

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWELFTH LEGISLATURE

SECOND REGULAR SESSION
January 8, 1986 to April 16, 1986

SECOND SPECIAL SESSION
May 28, 1986 to May 30, 1986

AND AT THE

THIRD SPECIAL SESSION
October 17, 1986

PUBLISHED BY THE DIRECTOR OF REVISOR OF STATUTES IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Co., Inc.
Augusta, Maine

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND TWELFTH LEGISLATURE
1985

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.

Sec. 2. 38 MRSA §1, as amended by PL 1977, c. 696, §330, is further amended to read:

§1. Appointment; compensation

Selectmen of towns, on request by any person desiring mooring privileges or regulation of mooring privileges for boats or vessels, shall annually appoint a harbor master who shall be subject to all the duties and liabilities of that office as prescribed by law, and in case of the failure or refusal of the harbor master to perform these duties, he commits a civil violation for which a forfeiture of \$25 shall be adjudged, for the benefit of the town, for each intentional neglect or refusal to attend the same. The selectmen may establish his compensation and may for cause by them declared in writing, after due notice to such officer and hearing thereon, if requested, remove him and appoint another in his stead.

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

Effective July 16, 1986.

CHAPTER 532

S.P. 650 - L.D. 1675

AN ACT to Clarify Equipment and Vehicle Use Policy.

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

Whereas, the ability of the Maine Warden Service to protect the fish and wildlife resources of this State requires a highly visible law enforcement effort; and

Whereas, the number of hours that game wardens may work is now controlled by federal law due to a recent United States Supreme Court decision; and

Whereas, the use of marked vehicles by game wardens for necessary personal business increases law enforcement visibility and serves as a deterrent to would be violators; and

Whereas, wardens have historically apprehended violators and responded to emergencies while using state-owned vehicles for necessary personal use; and

Whereas, the personal use of state-owned vehicles by state law enforcement agencies is already regulated through collective bargaining agreements; 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:

12 MRSA §7036, sub-§6, as enacted by PL 1983, c. 588, §4, is repealed.

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

Effective February 14, 1986.

CHAPTER 533

H.P. 1220 - L.D. 1728

AN ACT to Expand Investment Opportunities for
State-chartered Credit Unions.