

~~(C) IF A PERSON IS CHARGED WITH A VIOLATION OF THIS SECTION, THE COURT MAY FIND THE PERSON GUILTY OF ANY LESSER INCLUDED OFFENSE UNDER ANY SUBSECTION OF THIS SECTION.~~

8-738.1.

(a) A person may not:

(1) Operate a vessel recklessly or in a manner that may endanger another 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 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:

(1) FOR A FIRST CONVICTION, imprisonment [for] not exceeding 30 days or a fine of not less than \$25 and not exceeding \$200 or both; AND

(2) FOR A SECOND OR SUBSEQUENT CONVICTION, IMPRISONMENT NOT EXCEEDING 60 DAYS OR A FINE NOT EXCEEDING \$500 OR BOTH.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2006.

Approved April 25, 2006.

CHAPTER 148

(House Bill 666)

AN ACT concerning

Department of Natural Resources - ~~Motorized Vessels - Driver's License Information~~ Reckless Operation - Subsequent Offenders

FOR the purpose of ~~requiring the Department of Natural Resources to coordinate with the Motor Vehicle Administration to develop a certain database; requiring the Department to develop and implement a program to require owners of motorized vessels to obtain a certain affidavit from any person the owner allows to use the owner's vessel, including a person to whom the owner rents, leases, or lends the vessel; requiring the Department to develop and implement a program to require owners of motorized vessels to forward certain affidavits to the Department; requiring the Department, in consultation with the Motor Vehicle Administration, to adopt certain regulations; and generally relating to owners of motorized~~ establishing a certain penalty for a certain subsequent offense relating to operation of a vessel; and generally relating to certain offenses relating to operation of vessels.

BY ~~adding to~~ repealing and reenacting, with amendments,