

MAINE STATE LEGISLATURE

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New draft: S. P. 230, L. D. 634

O N E - H U N D R E D T H L E G I S L A T U R E

Legislative Document

No. 1595

S. P. 549

In Senate, May 9, 1961

Reported by Senator Erwin of York from the Committee on Judiciary, and printed under Joint Rules No. 10.

CHESTER T. WINSLOW, Secretary

STATE OF MAINE

**IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-ONE**

AN ACT Regulating the Operation of Motor Vessels.

Be it enacted by the People of the State of Maine, as follows:

R. S., c. 98, §§ 6-A - 6-E, additional. Chapter 98 of the Revised Statutes is amended by adding 5 new sections to be numbered 6-A to 6-E, to read as follows:

‘Operation of Motorvessels

Sec. 6-A. Speed prohibited. Whoever operates any watercraft, vessel, water skis, surfboard, similar device or motorboat, however propelled, upon the tidewaters of any municipality or upon any of the offshore waters within the jurisdiction of this State at a speed greater than is reasonable and proper, having due regard for traffic, proximity to wharves, docks, moorings or shores, and for any other conditions then existing, shall be punished by a fine of not less than \$10 nor more than \$100, or by imprisonment for not more than 90 days, or by both.

Sec. 6-B. Operating to endanger. Whoever operates any watercraft, vessel, water skis, surfboard, similar device or motorboat, however propelled, upon the tidewaters of any municipality or upon any of the offshore waters within the jurisdiction of this State in such a manner as to endanger any person or property shall be punished by a fine of not less than \$10 nor more than \$100, or by imprisonment for not more than 90 days, or by both.

Sec. 6-C. Operating recklessly. Whoever operates any watercraft, vessel, water skis, surfboard, similar device or motorboat, however propelled, upon the tidewaters of any municipality or upon any of the offshore waters within

the jurisdiction of this State recklessly, or in a wanton manner causing injury to any person or property, shall be punished by a fine of not less than \$50 nor more than \$200, or by imprisonment for not more than 3 months, or by both. Whoever is convicted a 2nd time for a violation of this section shall be punished by a fine of not less than \$200 nor more than \$500, or by imprisonment for not more than 11 months, or by both.

Sec. 6-D. Intoxication; drugs. Whoever, operates any watercraft, vessel, water skis, surfboard, similar device or motorboat, however propelled, upon the tidewaters of any municipality or upon any of the offshore waters within the jurisdiction of this State while intoxicated or under the influence of any narcotic drug, barbiturate or marijuana, shall be punished by a fine of not less than \$10 nor more than \$100, or by imprisonment for not more than 90 days, or by both.

Sec. 6-E. Enforcement. Every law enforcement officer in this State, including harbor masters and their deputies, shall have the authority to enforce sections 6-A to 6-E, and in the exercise thereof shall have the authority to stop and board any such watercraft, vessel or motorboat found in violation of said sections. It shall be unlawful for the operator of any such watercraft, vessel or motorboat to fail to stop upon hail from any such officer, and a violation of the same shall be punished as provided in section 6-B.'