

# MAINE STATE LEGISLATURE

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# 129th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2019

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Legislative Document

No. 235

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H.P. 198

House of Representatives, January 22, 2019

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

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Reference to the Committee on Inland Fisheries and Wildlife suggested and ordered printed.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT  
Clerk

Presented by Representative RISEMAN of Harrison.  
Cosponsored by Senator MIRAMANT of Knox and  
Representatives: ACKLEY of Monmouth, FAY of Raymond, PEBWORTH of Blue Hill,  
PLUECKER of Warren, SYLVESTER of Portland, Senator: CARSON of Cumberland.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 12 MRSA §10206, sub-§3, ¶C**, as amended by PL 2013, c. 580, §1, is  
3 further amended to read:

4 C. All revenues collected under the provisions of this Part relating to watercraft,  
5 including chapter 935, including fines, fees and other available money deposited with  
6 the Treasurer of State, must be distributed as undedicated revenue to the General  
7 Fund and the Department of Marine Resources according to a formula that is jointly  
8 agreed upon by the Commissioner of Inland Fisheries and Wildlife and the  
9 Commissioner of Marine Resources biannually that pays to the department the  
10 administrative costs of the Division of Licensing and Registration. The Legislature  
11 shall appropriate to the department in each fiscal year an amount equal to the  
12 administrative costs incurred by the department in collecting revenue under this  
13 subsection. Those costs must be verified by the Department of Marine Resources and  
14 the Department of Administrative and Financial Services. The remainder of revenues  
15 after reduction for administrative costs and after allowing for any necessary year-end  
16 reconciliation and accounting distribution must be allocated 75% to the department  
17 and 25% to the Department of Marine Resources and approved by the Department of  
18 Administrative and Financial Services, Bureau of the Budget.

19 The Prior to January 1, 2020, the fees outlined in section 13056, subsection 8,  
20 paragraphs A and B for watercraft operating on inland waters of the State each  
21 include a \$10 fee for invasive species prevention and control. Beginning January 1,  
22 2020, the fees outlined in section 13056, subsection 8, paragraphs A and B for  
23 watercraft operating on inland waters of the State each include an \$18 fee for  
24 invasive species prevention and control. Beginning January 1, 2022, the fees outlined  
25 in section 13056, subsection 8, paragraphs A and B for watercraft operating on inland  
26 waters of the State each include a \$20 fee for invasive species prevention and control.  
27 Beginning January 1, 2024, the fees outlined in section 13056, subsection 8,  
28 paragraphs A and B for watercraft operating on inland waters of the State each  
29 include a \$22 fee for invasive species prevention and control. This fee is disposed of  
30 as follows:

31 (1) Eighty percent must be credited to the Invasive Aquatic Plant and Nuisance  
32 Species Fund; and

33 (2) Twenty percent must be credited to the Lake and River Protection Fund  
34 established within the department under section 10257.

35 **Sec. 2. 12 MRSA §13056, sub-§8, ¶A**, as amended by PL 2009, c. 213, Pt. OO,  
36 §14, is further amended to read:

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

39 (1) Ten horsepower or less, prior to January 1, 2020 the fee is \$25 for operating  
40 on inland waters of the State and \$15 for operating only on tidal waters of the  
41 State. Beginning January 1, 2020, the fee under this subparagraph for operating  
42 on inland waters of the State is \$33 and \$15 for operating only on tidal waters of

1           the State. Beginning January 1, 2022, the fee under this subparagraph for  
2           operating on inland waters of the State is \$35 and \$15 for operating only on tidal  
3           waters of the State. Beginning January 1, 2024, the fee under this subparagraph  
4           for operating on inland waters of the State is \$37 and \$15 for operating only on  
5           tidal waters of the State;

6           (2) Greater than 10, horsepower but not more than 50 horsepower, prior to  
7           January 1, 2020 the fee is \$30 for operating on inland waters of the State and \$20  
8           for operating only on tidal waters of the State. Beginning January 1, 2020, the  
9           fee under this subparagraph for operating on inland waters of the State is \$38 and  
10           \$20 for operating only on tidal waters of the State. Beginning January 1, 2022,  
11           the fee under this subparagraph for operating on inland waters of the State is \$40  
12           and \$20 for operating only on tidal waters of the State. Beginning January 1,  
13           2024, the fee under this subparagraph for operating on inland waters of the State  
14           is \$42 and \$20 for operating only on tidal waters of the State; and

15           (3) Greater than 50 horsepower but not more than 115 horsepower, prior to  
16           January 1, 2020 the fee is \$36 for operating on inland waters of the State and \$26  
17           for operating only on tidal waters of the State. Beginning January 1, 2020, the  
18           fee under this subparagraph for operating on inland waters of the State is \$44 and  
19           \$26 for operating only on tidal waters of the State. Beginning January 1, 2022,  
20           the fee under this subparagraph for operating on inland waters of the State is \$46  
21           and \$26 for operating only on tidal waters of the State. Beginning January 1,  
22           2024, the fee under this subparagraph for operating on inland waters of the State  
23           is \$48 and \$26 for operating only on tidal waters of the State.

24           **Sec. 3. 12 MRSA §13056, sub-§8, ¶B,** as amended by PL 2009, c. 213, Pt. OO,  
25           §15, is further amended to read:

26           B. ~~For~~ Prior to January 1, 2020, for a personal watercraft requiring or whose owner  
27           requests a certificate of number and watercraft equipped with a motor having a  
28           manufacturer's horsepower rating of 115 horsepower or greater, the fee is \$44 for  
29           operating on inland waters of the State and \$34 for operating only on tidal waters of  
30           the State. Beginning January 1, 2020, the fee under this paragraph for operating on  
31           inland waters of the State is \$52 and \$34 for operating only on tidal waters of the  
32           State. Beginning January 1, 2022, the fee under this paragraph for operating on  
33           inland waters of the State is \$54 and \$34 for operating only on tidal waters of the  
34           State. Beginning January 1, 2024, the fee under this paragraph for operating on  
35           inland waters of the State is \$56 and \$34 for operating only on tidal waters of the  
36           State.

37           **Sec. 4. 12 MRSA §13058, sub-§3,** as repealed and replaced by PL 2013, c. 580,  
38           §3, is amended to read:

39           **3. Nonresident motorboat and personal watercraft lake and river protection**  
40           **sticker and resident and nonresident seaplane lake and river protection sticker; fee.**  
41           No later than January 1st of each year, the commissioner shall provide the agents  
42           authorized to register watercraft or issue licenses with a sufficient quantity of lake and  
43           river protection stickers for motorboats and personal watercraft not registered in the State  
44           and for all seaplanes, whether or not registered in the State, for that boating season. The

1 sticker must be in 2 parts so that one part of the sticker can be affixed to each side of the  
2 bow of a motorboat or personal watercraft or to each outside edge of a seaplane's  
3 pontoons. The Prior to January 1, 2020, the fee for a sticker issued under this subsection  
4 is \$20, \$1 of which is retained by the agent who sold the sticker. Beginning January 1,  
5 2020, the fee for a sticker issued under this subsection is \$30, \$1 of which is retained by  
6 the agent who sold the sticker. Beginning January 1, 2022, the fee for a sticker issued  
7 under this subsection is \$35, \$1 of which is retained by the agent who sold the sticker.  
8 Beginning January 1, 2024, the fee for a sticker issued under this subsection is \$40, \$1 of  
9 which is retained by the agent who sold the sticker.

10 The remainder of the fee is disposed as follows:

11 A. Eighty percent must be credited to the Invasive Aquatic Plant and Nuisance  
12 Species Fund; and

13 B. Twenty percent must be credited to the Lake and River Protection Fund  
14 established within the department under section 10257.

15 A motorboat, personal watercraft or seaplane owned by the Federal Government, a state  
16 government or a municipality is exempt from the fee established in this subsection.

## 17 SUMMARY

18 This bill increases the fees for the lake and river protection stickers that are required  
19 for all resident and nonresident motorboats, personal watercraft and seaplanes operating  
20 on inland waters of the State as follows.

21 1. Beginning January 1, 2020, the fee for resident motorboats and personal  
22 watercraft is increased by \$8 and the fee for nonresident motorboats, nonresident personal  
23 watercraft and seaplanes is increased by \$10.

24 2. Beginning January 1, 2022, the fee for resident motorboats and personal  
25 watercraft is increased by an additional \$2 and the fee for nonresident motorboats,  
26 nonresident personal watercraft and seaplanes is increased by an additional \$5.

27 3. Beginning January 1, 2024, the fee for resident motorboats and personal  
28 watercraft is increased by an additional \$2 and the fee for nonresident motorboats,  
29 nonresident personal watercraft and seaplanes is increased by an additional \$5.

30 The fee revenues from the sale of lake and river protection stickers are used to  
31 support the efforts of the Department of Inland Fisheries and Wildlife and the Department  
32 of Environmental Protection in preventing, eradicating and managing invasive aquatic  
33 plants and nuisance species in the State.