

# MAINE STATE LEGISLATURE

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SECOND REGULAR SESSION

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ONE HUNDRED AND THIRTEENTH LEGISLATURE

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Legislative Document

NO. 1974

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H.P. 1463 House of Representatives, January 7, 1988  
Submitted by the Department of Marine Resources pursuant  
to Joint Rule 24.

Reference to the Committee on Marine Resources suggested  
and ordered printed.

EDWIN H. PERT, Clerk  
Presented by Representative RICE of Stonington.

Cosponsored by Senators TUTTLE of York, CAHILL of  
Sagadahoc, and Representative CROWLEY of Stockton Springs.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND EIGHTY-EIGHT

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AN ACT to Strengthen Boating Safety  
Enforcement.

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2  
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4 Be it enacted by the People of the State of Maine as  
5 follows:

6 Sec. 1. 12 MRSA §6025, sub-§3-A is enacted to  
7 read:

8 3-A. Inspection powers. Officers may stop and  
9 board any watercraft to inspect its documents and the

1 licenses and permits of the occupants of the craft.

2 A. Failure of an owner, operator or occupant of a  
3 watercraft to submit to such an inspection shall  
4 constitute a violation which, in addition to any  
5 other penalty provided by law, shall be grounds  
6 for the suspension or revocation of licenses and  
7 permits held by the owner, operator or occupant of  
8 the craft.

9 **Sec. 2.** 12 MRSA §6306, sub-§1, as enacted by PL  
10 1977, c. 661, §5, is repealed and the following  
11 enacted in its place:

12 1. Consent to inspection. Any person who signs an  
13 application for a license or accepts an issued license  
14 has a duty to submit to inspection and search by a  
15 marine patrol officer of any equipment, watercraft,  
16 vehicle, establishment or other property used in  
17 connection with the licensed activity. Such a person  
18 has a duty to permit seizure of evidence of a  
19 violation of marine resources' laws or contraband  
20 found in an inspection or search.

21 **STATEMENT OF FACT**

22 The Department of Marine Resources finds that  
23 certain boating laws are now under the Department of  
24 Inland Fisheries and Wildlife. This bill clarifies  
25 that the laws pertain to marine patrol law enforcement.

26 This change makes it clear to anyone who applies  
27 for and accepts any Department of Marine Resources'  
28 license or permit that there is a requirement to  
29 submit to inspection by a marine patrol officer.

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