

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 8-738.1

Annotated Code of Maryland

(2000 Replacement Volume and 2005 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Natural Resources

8-738.1.

(a) ~~A person may not:~~

(1) ~~Operate a vessel recklessly, NEGLIGENTLY, or in a manner that may endanger [another] A PERSON or the property of another on a bay, creek, lake, river, or stream in the State; or~~

(2) ~~Come into a wharf or bathing shore recklessly, NEGLIGENTLY, or in a manner that may endanger a person or property.~~

~~[(b) A person who violates this section is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 30 days or a fine of not less than \$25 and not exceeding \$200 or both.]~~

~~(B) (1) NOTWITHSTANDING ANY OTHER PROVISION OF THIS TITLE, A PERSON WHO VIOLATES SUBSECTION (A)(1) OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION:~~

~~(I) FOR A FIRST OFFENSE, IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000 \$2,000 OR IMPRISONMENT FOR NOT MORE THAN 1 YEAR OR BOTH;~~

~~(II) FOR A SECOND OFFENSE, IS SUBJECT TO A FINE OF NOT MORE THAN \$2,000 \$2,000 OR IMPRISONMENT FOR NOT MORE THAN 2 YEARS OR BOTH; AND~~

~~(III) FOR A THIRD OR SUBSEQUENT OFFENSE, IS SUBJECT TO A FINE OF NOT MORE THAN \$3,000 \$4,000 OR IMPRISONMENT FOR NOT MORE THAN 3 YEARS OR BOTH.~~

~~(2) NOTWITHSTANDING ANY OTHER PROVISION OF THIS TITLE, A PERSON WHO VIOLATES SUBSECTION (A)(2) OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION:~~

~~(I) FOR A FIRST OFFENSE, IS SUBJECT TO A FINE OF NOT MORE THAN \$500 \$1,500 OR IMPRISONMENT FOR NOT MORE THAN 2 MONTHS OR BOTH; AND~~

~~(II) FOR A SECOND OR SUBSEQUENT OFFENSE, IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000 \$2,000 OR IMPRISONMENT OF NOT MORE THAN 1 YEAR OR BOTH.~~