

~~EACH CALENDAR YEAR A LIST OF ALL INDIVIDUALS WHO HAVE BEEN ISSUED A LICENSE OR CERTIFICATE OF BOATING SAFETY EDUCATION BY THE ENTITY IN THAT YEAR, AND~~

~~(2) MAINTAIN IN A CENTRAL REPOSITORY A LIST OF ALL INDIVIDUALS WHO HAVE BEEN ISSUED A LICENSE OR CERTIFICATE OF BOATING SAFETY EDUCATION.~~

~~(E) (D)~~ ON OR AFTER JULY 1, 1988, A PERSON WHO IS SUBJECT TO THE PROVISIONS OF PARAGRAPHS PARAGRAPH (1) OR ~~(2)~~ OF SUBSECTION (A) OF THIS SECTION AND WHO OPERATES ON WATERS OF THE STATE A VESSEL FOR PLEASURE THAT IS REQUIRED TO BE NUMBERED IN ACCORDANCE WITH THIS SUBTITLE OR A VESSEL FOR PLEASURE THAT IS REQUIRED TO BE NUMBERED IN ACCORDANCE WITH THE FEDERAL BOAT SAFETY ACT OF 1971, IN VIOLATION OF ANY REQUIREMENT OF THIS SECTION, IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO:

(1) FOR A FIRST OFFENSE, A FINE NOT EXCEEDING \$25;  
AND

(2) FOR ANY SUBSEQUENT OFFENSE THAT OCCURS WITHIN 2 YEARS OF A PRIOR CONVICTION UNDER THIS SECTION, A FINE NOT EXCEEDING \$500 OR IMPRISONMENT NOT EXCEEDING 3 MONTHS OR BOTH.

~~(F) (E)~~ A JUVENILE CHARGED WITH ANY VIOLATION UNDER THIS SECTION SHALL BE CHARGED AND TRIED UNDER TITLE 3, SUBTITLE 8 OF THE COURTS AND JUDICIAL PROCEEDINGS ARTICLE.

~~(G) (F) (1)~~ A NATURAL RESOURCES POLICE OFFICER OR OTHER LAW ENFORCEMENT OFFICER MAY ENFORCE THE PROVISIONS OF THIS SECTION ONLY AS A SECONDARY ACTION WHEN THE OFFICER DETAINS AN OPERATOR OF A VESSEL FOR A SUSPECTED VIOLATION OF ANOTHER PROVISION OF THE CODE OR REGULATIONS ADOPTED IN ACCORDANCE WITH ANOTHER PROVISION OF THE CODE.

~~(2)~~ A PERSON MAY BE CITED, BUT NOT APPREHENDED SOLELY, FOR A VIOLATION OF THIS SECTION.

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(A) IF A PERSON IS CONVICTED OF 2 BOATING VIOLATIONS SPECIFIED BY THE DEPARTMENT IN THE OPERATION OF CONCERNING THE OPERATION OF, OR SAFETY EQUIPMENT ON, A VESSEL WITHIN A 2-YEAR PERIOD OF TIME, THE PERSON IS REQUIRED, AS A CONDITION OF PROBATION OR SENTENCING, TO COMPLETE SUCCESSFULLY A BOATING SAFETY EDUCATION COURSE THAT IS OFFERED OR APPROVED BY THE DEPARTMENT.

(B) IN ADDITION TO THE REQUIREMENTS IN NOTWITHSTANDING SUBSECTION (A) OF THIS SECTION, IF A PERSON IS CONVICTED OF ANY OF THE FOLLOWING BOATING SAFETY VIOLATIONS IN THE OPERATION OF A VESSEL, THE PERSON IS REQUIRED, AS A CONDITION OF PROBATION OR