

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 106

H.P. 93

House of Representatives, January 11, 1999

An Act to Repeal Certain Laws Relating to Personal Watercraft.

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

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative CLARK of Millinocket.
Cosponsored by Senator KIEFFER of Aroostook and
Representatives: AHEARNE of Madawaska, CROSS of Dover-Foxcroft, GOODWIN of
Pembroke, O'NEAL of Limestone, SHERMAN of Hodgdon, USHER of Westbrook,
WHEELER of Bridgewater, Senator: MICHAUD of Penobscot.

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

2 **Sec. 1. 12 MRSA §685-C, sub-§10**, as enacted by PL 1997, c.
4 739, §1, is repealed.

6 **Sec. 2. 12 MRSA §7801, sub-§13**, as amended by PL 1997, c. 739,
8 §2, is further amended to read:

10 **13. Operating a motorboat while under age.** A person is
12 guilty of operating a motorboat ~~either than a personal watercraft~~
14 while under age if that person:

16 A. Is under 12 years of age;

18 B. Operates any motorboat propelled by machinery of more
20 than 10 horsepower; and

22 C. Is not under the immediate supervision of a person
24 located in the motorboat who is at least 16 years of age.

26 ~~This subsection does not apply to operating a personal watercraft.~~

28 **Sec. 3. 12 MRSA §7801, sub-§13-A**, as enacted by PL 1997, c.
30 739, §3, is repealed.

32 **Sec. 4. 12 MRSA §7801, sub-§20, ¶¶J and K**, as amended by PL
34 1997, 739, §4, are further amended to read:

36 J. Operates a motorboat powered by an internal combustion
38 engine on Nokomis Pond, situated in the Towns of Newport and
40 Palmyra, Penobscot County; or

42 K. Operates a motorboat in Merrymeeting Bay at a speed in
44 excess of 10 miles per hour, except within the confines of
46 the buoyed channels; and

48 **Sec. 5. 12 MRSA §7801, sub-§20, ¶¶L, M and N**, as enacted by PL
50 1997, c. 739, §5, are repealed.

Sec. 6. 12 MRSA §7801, sub-§§33 and 34, as enacted by PL 1997,
c. 739, §6, are repealed.

Sec. 7. 12 MRSA §7825-B, as enacted by PL 1997, c. 739, §7,
is repealed.

Sec. 8. 12 MRSA §7827, sub-§26, as enacted by PL 1997, c. 739,
§8, is repealed.

Sec. 9. 12 MRSA §7901, sub-§17, as enacted by PL 1997, c. 739,
§9, is repealed.

2 **Sec. 10. 14 MRSA §159-C**, as enacted by PL 1997, c. 739, §10,
is repealed.

4 **Sec. 11. 22 MRSA §2648, first ¶**, as amended by PL 1997, c. 739,
6 §11, is further amended to read:

8 Any water utility or municipality is authorized, ~~after~~
~~consultation with the Commissioner of Inland Fisheries and~~
10 ~~Wildlife, the department and the Department of Conservation and~~
~~after conducting a public hearing in the affected town,~~ to
12 designate by buoys in water or markers on the ice in an area on a
lake or pond from which water is taken, with a radius commencing
14 at its point of intake. The radius may not exceed 400 200 feet
and within that area a person may not anchor or moor a boat or
16 carry on ice fishing ~~or carry on any other activity designated by~~
~~the water utility or municipality when such restriction is~~
18 ~~necessary to comply with primary or secondary drinking water~~
~~regulations applicable to public water systems.~~ Any such buoys
20 placed in the water must be plainly marked as required by the
Director of the Bureau of Parks and Lands under Title 38, section
22 323. Any person violating this section must, on conviction, be
penalized in accordance with Title 30-A, section 4452.

24 **Sec. 12. 30 MRSA §6207, sub-§3-A**, as enacted by PL 1997, c.
26 739, §12 and affected by §§13 and 14, is repealed.

28 **Sec. 13. PL 1997, c. 739, §§13 to 18** are repealed.

30

SUMMARY

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34 This bill repeals the laws relating to personal watercraft
that were passed by the 118th Legislature in the Second Special
Session.