

MAINE STATE LEGISLATURE

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L.D. 1698

(Filing No. S-371)

STATE OF MAINE
SENATE
112TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT " A " to S.P. 660, L.D. 1698, Bill, "AN ACT Regarding the Appointment of Harbor Masters."

Amend the bill by inserting after the enacting clause the following:

'Sec. 1. 12 MRSA §7056, sub-§1, as amended by PL 1979, c. 420, §1, is further amended to read:

1. Watercraft laws. All harbormasters, except those harbor masters whose authority is restricted as described in Title 38, section 1, shall have the same powers and duties as game wardens to enforce chapter 715, subchapter I.'

Further amend the bill by inserting after the enacting clause and before the amending clause (page 1, line 22 in L.D.) the following: 'Sec. 2.'

Further amend the bill in that part designated "§1." by striking out all of the last sentence (page 2, lines 4 and 5 in L.D.) and inserting in its place the following:

'The municipal officers may prohibit a harbor master from making arrests or carrying a weapon. Any law enforcement officer vested with the authority to carry a weapon and make arrests shall have the authority to enforce the provisions of this subchapter.

Sec. 3. 38 MRSA §6 is amended to read:

§6. Power to arrest for assault

Harbor masters, whose authority is not restricted as described in section 1, may arrest and deliver to

COMMITTEE AMENDMENT "A" to S.P. 660, L.D. 1698

1 the police authorities on shore any person committing
2 an assault upon them or another person acting under
3 their authority.'

4 STATEMENT OF FACT

5 The purpose of this amendment is to authorize
6 cities as well as towns to limit the authority of
7 harbor masters and not empower harbor masters to make
8 arrests or carry a weapon. Any other law enforcement
9 officer vested with the authority to carry a weapon
10 and make arrests is empowered to enforce the law
11 dealing with harbor masters.

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Reported by Sen. Kany for the Committee on STATE GOVERNMENT.
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