



SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 581 be amended to read as follows:

- 1 Page 2, delete lines 29 through 42, begin a new paragraph and
- 2 insert:
- 3 **"Sec. 6. (a) Except as provided in subsection (b), "ordinary high**
- 4 **water mark", as used in this chapter, means the natural line on the**
- 5 **shore of Lake Michigan that is established by the fluctuations of**
- 6 **water and indicated by one (1) of the following physical**
- 7 **characteristics, whichever is closest to the water's edge:**
- 8 **(1) A clear and natural line impressed on the shore.**
- 9 **(2) Shelving.**
- 10 **(3) Changes in the character of the soil.**
- 11 **(4) The absence of terrestrial vegetation.**
- 12 **(b) Where, at a particular site, due to natural conditions or**
- 13 **manmade alterations, the physical characteristics set forth in**
- 14 **subsection (a)(1) through (a)(4) cannot be determined, "ordinary**
- 15 **high water mark", as used in this chapter, means:**
- 16 **(1) the line on the shore of Lake Michigan that is five hundred**
- 17 **eighty-one and five-tenths (581.5) feet above sea level; or**
- 18 **(2) if the commission or the United States Army Corps of**
- 19 **Engineers determines that the ordinary high water mark is a**
- 20 **line on the shore of Lake Michigan at an elevation above sea**

1 **level different from the line described in subdivision (1), the**
2 **line on the shore of Lake Michigan at the elevation**
3 **determined by the commission or the United States Army**
4 **Corps of Engineers."**

5 Page 3, delete lines 1 through 11.

(Reference is to SB 581 as printed February 13, 2019.)

Senator PERFECT