

# SENATE BILL No. 628

June 28, 2007, Introduced by Senators JELINEK, KUIPERS, RICHARDVILLE, ALLEN and JANSEN and referred to the Committee on Natural Resources and Environmental Affairs.

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 12542 (MCL 333.12542).

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 12542. The owner or person in charge of a public bathing  
2 beach ~~shall~~**MAY** provide and maintain suitable and adequate safety  
3 and rescue equipment and suitable and adequate means of  
4 communication with outside sources of assistance. ~~, which~~**IF THE**  
5 **OWNER OR PERSON IN CHARGE OF A PUBLIC BATHING BEACH PROVIDES AND**  
6 **MAINTAINS SAFETY AND RESCUE EQUIPMENT OR MEANS OF COMMUNICATION**  
7 **UNDER THIS SECTION, THAT EQUIPMENT OR MEANS OF COMMUNICATION** shall  
8 be available and accessible at the public bathing beach when it is  
9 open to bathers. **IF THE OWNER OR PERSON IN CHARGE OF A PUBLIC**

1 BATHING BEACH PROVIDES AND MAINTAINS SAFETY AND RESCUE EQUIPMENT OR  
2 MEANS OF COMMUNICATION UNDER THIS SECTION, THAT ACTION CONSTITUTES  
3 THE EXERCISE OR DISCHARGE OF A GOVERNMENTAL FUNCTION.