and R 281.3503(4).

(6) The owner of a vessel shall have aboard the vessel at least 1 portable battery-operated light (flashlight), powered by D-cells or larger-size batteries, which is in good and serviceable condition.

History: 1982 AACCS.

R 281.3122 State pilot's license; requirements.

Rule 122. (1) An applicant for a state pilot's license shall be not less than 18 years of age.

(2) When an applicant for a state pilot's license has been convicted by a court of record for a felony violation of the laws of the United States or the state of Michigan within 5 years of the date of application, the marine inspector shall investigate the circumstances of the conviction. When the investigation shows continued illegal or questionable activity on the part of the applicant, the application shall be denied by the state boating law administrator.

(3) When an applicant for a state pilot's license has been convicted by a court of record for a serious violation of the marine laws of the United States or the state of Michigan within 3 years of the date of application, the marine inspector shall investigate the circumstances of the conviction. When the investigation shows continued illegal or questionable activity on the part of the applicant, the application shall be denied by the state boating law administrator. A serious violation includes all of the following:

- (a) Careless operation.
- (b) Reckless operation.
- (c) Operation under the influence of alcoholic beverage or controlled substance.

(d) Negligent operation.

(e) Operation causing death or injury.

(4) An applicant for a state pilot's license shall have not less than 90 days' experience, within the preceding 24 months, operating a noncommercial vessel of a type similar to the vessel for which the pilot's license is sought or 90 days' experience, within the preceding 24 months, as a full-time crew member on a commercial vessel of a type similar to the vessel for which the pilot's license is sought and shall have received instruction from a licensed pilot in the operation of the vessel.

(5) An applicant for an original state pilot's license shall pass a physical examination given by a licensed physician of this state and shall present a certificate signed by the physician attesting to the applicant's general physical condition. Epilepsy, insanity, senility, acute general disease or neurosyphilis, badly impaired hearing, or other defect that would render the applicant incompetent to perform the ordinary duties of a licensed operator may be cause for denial of the application.

(6) The department, when it has reason to doubt the operator's physical or visual abilities, may require him or her, at any time, to obtain a new physical examination. Notwithstanding, a physical examination shall be required once every 36 months.

(7) An applicant for a state pilot's license shall not be color-blind and, in the opinion of a qualified physician, shall have adequate vision, in at least 1 eye, to safely operate a vessel.

(8) A qualified applicant for a state pilot's license shall successfully complete examinations, both written and practical, administered by a marine inspector.

History: 1982 AACCS.

R 281.3123 Certification.

Rule 123. (1) Upon satisfactory completion of the required drydock and annual dockside inspections, the department shall issue a certificate of inspection which shall expire on May 31 of the following year, except that the department may extend the expiration date for a period not to exceed 30 days when extreme weather conditions exist.

(2) The certificate of inspection shall indicate that the vessel may operate during both the daytime and nighttime hours, unless otherwise requested by the owner of the vessel.

(3) A certificate of inspection shall be framed under transparent material and posted in a conspicuous place on the vessel. Where posting is impractical, the certificate shall be kept onboard to be shown on demand.

(4) There shall be a sticker issued with each certificate, and such stickers, when issued, shall be affixed to the port and starboard sides of the vessel in a conspicuous manner.

History: 1982 AACCS.

R 281.3124 Suspension and revocation of certificates.

Rule 124. (1) If, at any time subsequent to an inspection of a vessel and the issuance of a certificate, changes to the hull or any portion of the vessel, including equipment required to be carried onboard, are found to have occurred so that the vessel no longer meets the minimum standards prescribed, the certificate shall be revoked by the department and immediately surrendered to a marine inspector.

(2) Violation of the act or any other act or falsification of information on an application for inspection may also be cause for suspension or revocation of the certificate.

History: 1982 AACCS.

R 281.3125 Pilot's license; display.

Rule 125. A licensed operator, when operating a vessel for hire, shall place his or her pilot's license, framed under transparent material, in a conspicuous place on the vessel where it can be seen by passengers and other persons at all times. Where such display is impracticable, the pilot's license shall be carried onboard and shown on demand.

History: 1982 AACCS.

R 281.3126 Pilot's license; duration; renewal.

Rule 126. (1) A state pilot's license is valid for 3 years from the date of issue.

(2) A state pilot's license shall be renewed by application to the department.

History: 1982 AACCS.

R 281.3127 Pilot's license; suspension or revocation.

Rule 127. The following conduct is cause for suspension or revocation of the state pilot's license:

- (a) The negligent or improper operation of a vessel.
- (b) Physical impairment of the operator.
- (c) Falsification of information given on a license application.

History: 1982 AACCS.

R 281.3128 Pilot's license; ownership; surrender.

Rule 128. An issued state pilot's license shall remain the property of the department and shall be surrendered to a marine inspector upon revocation.

History: 1982 AACCS.

R 281.3129 Public liability insurance required.

Rule 129. The owner of a vessel shall carry marine liability insurance for bodily injury. The insurance coverage shall be for 1 year and shall be renewed annually. The amount of the coverage, per accident, shall be not less than \$50,000.00 multiplied by the number of passengers authorized to be carried by the certificate of inspection. However, each vessels carrying more than 10 passengers shall carry not less than \$1,000,000.00 coverage per accident.

History: 1982 AACCS.

R 281.3130 Rescission.

Rule 130. R 281.2001 to R 281.2130 of the Michigan Administrative Code, appearing on pages 1005 to 1022 of the 1979 Michigan Administrative Code, are rescinded.

History: 1982 AACCS.

PART 2. CLASS A VESSELS

R 281.3201 Rescinded.

History: 1982 AACCS; 2014 AACCS

R 281.3202 Personal flotation devices and water light.

Rule 202. (1) The owner of a vessel shall provide 1 coast guard-approved, type I personal flotation device, of a proper size, for each person, including the crew, to be carried onboard. Each device shall be inspected at the dockside inspection.

(2) The owner of a vessel shall affix, in a suitable manner, to all type I personal flotation devices carried aboard the vessel, 200 square centimeters (31.5 sq. in.) of coast guard-approved retroreflective material to the outside of each device and 200 square centimeters (31.5 sq. in.) to the inside of each device.

(3) The owner of a vessel shall have aboard the vessel a ring life buoy not less 20 inches in diameter. The ring life buoy shall comply with all of the following requirements:

- (a) Be readily accessible in a suitable location.
- (b) Have attached, in a suitable manner, not less than 50 feet of line.
- (c) Be marked as required by R 281.3117.

(4) The owner of a vessel shall provide a water light which is self-activating upon contact with the water and which is approved by the marine inspector. The light shall be stored in a readily accessible location near the ring life buoy and shall be in good and serviceable condition. When, at the owner's discretion, the light is attached to the ring life buoy, it shall be attached by a line at least 1 foot in length.

History: 1982 AACCS.

R 281.3203 Marine radio and compass.

Rule 203. (1) The owner of a vessel which operates on the Great Lakes and Lake St. Clair shall have aboard the vessel a marine radio-telephone which is in good working condition and a current federal communication commission operator's license.

(2) The owner of a vessel which operates on the Great Lakes and Lake St. Clair shall have aboard the vessel a suitable marine-type compass which is in good and serviceable condition.

History: 1982 AACCS.

R 281.3204 Toilet and sanitary facilities.

Rule 204. A vessel, except for an open boat and a vessel where suitable privacy enclosures are not practical, shall be equipped with 1 toilet which complies with Act No. 167 of the Public Acts of 1970, as amended, being S323.331 et seq. of the Michigan Compiled Laws, and which shall be maintained in a serviceable and sanitary condition by the owner of the vessel.

History: 1982 AACCS.

R 281.3205 Anchor and anchor line.

Rule 205. (1) A vessel shall be equipped with 1 anchor of a suitable size and type.

(2) A vessel operating on the Great Lakes and Lake St. Clair shall be equipped with 1 sea anchor.

(3) A vessel operating on the Great Lakes and Lake St. Clair shall be equipped with not less than 150 feet of suitable anchor line which is readily available onboard the vessel.

(4) A vessel operating exclusively on rivers shall be equipped with not less 30 feet of suitable anchor line which is readily available onboard the vessel.

(5) Any line, when attached to the required anchor, shall be attached by eyesplice, thimble, and shackle.

History: 1982 AACCS.

PART 3. CLASS B VESSELS

R 281.3301 Rescinded.

History: 1982 AACCS; 2014 AACCS

R 281.3302 Personal flotation devices and water light.

Rule 302. (1) The owner of a vessel, except for an open boat, shall provide 1 coast guard-approved type I personal flotation device of a proper size, for each person, including the crew, to be carried onboard. Each device shall be inspected at the dockside inspection.

(2) The owner of a vessel, except for an open boat, which operates on inland lakes shall have aboard the vessel a ring life buoy not less than 20 inches in diameter. The ring life buoy shall comply with all of the following requirements:

- (a) Be readily accessible in a suitable location.
- (b) Have attached, in a suitable manner, not less than 50 feet of line.
- (c) Be marked as required by R 281.3117.

(3) The owner of a vessel, except for an open boat, shall provide a water light which is self-activating upon contact with the water and which is approved by the marine inspector. The light shall be stored in a readily accessible location near the ring life buoy and shall be in good and serviceable condition. When, at the owner's discretion, the light is attached to the ring life buoy, it shall be attached by a line at least 1 foot in length.

(4) The owner of an open boat shall provide 1 coast guard-approved type I, type II, or type III personal flotation device, of a proper size, for each person to be carried onboard, including the crew. In addition, 1 unicellular plastic foam coast guard-approved type IV throwable device shall also be carried. Each device shall be inspected at the dockside inspection.

(5) The owner of a vessel shall affix, in a suitable manner, to all personal flotation devices carried aboard the vessel, 200 square centimeters (31.5 sq. in.) of coast guard-approved retroreflective material to the outside of each device and 200 square centimeters (31.5 sq. in.) to the inside of each device that is reversible.

History: 1982 AACCS.

R 281.3303 Anchor and anchor line.

Rule 303. (1) A vessel shall be equipped with 1 anchor of a suitable size and type.

(2) A vessel operating on inland lakes shall be equipped with not less than 75 feet of suitable anchor line which is readily available onboard the vessel.

(3) A vessel operating exclusively on rivers shall be equipped with not less than 30 feet of suitable anchor line which is readily available onboard the vessel.

(4) Any line attached to the required anchor shall be attached by eyesplice, thimble, and shackle.

History: 1982 AACCS.

PART 4. CLASS C VESSELS

R 281.3401 Rescinded.

History: 1982 AACCS; 2014 AACCS

R 281.3402 Fixed seats.

Rule 402. Fixed seats, when used, shall be installed as follows:

- (a) Aisles not more than 15 feet long shall be not less than 124 inches wide.
- (b) Aisles more than 15 feet long shall be not less than 30 inches wide.
- (c) Where seats are in rows, the distance from seat front to seat front shall be not less than 30 inches.
- (d) Seat spacing shall provide for ready escape in case of fire or other emergency. Portable or temporary seats shall be arranged as required for fixed seating.

History: 1982 AACCS.

R 281.3403 Vessels carrying vehicles.

Rule 403. A vessel carrying vehicles shall have suitable chains, cable, or other barriers installed at the end of the vehicle runways. Suitable gates, rails, or other devices shall also be installed as a continuation of the regularly required rails.

History: 1982 AACCS.

R 281.3404 Personal flotation devices and water light.

Rule 404. (1) The owner of a vessel shall provide 1 coast guard-approved type I, type II, or type III personal flotation device, of a proper size, for each person, including the crew, to be carried onboard. Each device shall be inspected at the dockside inspection.

(2) The owner of a vessel shall have aboard the vessel a ring life buoy not less than 20 inches in diameter. The ring life buoy shall comply with all of the following requirements:

- (a) Be readily accessible in a suitable location.
- (b) Have attached, in a suitable manner, not less than 50 feet of line.
- (c) Be marked as required by R 281.3117.

(3) The owner of a vessel, except those vessels operating exclusively on rivers, shall provide a water light which is self-activating upon contact with the water and which is approved by the marine inspector. The light shall be stored in a readily accessible location near the ring life buoy and shall be in good and serviceable condition. When, at the owner's discretion, the light is attached to the ring life buoy, it shall be attached by a line at least 1 foot in length.

(4) Beginning January 1, 1982, any personal flotation device acquired as a replacement for an existing required device shall have affixed, in a suitable manner, 200 square centimeters (31.5 sq. in.) of coast guard-approved retroreflective material to the outside of each device and 200 square centimeters (31.5 sq. in.) to the inside of each device that is reversible.

History: 1982 AACCS.

R 281.3405 Toilet and sanitary facilities.

Rule 405. (1) The owner of a vessel shall provide toilets which comply with Act No. 167 of the Public Acts of 1970, as amended, being S323.331 et seq. of the Michigan Compiled Laws, and washbasins in accordance with the following table, except that a vessel operating on short runs of approximately 30 minutes or less need not be fitted with toilets or washbasins.

Number of Passengers	Toilets	Washbasins
49 and less	1	0
Over 49	1	1

(2) Toilet and washbasin facilities shall be maintained in a serviceable and sanitary condition.

History: 1982 AACCS.

R 281.3406 Fire fighting equipment.

Rule 406. (1) In addition to the number of portable fire extinguishers required by R 281.3118, a power-driven fire pump system shall be carried on a mechanically propelled vessel which is permitted to carry more than 49 passengers. The power-driven fire pump system shall be self-priming and of such size as to discharge an effective stream from a hose connected to the highest outlet of the pump. The power fire pump system may be driven by a propulsion engine or other source of power. The pump may also be connected to the bilge system so that it can serve as either a fire pump or a bilge pump.

(2) The power-driven fire pump system shall be of a type that allows any part of the vessel to be reached with an effective stream of water from 1 length of fire hose.

(3) At least 1 length of fire hose shall be attached to each power-driven fire pump or hydrant in the system at all times. Fire hose may be commercial fire hose or equivalent which is not more than

1-1/2 inches in diameter or garden hose which is not less than 5/8 inch nominal inside diameter. The fire hose shall be in 1 piece which is not less than 25, nor more than 50, feet in length. Garden hose, when used, shall be of a good commercial grade constructed of an inner tube, plies of braided cotton reinforcement, and an outer rubber cover or equivalent material and shall be fitted with a commercial garden hose nozzle of good grade bronze or equivalent metal.

History: 1982 AACCS.

R 281.3407 Anchors and anchor line.

Rule 407. (1) A vessel shall be equipped with 1 anchor of a suitable size and type.

(2) A vessel operating on inland lakes shall be equipped with not less than 75 feet of suitable anchor line which is readily available onboard the vessel.

(3) A vessel operating exclusively on rivers shall be equipped with not less than 30 feet of suitable anchor line which is readily available onboard the vessel.

(4) Any line attached to the required anchor shall be attached by eyesplice, thimble, and shackle.

History: 1982 AACCS.

PART 5. CLASS D VESSELS

R 281.3501 Sailing apparatus; inspection.

Rule 501. The owner of a vessel shall permit the marine inspector to examine all masts, spars, standing rigging, running rigging, blocks, fittings, sails, lines, and other sailing apparatus to determine if they are fit for safe constant operation.

History: 1982 AACCS.

R 281.3502 Rescinded.

History: 1982 AACCS; 2014 AACCS

R 281.3503 Personal flotation devices and water light.

Rule 503. (1) The owner of a vessel shall provide 1 coast guard-approved type I personal flotation device, of a proper size, for each person, including the crew, to be carried onboard. Each device shall be inspected at the dockside inspection.

(2) The owner of a vessel which operates on the Great Lakes and Lake St. Clair shall affix, in a suitable manner, to all type I personal flotation devices carried aboard the vessel, 200 square centimeters (31.5 sq. in.) of coast guard-approved retroreflective material to the outside of each device and 200 square centimeters (31.5 sq. in.) to the inside of each device.

(3) The owner of a vessel shall have a ring life buoy not less than 20 inches in diameter aboard the vessel. The ring life buoy shall comply with all of the following requirements:

(a) Be readily accessible in a suitable location.

(b) Have attached, in a suitable manner, not less than 50 feet of line.

(c) Be marked as required by R 281.3117.

(4) The owner of a vessel shall provide a water light which is self-activating upon contact with the water and which is approved by the marine inspector. The light shall be stored in a readily accessible location near the ring life buoy and shall be in

good and serviceable condition. When, at the owner's discretion, the light is attached to the ring life buoy, it shall be attached by a line at least 1 foot in length.

History: 1982 AACCS.

R 281.3504 Marine radio and compass.

Rule 504. (1) The owner of a vessel which operates on the Great Lakes and Lake St. Clair shall have aboard the vessel a marine radio-telephone which is in good working condition and a current federal communication commission radio-telephone operator's license.

(2) The owner of a vessel which operates on the Great Lakes and Lake St. Clair shall have aboard the vessel a suitable marine-type compass which is in good and serviceable condition.

History: 1982 AACCS.

R 281.3505 Toilet facilities.

Rule 505. A vessel, except for an open boat and a vessel where suitable privacy enclosures are not practical, shall be equipped with 1 toilet which complies with Act No. 167 of the Public Acts of 1970, as amended, being S323.331 et seq. of the Michigan Compiled Laws, and shall be maintained in a serviceable and sanitary condition by the owner.

History: 1982 AACCS.

R 281.3506 Anchors and anchor line.

Rule 506. (1) A vessel shall be equipped with 1 anchor of a suitable size and type.

(2) A vessel operating on the Great Lakes and Lake St. Clair shall be equipped with 1 sea anchor.

(3) A vessel operating on the Great Lakes and Lake St. Clair shall be equipped with not less than 150 feet of suitable anchor line which is readily available onboard the vessel.

(4) A vessel operating on inland lakes shall be equipped with not less than 75 feet of suitable anchor line which is readily available onboard the vessel.

(5) Any line, when attached to the required anchor, shall be attached by eyesplice, thimble, and shackle.

History: 1982 AACCS.

CHARTER BOAT INSPECTION CHECK LIST

- 1) Certificate Of Registration With Current Decal
- 2) Current Documentation Paper (When Applicable) Renewed Annually
- 3) Current Pilot's License And Expiration Date
- 4) Current Valid Insurance Policy
- 5) Sport Trolling License (When Applicable)
- 6) Proper Display Of Pilot's License, Certificate Of Inspection (If Currently Certified), And Emergency Check Off List When Applicable
- 7) Engine(s) And Control(s) In Good And Serviceable Condition
- 8) Fuel Tank(s) - Fixed
 - a) Grounded
 - b) Properly Supported And Secured
 - c) Filler Hose, Vent Hose And Fuel Lines In Good Condition And Clamps Tight – Proper Type of Fuel Line
- 9) Fuel Tank Fittings And Shut Off
 - a) Accessible
 - b) Tight
- 10) Portable Fuel Systems (When Applicable)
 - a) Approved Tanks
 - b) Properly Secured
 - c) Proper Fuel Line
- 11) Bilge Pumps
 - a) Operating Properly
 - b) Switches And Lights (Or Alarms) Operating
- 12) Manual Bailing Device (Bucket, Pail, Etc.)
- 13) Ventilation Ducting
 - a) Properly Secured And Supported
 - b) Accepted Material
- 14) Head (MSD) (When Applicable)
 - a) Properly Fitted And Secured
 - b) Good And Serviceable Condition
- 15) Cooking And Heating Appliances
 - a) Properly Secured
 - b) Properly Ventilated
- 16) Fixed Seating
 - a) Properly Secured
 - b) Good Condition
- 17) Compass (When Applicable)
 - a) Suitable
 - b) Good And Serviceable Condition
- 18) Personal Flotation Devices
 - a) Type Required For Class Of Vessel, Including Proper Numbers
 - b) Good And Serviceable Condition
 - c) Registration Numbers Marked On PFD's – Undocumented
 - d) Vessel's Name Marked On PFD's – Documented
 - e) Retro reflective Tape
- 19) Ring Buoy
 - a) 20 Inch Or Over
 - b) Registration Numbers Or Name Marked On Type IV
 - c) 50 Feet Or More Line Attached
- 20) Water Light
 - a) Approved Type
 - b) Operational
- 21) Hand Held Light
 - a) At Least One In Good And Serviceable Condition
 - b) D Cell Or Larger Batteries
- 22) Portable Fire Extinguishers
 - a) Proper Number And Location
 - i) 2 B1 – Less Than 26ft Vessel
 - ii) 3 B1 – 26ft To Less Than 40ft
 - iii) 4 B1 – 40ft And Over
 - b) Good And Serviceable Condition
- 23) Anchor
 - a) Suitable Size And Type
 - b) Length Of Line Attached
 - i) 150ft – Great Lakes And Navigable Waters
 - ii) 75ft – Inland (State) Waters
 - iii) 30ft – Operating Exclusively On Rivers
- 24) Sea Anchor
 - a) Appropriate Size And Type
 - b) Class A Vessels
 - c) Class D Vessels
- 25) Sails And Riggings (When Applicable)
 - a) Following To Be Inspected And Determined Fit For Constant Operation
 - i) All Masts, Spars, Standing Rigging, Running Rigging, Blocks, Fittings, Sails, Line And Other Apparatus
- 26) Emergency Check List
 - a) Posted In A Conspicuous Location Aboard The Vessel
- 27) Steering – Check For
 - a) Excessive Wear (All Components)
 - b) Weld Fractures (Hairline Cracks) (All Components)
 - c) Excessive Vibration (When Engine Is Operated In Gear)
 - d) Loose Bolts, Nuts, Screws, Etc.
 - e) Steering Cable Or Wire In Good Condition (Not Stranding)
 - f) Rust Free
 - g) Responsive (Little Play)
- 28) Electrical Systems
 - a) Installed In Accordance With Good Marine Standard
 - i) Connections, Insulation, Junction Boxes, Switches And Fuse Holders
 - b) Corrosion Free And Tight
 - c) Properly Grounded
- 29) Deck Rails
 - a) Class A And B Vessels – Required Height (Weather Decks And Cockpit, Accessible To Passengers And Crew
 - i) Horizontal Courses Not Greater Than 13 Inches Or The Equivalent
 - ii) Flying Bridge – Suitable Rails Or Equivalent Protection
 - iii) Open Boats Operated Exclusively On Rivers – Suitable Rails Or Equivalent Protection
 - b) Class C Vessels (On Passenger Deck Of Vessel)
 - i) Rails Not Less Than 36 Inches High
 - ii) Fitted With Bullwards, Chain Link Fencing, Wire Mesh Or Equivalent
 - c) Class D Vessels (All Weather Decks, Cockpits Accessible To Passenger And Crew)
 - i) Not Less Than 24 Inches When Accompanied By Hand Grabs
 - ii) Not Less Than 26 Inches When Not Accompanied By Hand Grabs
 - iii) Evenly Spaced From Top Of Rail To Deck, Evenly Spaced For i And ii
 - d) All Rails In Good And Serviceable Condition
- 30) Equipment Stow And Markings
 - a) Properly Marked
 - b) Proper Location
 - c) Accessible
- 31) First Aid Kit
 - a) At Least A Standard 16 Unit Or Equivalent
 - b) In A Conspicuous Location
- 32) Visual Distress Signals
 - a) Vessels Operated On Great Lakes And Lake St. Clair
 - i) Coast Guard Approved
 - ii) Current And Acceptable



**Michigan Department of Natural Resources
Passenger Vessel Inspections - Drydock**

January 1, 2023

Dear Owners & Captains;

This letter is to assist you in providing the needed information to ensure your drydock inspection is performed as efficiently as possible. After submitting your application and payment to a Michigan Department of Natural Resources (DNR) district office, approved applications are then forwarded to Gerber Marine Services, LLC. Gerber Marine Services, LLC is contracted with the DNR to perform its required inspections on charter boats. Patrick Gerber or Les Salliotte, will perform the drydock inspections.

The drydock inspection shall be completed prior to the in-water/dockside inspection. The in-water inspection is scheduled and conducted by a DNR officer following their review of Gerber Marine Services, LLC completed drydock report.

Because of Michigan's weather and the fishing seasons, inspections often occur within a short window of time. The timely and efficient completion of this charter requirement relies on your vessel meeting the following criteria **prior to** the drydock inspection with Patrick Gerber or Les Salliotte.

Once your paperwork has been submitted please send any drydock inspection questions to Patrick Gerber, gerbermarineservices@gmail.com or Les Salliotte, lessalliotte@aol.com.

Generally, Patrick, will handle inspections along the west side of the state and Upper Peninsula, and Les will perform the inspections along the east side.

Preparing for the Inspection:

The purpose of the drydock inspection is to determine if a vessel is sound and, in a condition, suitable for a passenger boat. The vessel will need to comply with the requirements of the State of Michigan applicable to passenger vessels.

- The vessel must be out of the water for the inspection and positioned so the underside and running surface can be inspected. Vessels may be on their intended trailers, cradles, or racks during the inspection. Ladders or other equipment shall be provided and setup prior to the inspection, if required, for accessing the interior of the vessel.
- All covers or shrink-wrap shall be removed prior to the inspection unless special arrangements are made with the inspector.

- The bilge areas should be clean of major debris, engine fluids, and water before the inspection.
- The exterior of the vessel should be clean enough so the hull can be sounded and tested for saturation in the laminates.
- All major hatches and inspection ports will need to be opened during the inspection.
- The interior of the vessel should not contain excessive amounts of gear that would interfere with the inspection. Normal portable gear is allowed to stay on the vessel as long the captain can move it, as needed, during the inspection.
- All major equipment including fuel tanks, bilge pumps, engines, batteries, and fuses will be inspected.

NOTE: Areas that need to be accessed using tools, shall be made accessible prior to the inspection. The inspector should not have to use any tools to access specific areas of the vessel. Those areas should be cleaned and inspected by the vessel's captain prior to the inspection.

The drydock inspection is very similar to a marine survey, but the scope is slightly narrower. All bilge and engine compartments must be clean and dry for the inspection. Drydock inspections will not be conducted on any vessel that is not prepared accordingly. Follow-up inspections are conducted only as time allows. It is important your vessel is fully ready by the date of your scheduled drydock inspection.

It is strongly recommended that the owner or captain(s) attend the inspection. If variances are detected in the absence of the responsible parties, the inspection process may be delayed.

The following list will assist you in scheduling your vessel for the dry-dock inspection. The questions are intended as a guide and some may not pertain to your vessel. The inspector may follow up with you if more information is needed.

- 1) Vessel location -
 - a) Supply a physical address for the location of where the vessel is located. Not your home address!
- 2) Storage conditions -
 - a. Inside:
 - i. Is it in heated storage or cold storage?
 - ii. Is the building equipped with lights or 120V power?
 - iii. Is the building clean or should the inspector bring coveralls?
 - iv. Is the building equipped with a concrete floor?
 - b. Outside:
 - i. Is vessel covered, shrink-wrapped, etc.?
 - ii. Is vessel on a rack, blocks, trailer, etc.?
 - iii. Is vessel at a dock and being hauled?
- 3) Vessel -
 - a. Has the boat been previously inspected? If so, when?
 - b. How long have you owned this boat?
 - c. Has any major work recently, or currently, been performed on the vessel?
- 4) Scheduling -
 - a. Will the owner or captain be present?

- b. If at a marina, must the inspection occur during certain hours?
- c. Do certain days of the week, or certain months, work best for you?
- d. Where are you traveling from for the inspection?

Scope of the Inspection:

Under Administration Rule 281.3102, vessels carrying passengers and not inspected by the USCG shall be inspected by the State of Michigan. Those vessels are required to have a drydock inspection every five years.

A drydock inspection includes, but is not limited, to:

- 1) Structure & design:
 - a) Hull and deck structure
 - b) Sailboat rigging
 - c) Overboard protection (handholds, deck rails, ladders, etc.)
 - d) Persons and weight capacity
- 2) Mechanical & exhaust systems
 - a) Running gear (propellers, struts, shafts, logs, etc.)
 - b) Steering system
 - c) Outdrives and transmissions
 - d) Ventilation of engine compartments
- 3) Fuel systems
 - a) Fuel tanks (fixed and portable)
 - b) Distribution lines and connection
 - c) Tank fill and vent plumbing
- 4) Electrical systems:
 - a) Battery storage and ventilation
 - b) Grounding and bonding systems
 - c) Conductors (type, installation, size, rating, etc.)
 - d) Overcurrent protection (location and rating)
 - e) AC & DC electrical systems
- 5) Plumbing
 - a) Waste and black water systems
 - b) Seacocks and thru-hulls
 - c) Bilge pumps
- 6) All gasoline vessels with an enclosed occupant space should be equipped with a/or Carbon Monoxide detector(s).

Drydock inspections must be performed when the environmental conditions allow for an accurate inspection. If your vessel is constructed of wood, fiberglass, or other composites the temperatures must be above freezing to test for delamination and saturation. The internal sections and laminates of the vessel must be above 32°F for the inspection. This normally requires temperatures to remain above freezing for consecutive days.

The vessel and its associated equipment are inspected to current USCG and State of Michigan requirements. American Boat and Yacht Council (ABYC) standards are used if there is any discrepancy or need for specific interpretation.

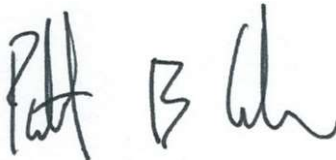
After the Inspection:

If deficiencies are detected during the inspection, the owner or captain **MUST** notify the inspector when the problem is addressed. Depending on the issue(s), a follow-up inspection may be required. Please contact the inspector when the deficiencies are corrected so another inspection can be scheduled.

When the inspector is confident there are no deficiencies, a copy of the completed paperwork is sent to the regional office and to the vessel's owner. The completed drydock inspection is emailed to increase the efficiency of the process.

Please feel free to send along any questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read 'P. B. Gerber'.

Patrick B. Gerber
Gerber Marine Services, LLC
gerbermarineservices@gmail.com

A handwritten signature in black ink, appearing to read 'Les Salliotte'.

Les Salliotte
Downriver Marine Surveyors
lessalliotte@aol.com

MDNR-DRYDOCK INSPECTION CHECK LIST

1) Interior Spaces

- A) Engine compartment is free of oil and engine fluids.
- B) Bilges are dry and free of large amounts of resting water.
- C) Seacocks should contain a secure fit to the vessel and be in good condition.
- All thru-hulls below the waterlines are equipped with a shut-off or seacock.

2) Hull Structure

- A) The hull does not contain excessive elevated levels of moisture or delamination.
- B) The stringers do not contain excessive elevated levels of moisture or delamination.
- C) The bulkheads/transverse members do not contain excessive elevated levels of moisture or delamination.
- E) Through-hull fittings interior/exterior are in good condition.

3) Carbon Monoxide (CO) Detector(s)

- A) Installed and mounted in the interior for all gasoline boats with an enclosed accommodation space(s). Multiple detectors may be needed in the interior of the vessel.
- B) DC powered (not 120VAC)

4) Bilge Pumps

- A) Two 12/24VDC pumps, at least one being automatic.
- B) Automatic pumps should contain a manual switch.
- C) Automatic pumps need an indicator light, which are visible from the helm position used most often or an audible alarm can be used to indicate when an excessive amount of water accumulates in the bilge(s).
- D) Pumps need to be installed in an accessible location.

5) Engines-Inboard or Inboard/Outboard

- A) Gauges or means to indicate a loss in cooling water.
- B) Gauges or device to indicate a loss in oil pressure.
- C) Fittings and hoses are in good condition.
- D) Strainers are in good condition.

6) Outdrives

- A) Outdrive bellows do not contain any extensive cracking.
- B) Hose clamps are tight and do not contain any damage.
- C) No plastic zip ties used on bellows.

7) Running Gear

- A) Propellers are properly secured and in good condition.
- B) Shafts are aligned and are not damaged.
- C) Cutless bearings and shaft logs do not have excessive wear.
- D) No excessive leaking around propeller shaft packing glands.

8) Steering System

- A) No excessive wear (All components).
- B) No weld or surface fractures.
- C) No excessive play or leaking around rudder packing glands.
- D) Check for loose bolts, nuts, screws, etc.
- E) No damage to steering cable or hydraulic lines. No leaks around hydraulic fittings and fluid levels are full.

9) Exhaust Systems

- A) System is vapor tight to interior of the vessel.
- B) Hoses are rated as exhaust hoses and in good condition.
- C) Fittings contain two hose clamps per joint.
- D) Engines do not share exhaust hoses or thru-hulls.

10) Fuel System – Fixed or Permanent

- A) Fuel Tank(s) – Fixed
 - Grounded (Metallic fill and tank).
 - Properly supported and secured.
 - Vent hose in good condition and of the correct type and exterior vent (Flame arrester screen).
 - Flexible fuel lines need to be USCG Type A and in good condition.
 - Fuel tanks not integral in the hull structure (Gasoline only)
- B) Fuel Fill
 - Double hose clamps and self-draining. Hose needs to be USCG Type.
 - Not positioned so overflow can enter the boat.
 - Metal fills must be grounded to the tank.
- C) Fuel Tank Fittings
 - Need to be accessible (If applicable during the inspection.
 - Not installed above a battery.
- D) Fuel Shut Off
 - Needs to be as close to the tank as possible and readily accessible.
 - Quick disconnect is acceptable for an outboard motor.

11) Fuel Systems – Portable

- A) Approved tanks.
- B) Properly secured in open area.
- C) Proper fuel line.

12) Gasoline Engine Compartment Ventilation

- A) Blower(s) secured.
- B) Vent hoses secured and supported in to the lower 1/3 of the engine compartment.
- C) Vent hoses secured above the normal bilge water accumulation or bilge pumps.
- D) Vent hoses are not torn or have excessive wear.

13) Electrical Systems

- A) General
 - Installed in accordance with current industry standards.
 - Conductors contain overcurrent protection at the source of power.
 - Fuses and breakers are sized to the conductor and UL approved for marine use.
 - Wiring is proper gauge and secured throughout the vessel.
 - conductors are not in contact with metal fuel components.
 - All devices in gasoline engine spaces are ignition protected.
- B) AC Systems (120/240V)
 - Installed in accordance with current industry standards.
 - Shore power system contains a breaker near inlet.
 - System and appliances are grounded.
 - Outlets in wet areas are GFCI protected.
- C) DC Systems
 - Batteries are secured in trays or boxes, which cannot be damaged by electrolyte.
 - Batteries are not installed within 12-inches of a metal fuel component.
 - Fuel Fittings are not installed above a battery.
 - Battery banks larger than 800CCA are equipped with a battery switch (If applicable).

MDNR-DRYDOCK INSPECTION CHECK LIST

14) Heating, Cooking and Other Fuel Devices

A) Heating

- LPG is not used on Class A or D vessels.
- System manufactured for marine use.
- Liquid and gas systems have fuel shut-off at the tank.

B) Cooking

- LPG cooking appliance are not operated while passengers are onboard.

- Devices are not to be operated by passengers.

C) LPG

- Tanks are installed in designed locker, which is vented in the bottom and directly overboard.
- A regulator and pressure gauge is installed at the tank.
- All fuel lines have no extra fittings.
- Must have a manual or electric off switch. If electric off switch installed located near appliance.
- Vapor and CO detectors are installed in enclosed areas.

15) Head (MSD) (If equipped or applicable)

A) Properly fitted and in working condition.

B) There is a means to determine when the tank is $\frac{3}{4}$ -full.

C) Class C vessels- Have at least one MSD if over 49 passengers, have at least one washbasin.

16) Deck Rails

A) Shall be installed to current industry standards when applicable.

17) Fixed Seating

A) Properly secured.

B) Within the railings or gunwale of vessel.

C) Class C vessels.

- Aisles are at least 24-inches wide.
- Aisles are at least 30-inches wide-if longer than 15-feet.
- Seat rows are at least 30-inches apart.

18) Capacity

A) Class A, B, and D

- Boats under 20-feet have manufacture's capacity label.
- Persons capacity (weight) equals the rated maximum weight capacity, minus the engine and gear weight.
- Maximum number of passengers does not exceed the rated persons capacity (weight) divided by 185lbs.
- Number of passengers does not exceed number of occupant positions while underway.

B) Capacity Class C (only)

- Stability documentation and testing according to USCG, ISO, ABS, or equivalent organization.
- Persons capacity is calculated at 185lbs per passenger.
- Persons capacity uses one of the following:
 - 1) At least 10 square-feet of occupant space per passenger.
 - 2) At least 30-inches of railing length per passenger.
 - 3) At least 18-inches of fixed seating width per passenger.

19) Anchor

A) Suitable size and type for vessel.

B) Length of line attached- (Class A and D)

- 150ft- Great Lakes and Navigable Waters.
- 75ft- Inland only vessels (Class D only)
- 30ft- Operating exclusively on rivers (Class A only)

C) Length of line attached-Class B and C vessels.

- 75ft- Great Lakes and Navigable Waters.
- 30ft- Operating exclusively on rivers.

20) Fire Fighting Equipment

A) Class A, B, and D

- A vessel, except an open boat shall have the minimum number of USCG approved portable fire extinguishers and located as follows.
 - Less than 26 feet- Two BI fire extinguishers located at helm and cabin.
 - 26 feet to less than 40 feet- Three BI fire extinguishers located at helm, galley and accessible to the engine compartment.
 - 40 feet and over- Four BI fire extinguishers located at helm, crew quarters, galley and accessible to the engine compartment.
- Where 3 or more BI fire extinguishers are required the extinguishing capacity may be made up of smaller BII units if each location is protected.

B) Class C

- In addition to the number of portable fire extinguishers a power-driven fire pump shall be carried on a vessel permitted to carry more than 49 passengers.
- Pump shall be self-priming.
- Properly size to discharge an effective stream when connected to the highest outlet.
- Driven by propulsion engine or other source of power.
- Pump should be of a type that allows any part of the vessel to be reached with one length of fire hose.
- At least 1 length of fire hose shall always be attached to each power-driven fire pump.
- Fire hoses may be commercial fire hose or equivalent which is not more than 1 $\frac{1}{2}$ " in diameter or garden hose which is not less than 5/8" nominal inside diameter.
- Fire hose(s) shall be one piece not less than 25 feet nor more than 50 feet in length.
- Garden hose used shall be of good commercial grade constructed of an inner tube, piles of braided cotton reinforcement and an outer rubber cover and contain commercial grade bronze fittings.

**NAVIGABLE WATERS LIVERY BOAT APPLICATION****AND****WORKSHEET FOR DOCKSIDE INSPECTION***This Inspection is required under the authority of Part 445, 1994 PA 451.***NAVIGABLE WATERS LIVERY BOAT:** A motorized livery boat greater than twenty (20) feet in length and is rented or offered for rent for use on navigable waters (not to be leased for passengers for hire).**TO BE FILLED OUT BY OWNER**☐ **NEW** ☐ **RENEWAL** **AND** **CURRENT LIVERY PLATE NO.** _____**VESSEL OWNER INFORMATION****VESSEL INFORMATION**

Owner's Name	Name of Vessel	Registration/Documentation Number
Home Street Address	Livery Location	
City, State, ZIP	City, State, ZIP	
Email	Owner's Primary Contact Number	Owner's Business Telephone Number

INSTRUCTION: Make check/money order in the amount of \$100.00 payable to the "State of Michigan." Submit application and fee to appropriate DNR District Office (See back for location)._____
Vessel Owner Signature_____
Date**TO BE FILLED OUT BY INSPECTOR/OFFICER**

Year Built	Length	Beam	Hull Manufacturer	Hull Identification #	Hull Material
Number of Engines	Type of Engines	Total Horsepower	Engine Manufacturer	New Livery Plate Needed? <input type="checkbox"/> Yes <input type="checkbox"/> No	New Livery Plate No.

INSPECTION CHECK LIST: S = SATISFACTORY U = UNSATISFACTORY N/A = NOT APPLICABLE

ITEM NO.	DESCRIPTION	S	U	N/A	ITEM NO.	DESCRIPTION	S	U	N/A
1.	Capacity: _____ hp _____ people _____ weight (R281.513)				11.	Visual Distress Signals (per federal requirement)			
2.	Navigational Lights (R281.1233)				12.	Marine Radio (Required on Great Lakes Only) (R281.521)			
3.	Anchor and Line (R281.512c, excludes canoes)				13.	Compass (Required on Great Lakes Only) (R281.521)			
4.	Portable Fire Extinguisher(s) (R281.1235)				14.	Electrical System, Batteries & Compartment (R281.523)			
5.	PFDs - Type I, II, or III (# must = vessel capacity) (R281.512d, 281.1234)				15.	Sails and Rigging (R281.523)			
6.	Type IV Personal Flotation Device (R281.512d, 281.1234)				16.	Bilge Pump & Bailing Device (R523.522)			
7.	Audible Signal (R281.1241-1247)				17.	Equipment Storage & Markings (includes PFDs)			
8.	Backfire Flame Arrester (R281.1236)				18.	First Aid Kit (R281.520)			
9.	Ventilation – Operational (R281.1237)				19.	Emergency Checklist (R281.520)			
10.	Paddles/Oars (R281.512b)				20.	Pontoon boats – Deck/railing requirements (R281.512f)			

Deficiency Notice Issued? ☐ Yes ☐ NoGreat Lakes Usage? ☐ Yes ☐ No**Other – include note and/or deficiency notice:**

I, (Owner / Pilot) understand and agree to conduct, or have conducted, a regular inspection of this vessel and equipment to ensure all items are in a safe and serviceable condition at all times. I also agree to repair or replace any item which becomes unserviceable or unsafe to acceptable marine standards. In addition, I agree to hold harmless from liability the Michigan Department of Natural Resources, its agents, and officers from changes due to neglect or modification of this vessel and equipment during the duration of this licensing period.

Vessel Owner Name (Please Print)_____
Vessel Owner Signature_____
Date_____
Inspecting Officer's Name (Please Print)_____
Inspecting Officer's Signature_____
Date

DNR LAW ENFORCEMENT DISTRICT OFFICES & COUNTIES UNDER DISTRICT JURISDICTION

IF YOU LIVE IN:			SEND YOUR APPLICATION TO:	TELEPHONE #
Baraga Dickinson Gogebic Houghton Iron	Keweenaw Marquette Menominee Ontonagon	}	District 1 Law Enforcement Division Marquette Customer Service Center Michigan Department of Natural Resources 1990 US-41 South Marquette, MI 49855	906-228-6561
Alger Chippewa Delta	Luce Mackinac Schoolcraft	}	District 2 Law Enforcement Division Newberry Customer Service Center Michigan Department of Natural Resources 5100 State Hwy M-123 Newberry, MI 49868	906-293-5131
Alpena Antrim Charlevoix Cheboygan	Emmet Montmorency Otsego Presque Isle	}	District 3 Law Enforcement Division Gaylord Customer Service Center Michigan Department of Natural Resources 1732 West M-32 Gaylord, MI 49735	989-732-3541
Benzie Grand Traverse Lake Leelanau Manistee Mason	Mecosta Newaygo Oceana Osceola Wexford	}	District 4 Law Enforcement Division Cadillac Customer Service Center Michigan Department of Natural Resources 8015 Mackinaw Trail Cadillac, MI 49601	231-775-9727
Alcona Arenac Clare Crawford Gladwin Iosco	Kalkaska Missaukee Ogemaw Oscoda Roscommon	}	District 5 Law Enforcement Division Roscommon Customer Service Center Michigan Department of Natural Resources 8717 North Roscommon Road Roscommon, MI 48653	989-275-5151
Bay Gratiot Huron Isabella Midland	Montcalm Saginaw Sanilac Tuscola	}	District 6 Law Enforcement Division Bay City Customer Service Center Michigan Department of Natural Resources 3580 State Park Drive Bay City, MI 48706	989-684-9141
Allegan Barry Berrien Cass Ionia Kalamazoo	Kent Muskegon Ottawa St. Joseph Van Buren	}	District 7 Law Enforcement Division Plainwell Customer Service Center Michigan Department of Natural Resources 621 North 10 th Street Plainwell, MI 49080	269-685-6851
Branch Calhoun Clinton Eaton Hillsdale Ingham	Livingston Jackson Shiawassee	}	District 8 Law Enforcement Division Lansing Customer Service Center Michigan Department of Natural Resources 4166 Legacy Parkway Lansing, MI 48911	517-284-4720
Genesee Lapeer Lenawee Macomb Monroe	Oakland St. Clair Washtenaw Wayne	}	District 9 Law Enforcement Division Metro Detroit Customer Service Center Michigan Department of Natural Resources 1801 Atwater Street Detroit, MI 48207	313-396-6890