

MAINE STATE LEGISLATURE

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INLAND FISHERIES AND WILDLIFE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
118TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1447, L.D. 2038, Bill, "An Act to Enhance the Safety of Snowmobile Rental Operations"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

Sec. 1. 12 MRSA §7825-B is enacted to read:

§7825-B. Snowmobile rental agent certificate

1. Registration and issuance. Except as provided in this section, a person or business may not rent or lease a snowmobile unless that person or business:

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

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

C. Instructs each person who rents or leases a snowmobile how to operate the snowmobile, including how to use the brake, throttle and kill switch, and provides to that person a pamphlet describing proper hand signals.

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

COMMITTEE AMENDMENT

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2 3. Exception. This section does not apply to a person
4 lawfully engaged in guiding activities under section 7311 who
6 accompanies others on guided trips that include the use of
 snowmobiles, except that those persons must provide those
 operators of snowmobiles with instructions equivalent to those
 described in subsection 1, paragraph C.

8
 Sec. 2. 12 MRSA §7827, sub-§26 is enacted to read:

10 26. Unlawfully renting or leasing a snowmobile. A person
12 is guilty of unlawfully renting or leasing a snowmobile if that
14 person rents or leases a snowmobile in violation of section
 7825-B.

16 Sec. 3. 12 MRSA §7901, sub-§17 is enacted to read:

18 17. Unlawfully renting or leasing a snowmobile. A
20 violation of section 7827, subsection 26 is a civil violation for
 which a forfeiture of not less than \$200 must be adjudged. The
22 \$200 minimum fine may not be waived by the court.'

24 Further amend the bill by inserting at the end before the
 summary the following:

26
28 **FISCAL NOTE**

30 The registration fee for snowmobile rental agents will
 result in insignificant increases of General Fund revenue
32 collected by the Department of Inland Fisheries and Wildlife.

34 The Department of Inland Fisheries and Wildlife will incur
 some minor additional costs to administer and enforce the
36 registration requirements for snowmobile rental agents. These
 costs can be absorbed within the department's existing budgeted
38 resources.

40 The additional workload and administrative costs associated
 with the minimal number of new civil violations filed in the
42 court system can be absorbed within the budgeted resources of the
 Judicial Department. The collection of additional fines may
44 increase General Fund revenue by minor amounts.'

46 **SUMMARY**

48 This amendment replaces the bill. The amendment requires
50 that a person obtain a snowmobile rental agent certificate from
 the Commissioner of Inland Fisheries and Wildlife before engaging

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2 in the renting or leasing of snowmobiles. The annual
3 registration fee is \$25. The registration period runs from July
4 1st to June 30th. An exception is provided for camp trip leaders
5 and licensed guides who accompany others on trips that include
6 the use of snowmobiles.

7 A person who holds a snowmobile rental agent certificate may
8 only rent snowmobiles that are registered to that person and must
9 provide instruction on the use of the snowmobile to each person
10 who rents or leases the snowmobiles.

11 This amendment establishes a civil violation for which a
12 minimum, nonwaivable, \$200 fine must be adjudged for any person
13 who rents or leases snowmobiles without following the provisions
14 of this bill.

15 The amendment adds a fiscal note to the bill.

COMMITTEE AMENDMENT