

BOATING CHAPTER 90B

ALL BOATING VIOLATIONS ARE ARRESTABLE PER MGL C-90B/13. Non-Criminal option is at the officers discretion per MGL C-21/6F. Non-Criminal penalties are found under MGL C-21/6F 1/2. Also, C-21/6F authorizes ARREST for failure to state name and address or stating a false name and address, penalty is a \$200.00 fine.

OFFENSE	CH/SEC 323CMR	CMR#	PENALTY SECTION	FINE
Accident, Fail to Report	90B-09			\$50
Aids to Nav. - Moor, Tamper	323cmr	2.07:5	8e	\$100
Alter, Forge Certificate	90B-04A	Criminal NMT	\$100	None
Alter, Destroy HIN	90B-04B	Criminal NMT	\$500/1yr	None
Anchor, Required	323cmr	2.06:3	5	\$50
Attempt, Prevent Boarding	90B-12			\$50
Attempt, Prevent Inspection	90B-12			\$50
Bailer, Manual - Required	323cmr	2.06:3	5	\$50
Beach - Oper. Boat w/in 150'	323cmr	2.07:1 C	8e	\$100
Beach, Headway Speed w/in 300'	323cmr	2.07:3 C	8e	\$100
Bell, Required, 26' and over	90B-05			\$50
Bet or Wager, Operating	90B-08E			\$100
Bow Riders, No Guard Rails	323cmr	2.07:2	8e	\$100
Canoe PFD/Required 9/15 - 5/15	323cmr	2.07:10	5a	\$50
Certificate, Not in Possession	90B-03			\$50
Certificate, Lost/Mutil.	90B-04	Notify Dir 15 Days		\$50
Certificate, Change Owner	90B-03	Need New Reg	\$50	
Dealer Number - Demo/Testing	90B-03			\$50
Discharge - Rubbish, Debris	323cmr	2.07:6	8e	\$100
Distance, Prev. Wash/Rocking	323cmr	2.07:1 A	8e	\$100
Divers, Must Display Flag	90B-13A			\$50
Divers, Flag 3mph w/in 100'	90B-13A			\$50
Failure to Stop for PO	90B-38	Criminal \$100	None	
False Distress Signal	323cmr	2.07:12	8e	\$100
False Statement - Cert. - Num.	90B-08E			\$100
Fire Extinguisher (16ft & Over)	90B-05			\$50
Flame Arrestor Required	90B-05			\$50
Garbage, Discharge	323cmr	2.07:6	8e	\$100
Guardrails - Bowriders	323cmr	2.07:2	8e	\$100
Gunwhales - Ride Sit up On	323cmr	2.07:2	8e	\$100
Headway Speed - Operation	323cmr	2.07:3	8e	\$100
Bridges - Bends, Vision obscured	323cmr	2.07:3 A	8e	\$100
W/In 150' of Marina / Boat Ramp	323cmr	2.07:3 B	8e	\$100
W/In 150' of Raft or Float	323cmr	2.07:3 B	8e	\$100
W/In 300' Swimming Area	323cmr	2.07:3 C	8e	\$100
W/In a Marked Channel	323cmr	2.07:3 D	8e	\$100
HIN, Alter or Destroy	90B-04B	Criminal NMT	\$500/1yr	None
Horn, Required	90B-05			\$50
Improper Marking Numbers	90B-03			\$50
JET SKI OPERATION	323cmr	4.03	08	\$100
Under 16 Prohibited	323cmr	4.03:1 A	08	\$100
Certificate Required 16-17yrs Old	323cmr	4.03:1 B	08	\$100
PFD Required	323cmr	4.03:2	08	\$50
Towing Prohibited	323cmr	4.03:3	08	\$100
Nighttime Oper. Prohibited	323cmr	4.03:4	08	\$100
Endanger life/Property	323cmr	4.03:5	08	\$100
Permit - Illegal Operation	323cmr	4.03:5	08	\$100
JET SKI NEGLIGENT OPERATION	323cmr	4.03:6	08	\$100
Jump - Wake - other vessels	323cmr	4.03:6 A	08	\$100

Following w/ In 150' of skier	323cmr	4.03:6 B	08	\$100
Weaving - Congested - Traffic	323cmr	4.03:6 C	08	\$100
Speeding - Restricted Areas	323cmr	4.03:6 D	08	\$100
Cross - to - Close / Vessels	323cmr	4.03:6 E	08	\$100
Endanger - Life / Property	323cmr	4.03:6 F	08	\$100
Towing Prohibited	323cmr	4.03:6 G	08	\$100
Nighttime Oper. Prohibited	323cmr	4.03:6 H	08	\$100
Jet Ski Exhaust Modified/Removed	323cmr	4.03:7 A	08	\$100
Jet Ski Exhaust Op. Modified	323cmr	4.03:7 B	08	\$100
Jet Ski Exceptions W/Permit	323cmr	4.03:8	06	\$100
Jet Ski Operating Under 75 Acres	90B-09A	Criminal NMT	\$50	None
Jet Ski W/ In 150' of Swimmer, Shore, Moored Vessel Except at Headway Speed	90B-09A	Criminal NMT	\$50	None
Ladder / Steps Required for Towing	90B-08 C			\$50
Leaving Scene of Accid. Pers. Inj.	90B-08 E			\$100
Leaving Scene of Accid. Prop. Dam.	90B-08 E			\$100
Lights - Required	90B-05			\$50
Line, W/ Anchor Required	323cmr	2.06:3	05	\$50
Livery Boats, Equipment Req.	90B-07			\$50
Muffler, Required	90B-06			\$50
Muffler, Dry Exhaust	323cmr	2.06:2	06	\$50
No Registration in Poss.	90B-03			\$50
Operate, Negligent / Endanger	90B-08 E			\$100
Oper. und. Inf. Drugs/Lquor	90B-08 A	Criminal	\$100-1000 Misdemeanor	
Oper. w/In 150' of swim Area	323cmr	2.07:1 C 1	8e	\$100
Oper. w/In 75' of Seaward Beach	323cmr	2.07:1 C 2	8e	\$100
Overloading, Capacity Plate	323cmr	2.07:7	8e	\$100
Paddle, Req. under 16'	323cmr	2.06:3	05	\$50
Permit, Race, Regatta, Parade	323cmr	2.09:1	8e	\$100
PFD's - Motorboats	90B-05			\$50
PFD's - Vessels/Canoes	90B-05A			\$50
PFD's - Child under 12 yo must wear	323cmr	2.07:14	12A	\$50
PFD's - Operator Responsible	323cmr	2.07:15		
Public Access Board Regulations	324cmr	2.03(c21 17A+6F 1/2)		\$50
Racing	90B-08 E			\$100
Reckless Operation	90B-08 E			\$100
Refuse Name / Owner & Address	90B-38	Criminal	\$100 None	
Refuse Give Correct Name & Address	90B-38	Criminal	\$100 None	
Refuse to Produce Certificate of Number	90B-38	Criminal	\$100 None	

RENTAL PERSONAL WATERCRAFT	323cmr	4.04	07	\$50
Under 16 Prohibited	323cmr	4.04:1	07	\$50
16-17 w/ Certificate Only	323cmr	4.04:1	07	\$50
Must Provide Regulations	323cmr	4.04:2	07	\$50
Must attach Safety Sticker	323cmr	4.04:3	07	\$50
Must provide PFD	323cmr	4.04:4	07	\$50
Must Explain Safety Operation	323cmr	4.04.4	07	\$50
Report Accident, Time to File	90B-09			\$50
Rules / Road - Failure to Follow	323cmr	2.07:13	8e	\$100
Safety Certificate Minors 12-16	323cmr	2.08:1	05	\$50
Safety Certificate except 18 & Over	323cmr	2.08:2	05	\$50
Minimum Age under 12 / 18 & Over	323cmr	2.08:3	05	\$50
Sewage Discharge	323cmr	2.07:6	8e	\$100
Speed, Divers - NMT -3mph - 100'	90B-13A			\$50
Speed, Endangering	90B-08 E			\$100
Speeding, Inland MT/45mph	323cmr	2.07:11	8e	\$100
Signal by PO Failure to Stop	90B-38	Criminal	\$100 None	
Terminate Use, Unsafe Condition	90B-12A			
Title - Motorboat 14' + over, Untitled				

Possess, sell, use	90B-36	Criminal 1 st \$100 2 nd \$250-500		
Title, Falsify	90B-36	Criminal 1 st \$500 2 nd \$1000-2000		
Towing, Authorization	323cmr	2.10: 1+2		
Towing, No Observer - 12 & Over	90B-08 C			\$100
Towing Nighttime	90B-08 B			\$100
Waterski, Negligent	90B-08 B			\$100
Wake/Wash Excess / Rocking	323cmr	2.07:1 A	8e	\$100
Unregistered Operation	90B-02			\$50
Use w/o Authority	90B-08 E			\$100
Use w/o Authority 2 nd Offense	90B-08 E	Criminal Felony	None	
Use w/o Authority 3 rd Offense	90B-08 E	Criminal Felony		
Ventilation	90B-05			\$50
Vent Tanks/Engine Spaces	323cmr	2.06:1	05	\$50
Vessels - Hire USCG License Required	323cmr	2.07:4	05	\$50
Vessels - Hire/ Type 1 PFD Required	90B-05			\$50
Waterski - Nighttime	90B-08 B			\$100
Waterski - Safe Distance	323cmr	2.07: B	8e	\$100

SEE STATUTE FOR CRIMINAL PENALTIES WHICH ARE USUALLY HIGHER. THE ABOVE AFOREMENTIONED VIOLATIONS (C-90B & 323CMR) WERE TAKEN OUT OF THE "DISTRICT COURT COMPLAINT LANGUAGE MANUAL". ALL VIOLATIONS MUST BE WRITTEN AS ABOVE, WHETHER THEY ARE CRIMINAL OR NON-CRIMINAL. ALL MASS TRIAL COURTS ARE UNDER THE WARRRANTLESS MANAGEMENT SYSTEM "WMS". THE COURTS WILL NOT AND CANNOT TYPE UP THE COMPLAINT IF IT IS NOT CITED AS ABOVE. A WARRANT CANNOT BE ENTERED INTO "WMS" SYSTEM UNLESS THE ACTUAL VIOLATION IS WRITTEN EXACTLY AS ABOVE. Example : Operate Jet-Ski/ No PFD, the violation is written as 323cmr/4.03:2 YOU CANNOT WRITE c-90B-s11. MGL C90B-s11 gives the director the Power and Duties to promulgate the Rules & Regulations ONLY. The actual violation is 323cmr, unless it comes under statute. Updated 3/5/98 C-31