

for deletion since it is covered by the uniform penalty provisions of this title. The only other changes made are in style.

4-508. VESSEL INTENTIONALLY PASSING THROUGH NETS PROHIBITED.

A SKIPPER, CAPTAIN OR OTHER PERSON COMMANDING A VESSEL, FLOAT, OR BOAT MAY NOT PASS KNOWINGLY, WANTONLY, MALICIOUSLY, OR AS A RESULT OF GROSS NEGLIGENCE, THROUGH ANY NET LAWFULLY PLACED AND MARKED. ANY PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND UPON CONVICTION IS SUBJECT TO A FINE EQUAL TO THE DAMAGES SUFFERED BY THE OWNER OR OCCUPIER OF THE FISHERY, AND COURT COSTS.

REVISOR'S NOTE: This section presently appears as Article 66C, section 251 of the Code, as amended by Chapter 181, Acts of 1972. The present penalty provision is retained because it is distinct from the proposed uniform penalty provision of this title. This conforms with the policy dealing with penalty provisions. The word "pass" is used instead of "sail" to avoid the confusion that the section only applies to operating a sail boat. The term "sail" had been used in waterman's language to mean to traverse through. The only other changes made are in style.

4-509. USE OF ELECTRONIC AND ELECTRICAL DEVICES PROHIBITED.

A PERSON MAY NOT USE OR ATTEMPT TO USE ANY ELECTRONIC DEVICE ON ANY BOAT IN THE WATERS OF THE STATE OR ON ANY AIRCRAFT WITHIN THE STATE, OR USE OR ATTEMPT TO USE ANY AIRCRAFT, TO DETECT THE PRESENCE OF FINFISH FOR ANY PURPOSE EXCEPT THAT SPORT FISHERMEN MAY USE DEPTH FINDERS FROM BOATS TO DETECT THE PRESENCE OF FINFISH. A PERSON ALSO MAY NOT USE OR ATTEMPT TO USE ANY DEVICE THAT MAY LURE FINFISH BY ELECTRICAL IMPULSES. THIS SECTION DOES NOT PROHIBIT THE DEPARTMENT FROM USING ANY ELECTRONIC OR ELECTRICAL DEVICE FOR SCIENTIFIC RESEARCH, LAW ENFORCEMENT OR OTHER PURPOSE, NOR PROHIBIT USE OF A FATHOMETER OR DEPTH RECORDER FOR NAVIGATIONAL PURPOSES. ANY PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND UPON CONVICTION IS SUBJECT TO A FINE NOT LESS THAN \$250 AND NOT EXCEEDING \$1,000 OR IMPRISONMENT NOT EXCEEDING ONE YEAR, OR BOTH, WITH COSTS IMPOSED IN THE