

**WOULD HAVE ACTED UNDER THE SAME OR SIMILAR CIRCUMSTANCES.**

[(b)] (C) Whenever an accident involves any vessel subject to this article and results in the death, disappearance, or injury of any person, or in property damage in excess of one hundred dollars ( \$100.00), the operator or operators thereof shall file, with the Department of [Tidewater Fisheries] NATURAL RESOURCES, a full description of the accident, including such information as that Department may by regulation require, within the times required in subsection [(d)] (E) of this section.

[(c)] (D) Whenever any vessel numbered in the State is involved in an accident upon waters other than the waters of this State, and the accident results in the death, disappearance or injury of any person, or in property damage exceeding one hundred dollars ( \$100.00) the operator shall, within 30 days thereof, file a complete report with the Department of [Tidewater Fisheries] NATURAL RESOURCES including such information as that Department may, by regulation require. Nothing herein shall be construed to exempt or excuse any operator from the requirements of any laws or regulations of any other state or nation having jurisdiction over the waters in which the accident occurs. Furthermore, no accident-reporting requirements in the law or regulations of any other state or nation shall exonerate or excuse any failure of the operator of a vessel numbered in this State to report the accident in Maryland as prescribed.

[(d)] (E) All boating accidents within the meaning of this article which occur on the waters of Maryland shall be reported within forty-eight (48) hours of the happening thereof, if said accident has caused the death or the disappearance of any person; all other reportable boating accidents that may result in personal injury or property damage shall be reported within five (5) days.

[(e)] (F) The report of a boating accident herein required to be made shall not, during any judicial proceeding, be referred to in any way; it shall not be subject to subpoena nor admissible as evidence in any proceeding. Subject to these restrictions, information contained in a boating accident report and any statistical information based thereon will be made available upon request for official purposes to the United States Coast Guard and any federal agency successor thereto.

**[[12F.**

(a) All funds received into the Waterways Improvement Fund created by Section 4E of this article shall be used, with the exception of the sum specified under Section [2G] 12H(B) herein for boating safety and education, solely for the following projects [.]:

[(b) Marking of Channels and harbors not within the scope of operations of the United States Coast Guard.]

[(c)] (1) Clearing of debris, aquatic vegetation and obstructions from navigable waters of the State.

[(d)] (2) Dredging of channels and harbors **AND THE CONSTRUCTION OF STRUCTURES SUCH AS BREAKWATERS TO PROTECT CHANNELS AND HARBORS** [not within the scope of operations of the United States Army Corps of Engineers].

[(e)] (3) Construction of marine facilities beneficial to the boating public.]]

**SECTION 2. AND BE IT FURTHER ENACTED,** That Section 5(a) of Article 14B of this Act shall take effect January 1, 1974.

**SECTION 3. AND BE IT FURTHER ENACTED,** That subject to the provisions of Section 2 herein, this Act shall take effect July 1, 1973.