

Rule 12. Temporary Modification or Closure of Public Waters to Boating

312 IAC 5-12-1

Authorization of the director to modify or close public waters to boating; applicability

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

Affected: IC 4-21.5-4; IC 14

Sec. 1. (a) This rule controls the issuance by the director of a temporary order to modify, restrict, or close any public waters of this state to boating.

(b) A temporary order under this rule is subject to IC 4-21.5-4.

312 IAC 5-12-2

Notification of hazard; inspection

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

Affected: IC 14

Sec. 2. (a) As soon as practicable after receiving notice of an unusual condition and hazard upon any public waters of this state, a conservation officer shall inspect the site to determine the severity of the condition or hazard.

(b) A report of the inspection shall be made promptly to the director together with any recommendation for action.

312 IAC 5-12-3

Temporary order by director

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

Affected: IC 14-15

Sec. 3. (a) The director may, by temporary order, modify or close public waters to boating if unusual conditions and hazards exist.

(b) A temporary order under subsection (a) may be issued to do any of the following:

- (1) Close public waters to boating.
- (2) Restrict boats to daytime operations.
- (3) Prohibit the operation of motorboats.
- (4) Limit boating to idle speed.
- (5) Impose any other restriction appropriate under IC 14-15.

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Public notification of temporary order

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

Affected: IC 4-21.5-4; IC 14

Sec. 4. The division shall make a reasonable and conscientious effort to inform the public of a temporary order made under section 3 of this rule. Notice shall include posting at places of entry to the public waters affected, by notification to the media, and as is otherwise practicable to persons who are required to comply with the order.
