

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)

FIRST SPECIAL SESSION

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 2330

H. P. 1822

House of Representatives, January 10, 1974

Referred to the Committee on Transportation. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Mulkern of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FOUR

AN ACT Relating to Pilots for the Port of Portland.

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

P. & S. L., 1917, c. 192, § 10, repealed and replaced. Section 10 of chapter 192 of the private and special laws of 1917, as repealed and replaced by chapter 24 of the private and special laws of 1927, is repealed and the following enacted in place thereof:

Sec. 10. Pilots. Said board shall appoint such number of pilots for the harbor of Portland as it deems necessary for the safety and convenience of commerce, fix and establish such compensation for the services of said pilots as may, from time to time, be deemed just and reasonable. Every foreign vessel and every American vessel under registry with a draft of 9 feet or more shall take a state pilot licensed under this chapter upon entering, departing or navigating upon the waters of Casco Bay and the approaches thereto. In case of refusal to take such a pilot, any such vessel shall pay the established pilot fee as if a pilot had been employed. A pilot boat shall not be obliged to remain on her station at all times. A pilot shall have a lien for his pilotage fees on all vessels liable therefor.

This section shall not apply to vessels under enrollment, fishing vessels, vessels powered by sail, or passenger carrying ferries operating upon the above described waters, ~~on a daily, year-round schedule.~~ ^{Adm.}

It shall be unlawful for any person not licensed as a state pilot under this section to pilot, or offer to pilot, a vessel not exempt under the preceding paragraph. Violations of this provision shall be a misdemeanor punishable

by a fine of \$500, or by imprisonment not to exceed 12 months, or by both, for each violation.

Persons desiring a branch shall make written application to said board, stating their qualifications therefor. Said applicant shall be a citizen of the United States of America and a resident and citizen of the State of Maine. The board shall make careful examination and investigation of the qualifications of the applicant and if satisfied that he has the requisite qualifications, may give the applicant a branch under the hands of its members and the seal of the board, authorizing such person to act as pilot for the term of 5 years from the date of his appointment; and thereafter, said board may, from time to time, renew the same.

Said branch may be revoked at any time by said board for negligence, incapacity or for any other reason that said board may deem sufficient. The branch, so granted, shall be recorded by the clerk of said board in a book kept for that purpose, entitled "Pilots for the Port of Portland;" and the clerk shall receive from the applicant, for making such record, the sum of \$5.

STATEMENT OF FACT

The purpose of this bill is to require ships entering Casco Bay to engage pilots on a compulsory basis. Presently ships are required only to pay a pilotage fee but are not required to engage pilots.

This is considered essential for the safety of the environment and the port.