

MAINE STATE LEGISLATURE

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L.D. 1730

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DATE: *March 25, 1998*

(Filing No. S-609)

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STATE OF MAINE
SENATE
118TH LEGISLATURE
SECOND REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 573, L.D. 1730, Bill, "An Act to Implement the Recommendations of the Great Pond Task Force"

Amend the amend by striking out all of sections 8 to 10 and inserting in their place the following:

Sec. 8. 12 MRSA §7825-B is enacted to read:

§7825-B. Personal watercraft rental agent certificate

1. Registration and issuance. Except as provided in this section, a person or business may not rent or lease a personal watercraft after January 1, 1999 unless that person or business:

A. Registers with the department as a personal watercraft rental agent and is issued a personal watercraft rental and leasing agent certificate from the commissioner;

B. Registers each personal watercraft being offered for rent or lease in the name of the person or business holding that certificate; and

C. Provides each person who rents or leases a personal watercraft with written instructions on how to operate the personal watercraft.

2. Fee. The fee for a personal watercraft rental and leasing agent certificate is \$25. The certificate is valid from July 1st to June 30th.

AMS

2 3. Revocation of certificate. The commissioner may revoke
3 a personal watercraft rental and leasing agent certificate if the
4 commissioner determines that the certificate holder:

5 A. Rented or leased a personal watercraft that was unsafe;
6 or

7 B. Failed to instruct a person intending to rent or lease a
8 personal watercraft on personal watercraft safety. The
9 department shall provide each certificate holder with
10 written materials and instructional guidelines on personal
11 watercraft safety that the certificate holder shall review
12 with each personal watercraft renter or lessor before that
13 person operates that personal watercraft.

14 4. Exception. This section does not apply to:

15 A. Campgrounds licensed by the Department of Human Services
16 that offer the personal watercrafts owned by that campground
17 exclusively for use by campground clientele;

18 B. Commercial sporting camps. For the purposes of this
19 section, "commercial sporting camp" means a business
20 consisting of primitive lodging facilities that offers the
21 public the opportunity to pursue primitive hunting, fishing,
22 boating or snowmobiling activities; or

23 C. A person lawfully engaged in guiding activities under
24 section 7311 who accompanies others on guided trips that
25 include the use of personal watercrafts.

26 Sec. 9. 12 MRSA §7827, sub-§26 is enacted to read:

27 26. Unlawfully renting or leasing a personal watercraft. A
28 person is guilty of unlawfully renting or leasing a personal
29 watercraft if that person rents or leases a personal watercraft
30 in violation of section 7825-B.

31 Sec. 10. 12 MRSA §7901, sub-§17 is enacted to read:

32 17. Unlawfully renting or leasing a personal watercraft. A
33 violation of section 7827, subsection 26 is a civil violation for
34 which a forfeiture of not less than \$200 must be adjudged. The
35 \$200 minimum fine may not be waived by the court.'

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FISCAL NOTE

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The Department of Inland Fisheries and Wildlife will incur some minor additional costs to administer registration and certification of personal watercraft rental agents. These costs will be offset by minor increases in revenue from fees for personal watercraft rental agent certificates.

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SUMMARY

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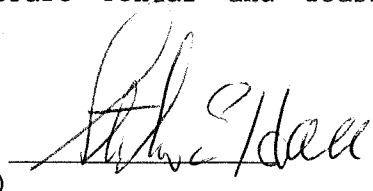
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SPONSORED BY: 
(Senator HALL)

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COUNTY: Piscataquis

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