

MAINE STATE LEGISLATURE

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Date: 5/20/19

L.D. 235
(Filing No. H-309)

INLAND FISHERIES AND WILDLIFE

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
129TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 198, L.D. 235, Bill, "An Act To Increase Funding To Contain and Manage the Spread of Invasive Aquatic Species"

Amend the bill in section 1 in paragraph C by striking out all of the blocked paragraph (page 1, lines 19 to 30 in L.D.) and inserting the following:

'The Prior to January 1, 2020, the fees outlined in section 13056, subsection 8, paragraphs A and B for watercraft operating on inland waters of the State each include a \$10 fee for invasive species prevention and control. Beginning January 1, 2020, the fees outlined in section 13056, subsection 8, paragraphs A and B for watercraft operating on inland waters of the State each include a \$15 fee for invasive species prevention and control. This fee is disposed of as follows:'

Amend the bill by inserting after section 1 the following:

'Sec. 2. 12 MRSA §10206, sub-§6, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is amended to read:

6. Lake and river protection sticker revenues. All fees collected by the commissioner from the sale of stickers under section 13058, subsection 3 must be paid daily to the Treasurer of State. Notwithstanding subsection 3, the Treasurer of State shall credit funds received under this subsection as follows:

A. ~~Sixty~~ Eighty percent of the revenues must be credited to the Invasive Aquatic Plant and Nuisance Species Fund established in the Department of Environmental Protection under Title 38, section 1863; and

B. ~~Forty~~ Twenty percent of the revenues must be credited to the Lake and River Protection Fund established in the department under section 10257.'

Amend the bill by striking out all of sections 2 and 3 and inserting the following:

'Sec. 2. 12 MRSA §13056, sub-§8, ¶A, as amended by PL 2009, c. 213, Pt. OO, §14, is further amended to read:

COMMITTEE AMENDMENT

1 A. For a watercraft requiring or whose owner requests a certificate of number and
2 that is equipped with a motor having a manufacturer's horsepower rating of:

3 (1) Ten horsepower or less, prior to January 1, 2020 the fee is \$25 for operating
4 on inland waters of the State and \$15 for operating only on tidal waters of the
5 State. Beginning January 1, 2020, the fee under this subparagraph is \$30 for
6 operating on inland waters of the State and \$15 for operating only on tidal waters
7 of the State;

8 (2) Greater than 10; horsepower but not more than 50 horsepower, prior to
9 January 1, 2020 the fee is \$30 for operating on inland waters of the State and \$20
10 for operating only on tidal waters of the State. Beginning January 1, 2020, the
11 fee under this subparagraph is \$35 for operating on inland waters of the State and
12 \$20 for operating only on tidal waters of the State; and

13 (3) Greater than 50 horsepower but not more than 115 horsepower, prior to
14 January 1, 2020 the fee is \$36 for operating on inland waters of the State and \$26
15 for operating only on tidal waters of the State. Beginning January 1, 2020, the
16 fee under this subparagraph is \$41 for operating on inland waters of the State and
17 \$26 for operating only on tidal waters of the State.

18 **Sec. 3. 12 MRSA §13056, sub-§8, ¶B**, as amended by PL 2009, c. 213, Pt. OO,
19 §15, is further amended to read:

20 B. ~~For~~ Prior to January 1, 2020, for a personal watercraft requiring or whose owner
21 requests a certificate of number and watercraft equipped with a motor having a
22 manufacturer's horsepower rating of 115 horsepower or greater, the fee is \$44 for
23 operating on inland waters of the State and \$34 for operating only on tidal waters of
24 the State. Beginning January 1, 2020, the fee under this paragraph is \$49 for
25 operating on inland waters of the State and \$34 for operating only on tidal waters of
26 the State.'

27 Amend the bill in section 4 in subsection 3 in the first paragraph in the last 6 lines
28 (page 3, lines 4 to 9 in L.D.) by striking out all of the underlined language and inserting
29 the following: 'Beginning January 1, 2020, the fee for a sticker issued under this
30 subsection is \$35, \$1 of which is retained by the agent who sold the sticker. Beginning
31 January 1, 2022, the fee for a sticker issued under this subsection is \$45, \$1 of which is
32 retained by the agent who sold the sticker.'

33 Amend the bill by adding after section 4 the following:

34 **'Sec. 5. Appropriations and allocations.** The following appropriations and
35 allocations are made.

36 **ENVIRONMENTAL PROTECTION, DEPARTMENT OF**

37 **Water Quality 0248**

38 Initiative: Provides allocations for costs related to conducting inspections and invasive
39 aquatic plant prevention, for containment, eradication and management activities and to
40 contract with municipalities or other entities to conduct inspection, prevention or
41 eradication programs to protect the inland waters of the State from invasive aquatic plant
42 and nuisance species.

R. G. S.

1	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
2	All Other	\$534,285	\$613,037
3			
4	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$534,285</u>	<u>\$613,037</u>
5	ENVIRONMENTAL PROTECTION,		
6	DEPARTMENT OF		
7	DEPARTMENT TOTALS	2019-20	2020-21
8			
9	OTHER SPECIAL REVENUE FUNDS	\$534,285	\$613,037
10			
11	DEPARTMENT TOTAL - ALL FUNDS	<u>\$534,285</u>	<u>\$613,037</u>
12	INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF		
13	Enforcement Operations - Inland Fisheries and Wildlife 0537		
14	Initiative: Provides allocations for enforcing laws pertaining to invasive aquatic plants		
15	and nuisance species, inspecting watercraft for invasive aquatic plant and nuisance		
16	species materials and for educational and informational efforts targeted at invasive		
17	aquatic plant and nuisance species prevention, eradication and management activities and		
18	the production and distribution of lake and river protection stickers.		
19	OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
20	All Other	\$84,351	\$104,039
21			
22	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$84,351</u>	<u>\$104,039</u>
23	INLAND FISHERIES AND WILDLIFE,		
24	DEPARTMENT OF		
25	DEPARTMENT TOTALS	2019-20	2020-21
26			
27	OTHER SPECIAL REVENUE FUNDS	\$84,351	\$104,039
28			
29	DEPARTMENT TOTAL - ALL FUNDS	<u>\$84,351</u>	<u>\$104,039</u>
30	SECTION TOTALS	2019-20	2020-21
31			
32	OTHER SPECIAL REVENUE FUNDS	\$618,636	\$717,076
33			
34	SECTION TOTAL - ALL FUNDS	<u>\$618,636</u>	<u>\$717,076</u>
35			

COMMITTEE AMENDMENT



1 Amend the bill by relettering or renumbering any nonconsecutive Part letter or
2 section number to read consecutively.

3 **SUMMARY**

4 This amendment changes the fee increases proposed in the bill as follows:

5 1. Beginning January 1, 2020, the fee for resident motorboats and personal watercraft
6 is increased by \$5 instead of \$8, and the fee for nonresident motorboats, nonresident
7 personal watercraft and seaplanes is increased by \$15 instead of \$10; and

8 2. Beginning January 1, 2021, instead of January 1, 2022, the fee for nonresident
9 motorboats, nonresident personal watercraft and seaplanes is increased by an additional
10 \$10, but the resident fee remains the same.

11 This amendment also changes the allocation of the fee between the Invasive Aquatic
12 Plant and Nuisance Species Fund and the Lake and River Protection Fund.

13 **FISCAL NOTE REQUIRED**

14 (See attached)



129th MAINE LEGISLATURE

LD 235

LR 686(02)

An Act To Increase Funding To Contain and Manage the Spread of Invasive Aquatic Species

Fiscal Note for Bill as Amended by Committee Amendment *A' (H-309)*
 Committee: Inland Fisheries and Wildlife
 Fiscal Note Required: Yes

Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
Appropriations/Allocations				
Other Special Revenue Funds	\$618,636	\$717,076	\$717,076	\$717,076
Revenue				
Other Special Revenue Funds	\$618,636	\$717,076	\$717,076	\$717,076

Fiscal Detail and Notes

This bill increases the portion of the fees paid when registering watercraft for operating on the inland waters of the state from \$10 to \$15 for invasive species prevention and control. The bill also increases the fee paid for lake and river protection stickers required for nonresident motorboats, personal watercraft and seaplanes operating on inland waters of the State from \$20 to \$35 beginning January 1, 2020 and to \$45 beginning January 1, 2021. The bill also changes references in statute so that all revenues from the sale of lake and river protection stickers are divided 80% to the Invasive Aquatic Plant and Nuisance Species Fund within the Department of Environmental Protection (DEP) and 20% to the Lake and River Protection Fund within the Department of Inland Fisheries and Wildlife (IFW).

Assuming an average of 96,164 watercraft registrations and 9,844 stickers sold, the increased invasive species prevention and control fees will generate revenue of \$84,351 for the IFW and \$534,285 for the DEP in fiscal year 2019-20 and \$104,039 for the IFW and \$613,037 for the DEP in fiscal year 2020-21. The bill includes allocations of those amounts to the IFW and the DEP to allow expenditure of the additional revenue.