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TITLE 312 NATURAL RESOURCES COMMISSION

Proposed Rule LSA Document #05-263

DIGEST

Amends 312 IAC 5-7-5, which establishes special watercraft speed zones on Ohio River embayments in Switzerland County, by making the entirety of Turtle Creek Bay an idle speed zone. Effective 30 days after filing with the Secretary of State.

IC 4-22-2.1-5 Statement Concerning Rules Affecting Small Businesses

The proposed amendments will not impose requirements or costs on small businesses under IC 4-22-2.1-5.

312 IAC 5-7-5

SECTION 1. 312 IAC 5-7-5 IS AMENDED TO READ AS FOLLOWS:

312 IAC 5-7-5 Ohio River embayments and tributaries; Bryant Creek and Turtle Creek in Switzerland County; watercraft speed zones

Authority: IC 14-10-2-4; IC 14-11-2-1; IC 14-15-7-3; IC 14-29-1-8

Affected: IC 14

Sec. 5. A person must not operate a watercraft in excess of idle speed for the following embayments and tributaries of the Ohio River located in Switzerland County:

- (1) On Bryant Creek within two hundred (200) feet of a boat launching ramp located in the northeast quarter of the northwest quarter of the northwest quarter of section 34, township 2 north, range 1 west as designated by buoys placed by the department.
- (2) On Turtle Creek for ~~one thousand one hundred fifty (1,150) feet~~ Bay upstream from the confluence of the Ohio River and Turtle Creek.

(Natural Resources Commission; 312 IAC 5-7-5; filed Mar 23, 2001, 2:50 p.m.; 24 IR 2375, eff Jan 1, 2002)

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on January 4, 2006 at 6:00 p.m., at the Public Library, 205 Ferry Street, Vevay, Indiana the Natural Resources Commission will hold a public hearing on a proposed amendment to 312 IAC 5-7-5, which establishes special watercraft speed zones on Ohio River embayments in Switzerland County, by making the entirety of Turtle Creek Bay an idle speed zone.

The natural resources commission has the authority to adopt the proposed amendments under IC 14-10-2-4, IC 14-11-2-1, IC 14-15-7-3, and IC 14-29-1-8. The amendments would simplify the regulatory structure for the operation of watercraft in Turtle Creek Bay of the Ohio River, Switzerland County, and would not result in an additional requirement or cost under IC 4-22-2-24(d)(3).

Copies of these rules are now on file at the Indiana Government Center-South, 402 West Washington Street, Room W272 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Michael Kiley
Chairman
Natural Resources Commission