



HOUSE BILL No. 4769

May 11, 1993, Introduced by Reps. Randall and Bender and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend sections 4c and 12a of Act No. 74 of the Public Acts of 1968, entitled as amended

"An act to register and regulate snowmobiles; to provide for education and training programs; to provide for trails, areas, and facilities; to create a recreational snowmobile trail improvement fund; to provide for expenditure of appropriations; and to prescribe penalties,"

section 12a as amended by Act No. 473 of the Public Acts of 1982, being sections 257.1504c and 257.1512a of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 4c and 12a of Act No. 74 of the Public
2 Acts of 1968, section 12a as amended by Act No. 473 of the Public
3 Acts of 1982, being sections 257.1504c and 257.1512a of the
4 Michigan Compiled Laws, are amended to read as follows:

5 Sec. 4c. (1) The department may implement a comprehensive
6 snowmobile information, safety education and training program

1 which shall include the preparation and dissemination of
2 snowmobile information and safety advice to the public and train-
3 ing of operators. The program shall provide for the training of
4 youthful operators and for the issuance of snowmobile safety cer-
5 tificates to those who successfully complete the training pro-
6 vided under the program. THE DEPARTMENT SHALL MAKE AVAILABLE FOR
7 POSTING AT THE MIDDLE SCHOOLS AND HIGH SCHOOLS WITHIN THIS STATE
8 A LISTING OF THE DATES AND LOCATIONS OF SNOWMOBILE SAFETY
9 PROGRAMS.

10 (2) In implementing a program which is established pursuant
11 to this section, the department shall cooperate with private
12 organizations and associations, private and public corporations,
13 schools and local governmental units. The department shall con-
14 sult with the department of state police and county sheriffs in
15 regard to subject matter of a training program and performance
16 testing that leads to certification of snowmobile operators.

17 (3) The department may designate any person it ~~deems~~
18 CONSIDERS qualified to provide course instruction and to award
19 snowmobile safety certificates.

20 Sec. 12a. (1) A parent or legal guardian shall not permit
21 his or her child who is less than 12 years of age to operate a
22 snowmobile without the direct supervision of an adult except on
23 land owned or under the control of the parent or legal guardian.

24 (2) Beginning January 1, 1974, a person who is at least 12
25 but less than 16 years of age may operate a snowmobile if 1 of
26 the following conditions exist:

1 (a) The person is under the direct supervision of a person
2 who is 18 years of age or older.

3 (b) The person has in his or her immediate possession a
4 snowmobile safety certificate issued pursuant to a program con-
5 ducted under section 4b.

6 (C) IF A PROGRAM CONDUCTED UNDER SECTION 4B IS NOT AVAILABLE
7 IN THE PERSON'S COUNTY OF RESIDENCE, THE PERSON HAS SUCCESSFULLY
8 COMPLETED A SNOWMOBILE SAFETY TEST AT A DEPARTMENT OF NATURAL
9 RESOURCES DISTRICT OFFICE. A PERSON WHO SUCCESSFULLY COMPLETES A
10 TEST UNDER THIS SUBDIVISION SHALL BE ISSUED A SNOWMOBILE SAFETY
11 CERTIFICATE.

12 (D) ~~(c)~~ The person is on land owned or under the control
13 of his or her parent or legal guardian.

14 (E) ~~(d)~~ The person possesses a snowmobile safety certifi-
15 cate issued to the person under the authority of a law of another
16 state or province of Canada.

17 (3) A person who is operating a snowmobile pursuant to sub-
18 section (2)(b) shall present the snowmobile safety certificate to
19 any peace officer upon demand.

20 (4) Notwithstanding section 12, an operator who is less than
21 12 years of age shall not cross a highway or street. An operator
22 who is at least 12 years of age but less than 16 years of age may
23 cross a highway or street only if he or she has a valid snowmo-
24 bile safety certificate in his or her immediate possession.

25 (5) The owner of a snowmobile shall not permit the snowmo-
26 bile to be operated contrary to this section.

1 (6) When the judge of a juvenile court determines that a
2 person who is less than 16 years of age has violated this act,
3 the judge shall immediately report the determination to the
4 department of natural resources. The director of the department
5 of natural resources upon receiving a notice of a determination
6 pursuant to this subsection may suspend the snowmobile safety
7 certificate without a hearing.