

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

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**Legislative Document**

**No. 85**

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H. P. 60 House of Representatives, January 17, 1967  
Referred to Committee on Industrial and Recreational Development. Sent up  
for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Benson of Southwest Harbor.

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**STATE OF MAINE**

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-SEVEN

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**AN ACT Relating to Construction, Maintenance of Boat Facilities, Public  
Access and Marking the Waters.**

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**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment of the Legislature unless enacted as emergencies; and

Whereas, the following legislation is vitally necessary to permit construction of boat facilities and public access sites to the lakes, ponds and coastal waters of the State for the use of Maine's citizens and tourists in the summer of 1967; and

Whereas, providing access to one of Maine's greatest recreational assets and providing for the safety during use of the state's waters by the inhabitants of Maine and its summer visitors is vital to the economy of the State; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. R. S., T. 38, § 321, amended.** Section 321 of Title 38 of the Revised Statutes is amended by adding at the end, 2 new paragraphs, as follows:

**The Director of Parks and Recreation shall decide when in his opinion hazards to boating exist and mark the waters of the State, within the funds available,**

by placement of aids to navigation and regulatory markers on the waters consistent with the rules provided in section 323.

The Director of Parks and Recreation shall have and be subject to all the authority, powers and privileges under Title 12, sections 601 to 608, in carrying out the duties of this subchapter.

**Sec. 2. R. S., T. 38, § 324, amended.** Section 324 of Title 38 of the Revised Statutes is amended by adding at the end, a new paragraph, as follows:

The Director of Parks and Recreation may lease from individuals, corporate organizations, political subdivisions and quasi-public organizations land or buildings, or both, for indeterminate periods not to exceed 99 years for the purpose of constructing and maintaining boat facilities.

**Sec. 3. R. S., T. 38, § 325, additional.** Title 38 of the Revised Statutes is amended by adding a new section 325, to read as follows:

**§ 325. Grants-in-aid**

The Director of Parks and Recreation may make grants-in-aid to political subdivisions for the construction and maintenance of boat facilities and supporting facilities, on such terms as he determines necessary.

The Director of Parks and Recreation shall determine where the facilities shall be located and which facilities shall be constructed by political subdivisions.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.