

Amendment No. 71

Assembly Amendment to Assembly Bill No. 112

(BDR 43-770)

Proposed by: Committee on Natural Resources, Agriculture, and Mining**Amendment Box:****Resolves Conflicts with:** N/A**Amends:** Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____

Amend section 1, page 2, line 11, after “board.” by inserting:

“A personal flotation device required by this subsection is readily accessible for use in an emergency if:

(a) It is being worn; or

(b) It is stowed where it is quickly reachable and is:

(1) Ready to wear;

(2) Out of its original packaging; and

(3) Not under lock and key.”.

Amend section 1, page 2, by deleting lines 13 through 19 and inserting:

“unless exempted by the United States Coast Guard or the regulations of the Commission:

MGF/TMC

Date: 3/31/2005

A.B. No. 112—Requires certain vessels to carry on board certain safety devices.

(a) Every vessel which is 16 feet or more in length but less than 26 feet in length, regardless of its method of propulsion, must carry, so placed as to be readily accessible for use in an emergency, a safety device capable of being thrown, such as a ring life buoy or buoyant cushion. A safety device required by this paragraph is readily accessible for use in an emergency if it is stowed in close proximity to the operator of the vessel and in a position to be thrown to a person overboard by either the operator or a passenger.

(b) Except as otherwise provided in this paragraph, every vessel which is 26 feet or more in length, regardless of its method of propulsion, must carry, so placed as to be readily accessible for use in an emergency, a safety device capable of being thrown, such as a ring life buoy or buoyant cushion, with not less than 30 feet of throwing line attached. If the vessel is 40 feet or more in length, such a safety device must be carried on both the port side and the starboard side of the vessel. A safety device required by this paragraph is readily accessible for use in an emergency if it is prominently displayed on a bulkhead, railing or gunwale, and in a position to be thrown to a person overboard by either the operator or a passenger.”.

**If this amendment is adopted, the Legislative
Counsel's Digest will be changed to read as follows:**

Legislative Counsel's Digest:

Existing law requires every water vessel to carry at least one personal flotation device for each person on board the vessel and for any person in a vessel being towed. The flotation device must be approved by the United States Coast Guard and prescribed by the Board of Wildlife Commissioners. Flotation devices stored on a vessel must be readily accessible for use in an emergency. (NRS 488.193) Existing law further provides that, with certain exceptions, a violation of any provision of the chapter governing watercraft is a misdemeanor. (NRS 488.950)

This bill requires that a vessel which is 16 feet or more in length but less than 26 feet in length carry a safety device which is capable of being thrown. This bill requires that a vessel which is 26 feet or more in length carry a safety device which is capable of being thrown and which has at least 30 feet of throwing line attached. The bill requires that a vessel which is 40 feet or more in length carry two safety devices which are capable of being thrown and which have at least 30 feet of throwing line attached to each. Because these requirements are included in the chapter governing watercraft, the general misdemeanor penalty for violations of the chapter apply to a person who violates any one of these requirements. (NRS 488.950) Examples of these safety devices include a ring life buoy or buoyant cushion. The safety devices must be readily accessible for use in an emergency. This bill clarifies what it means for a vessel to have its personal flotation devices and safety devices "readily accessible for use in an emergency."