

DEPARTMENT OF MARINE RESOURCES

CHAPTER 105

SAFETY REGULATIONS

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Chapter 105 Safety Regulations

105.01 Definitions

105.10 Tender and Diver Safety requirements

A. Compliance

All copies of Cardio-Pulmonary Response (CPR) cards and First Aid cards or equivalent documentation must be current (non-expired) and in possession of the licensed tender. A copy of the current CPR and First Aid cards must be presented upon demand by a Marine Patrol officer.

1. Tenders

Each person licensed as a sea urchin or scallop diving tender under 12 M.R.S. §6535, or acting as a tender under a license issued pursuant to 12 M.R.S. §6701(5)(B), or §6748(4)(B), must have completed safety training as required by this Chapter. The training requirements or equivalents include a Cardio-Pulmonary Response (CPR) Card and First Aid Card; plus the DMR Diving Safety Course for Tenders certificate of completion card for tenders where required; or receive a Department approved waiver, (see Waivers).

Persons issued a sea urchin and scallop diving tender license pursuant to 12 M.R.S. 6535 who have never held a tender license in accordance with 12 M.R.S. 6535 or 12 M.R.S. 6536, must complete a DMR Diving Safety Course for Tenders. Anyone engaged in licensed activity pursuant to 12 M.R.S. 6535, must have in their possession a current (non-expired) Cardio-Pulmonary Response Card (CPR) and a current (non-expired) First Aid Card or equivalent documentation (see Waivers).

Persons acting as a tender in accordance with 12 M.R.S. §6701(5)(B), or §6748(4)(B) who have never held a tender license in accordance with 12 M.R.S. §6535 or 12 M.R.S. §6536 must have in their possession, at the time when acting as a tender, a current (non-expired) CPR card, a current (non-expired) First Aid card and a DMR Diving Safety Course for Tenders certificate of completion card pursuant to 12 M.R.S. §6533, or Department approved equivalent documentation (see Waivers).

Persons acting as a tender in accordance with 12 M.R.S. §6701(5)(B), or §6748(4)(B) who have held a tender license in accordance with 12 M.R.S. §6535 or 12 M.R.S. §6536 must have in their possession, at the time when acting as a tender, a current (non-expired) CPR card, a current (non-expired) First Aid card beginning August 1, 2010.

2. Divers

Persons licensed as a scallop diver in accordance with 12 M.R.S. §6701 or sea urchin diver in accordance with §6748 shall provide a current (non-expired) copy of a Cardio-Pulmonary Response (CPR) Card and First Aid Card.

B. DMR Diving Safety Course for Tenders

Training shall provide basic recognition of diver related injuries and emergency procedures encompassing boating safety emergency responses as first responders. Upon successful completion of the course a card indicating proof of completion shall be issued by the Department.

1. Contact information

To obtain information about the DMR Diving Safety Course for Tenders contact: Marine Patrol Headquarters, Attn Tender Safety Training, Dept. of Marine Resources, 21 State House

Station, Augusta, ME 04333; telephone (207-624-6550), or online from the Department's web site at <http://www.maine.gov/dmr/index.htm> then search under the license category for "other forms".

C. Waivers

The Commissioner may waive the requirement to complete the CPR, First Aid or the DMR Diving Safety Course for Tenders as provided in Chapter 105.10(B) for any person who demonstrates to the Commissioner, either through documented experience or technical or professional accreditation, a level of knowledge at least equal to that expected from a person who completed the training requirements of this Chapter. It is the responsibility of the person seeking such a waiver to request that waiver in writing to the Commissioner and to provide any documentation the Commissioner determines necessary to make a decision.

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