

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 1477

H. P. 1012

House of Representatives, March 8, 1967

Referred to Committee on Legal Affairs. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Bernard of Auburn.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SEVEN

AN ACT Relating to Underwater Swimming and Diving.

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

R. S., T. 38, c. 1, sub-c. VII-A, additional. Chapter 1 of Title 38 of the Revised Statutes is amended by adding a new subchapter VII-A, to read as follows:

SUBCHAPTER VII-A

UNDERWATER SWIMMING AND DIVING

§ 291. Underwater swimming and diving

A red flag with a white diagonal running from the upper left-hand corner to the lower right-hand corner, from mast head to lower outside corner, and known as the "Divers Flag" shall, when displayed on any state or federal waters, indicate the presence of a person or persons engaged in underwater swimming or diving and using a self-contained underwater breathing apparatus, scuba equipment, or other artificial breathing device. This flag shall be displayed only when diving is in progress, and its display in a water area when no diving is in progress in that area will constitute a violation of this regulation.

No person when so engaged shall surface more than 100 feet from such marker, except in cases of emergency.

Recognition of this flag by regulation shall not be construed as conferring any rights or privileges on its users, and its presence in a water area shall not be construed in itself as restricting the use of the water area so marked.

Operators of vessels shall exercise precaution when within 100 feet of a device marking the location of an underwater swimmer or diver and shall proceed with extreme caution commensurate with conditions indicated.

No person shall cause any person on water skis to pass within 100 feet of any such marking device.