

MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with the Revised Statutes of 1964, Title 3, Section 164, Subsection 6.

THE KNOWLTON AND McLEARY COMPANY
FARMINGTON, MAINE
1973

PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Sixth Legislature

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§ 2054. Employees not covered

No liability under this chapter shall be created as to workmen who are employees of a contractor, subcontractor or other employer responsible for compliance with this chapter.

§ 2055. Penalty

Whoever violates this chapter shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of not less than \$500 or more than \$1,000, or by imprisonment for not more than one year, or by both.

§ 2056. Local ordinances

This chapter shall supersede any local, municipal or county ordinance or parts thereof relating to the subject matter.

Effective October 3, 1973

CHAPTER 238

AN ACT Regulating Airmobiles.

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

R. S., T. 12, c. 304-A, additional. Title 12 of the Revised Statutes is amended by adding a new chapter 304-A to read as follows:

CHAPTER 304-A

AIRMOBILES

§ 1990. Findings and purpose

The Legislature finds and declares that the use of airmobiles in the State of Maine has a great potential for damage and destruction to the natural environment and the plant and animal life therein as well as for the invasion of the privacy of the citizens of Maine. It is the purpose of this chapter to prohibit the operation of airmobiles until a study is conducted to determine the effects of such vehicles.

§ 1991. Definitions

As used in this chapter, unless the context otherwise indicates, the following words shall have the following meanings.

1. Airmobile. "Airmobile" means any vehicle propelled by mechanical power that is primarily designed to travel upon a cushion of air on or within 2 feet of the water or land surface of the earth.

2. Operate. The verb "to operate" in all its moods and tenses, when it refers to an airmobile, means to use that vehicle in any manner within the jurisdiction of the State whether or not said vehicle is under way.

§ 1992. Prohibition

No person shall operate, cause to be operated or allow to be operated an airmobile anywhere within the State of Maine, except as provided in section 1995, subsection 4.

§ 1993. Penalty

Any person who violates this chapter shall be punished by a fine of not less than \$100 for each such violation.

Any airmobile used in violation of this chapter shall be forfeited to the State of Maine, unless such use is without the knowledge of the owner thereof.

§ 1994. Enforcement

Every law enforcement officer in the State, including wardens, foresters and rangers, shall enforce this chapter.

§ 1995. Committee to study airmobiles

1. Study. The Commissioner of the Department of Environmental Protection, the Executive Director of the Maine Land Use Regulation Commission, the Attorney General, the Commissioner of Sea and Shore Fisheries, the Commissioner of Inland Fisheries and Game, the Executive Director of the Soil and Water Conservation Commission, the State Tax Assessor, the Secretary of State and the Commissioner of the Department of Transportation, or their designated alternates, shall be members of a "Committee to Study Airmobiles."

2. Legislation. The committee shall undertake a study of airmobiles and their use and shall submit a draft of legislation to the members of the 107th Legislature, which either continues the prohibition or regulates the use of airmobiles in the State of Maine.

3. Areas of concern. The committee's study and legislation shall reflect consideration of the following areas of concern, among others: Damage, destruction and displacement of plant and animal life, intrusion upon the privacy of others by sight and sound, the necessity of requiring registration of vehicles and licensing of operators, mechanical safety features, limits on sound and speed, use on public roads, soil erosion and the needs of the public for a safe, healthy and aesthetic environment.

4. Power. In conducting its study, the committee may operate or allow to be operated airmobiles, except airmobiles registered with the Bureau of Watercraft Safety on or before April 4, 1973.