

HOUSE BILL No. 5037

June 3, 2009, Introduced by Rep. Geiss and referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 2951 (MCL 600.2951), as added by 1982 PA 186.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2951. (1) As used in this section:

2 (a) "Approved signaling device" means a pistol ~~which~~**THAT** is a
3 signaling device approved by the United States coast guard pursuant
4 to ~~UNDER~~ regulations issued under ~~section 4488 of the Revised~~
5 ~~Statutes of the United States, 46 U.S.C. 481, 46 USC 3306~~ or under
6 ~~section 5 of the federal boat safety act of 1971, Public Law 92-75,~~
7 ~~46 U.S.C. 1454~~ **46 USC 4302, OR PREDECESSOR STATUTES, AND INCLUDING,**
8 **BUT NOT LIMITED TO, 46 CFR PARTS 160 AND 161.**

9 (b) "Pistol" means a firearm, loaded or unloaded, ~~30-26~~ inches
10 or less in length, or any firearm, loaded or unloaded, ~~which~~**THAT**

1 by its construction and appearance conceals it as a firearm.

2 (2) A person who uses an approved signaling device shall be
3 strictly liable for any damages caused to person or property by
4 that use unless the person reasonably believes that its use is
5 necessary for the safety of himself or herself or of another person
6 on the waters of this state or in an aircraft. ~~emergency situation.~~

7 Enacting section 1. This amendatory act takes effect January
8 1, 2010.