

MAINE STATE LEGISLATURE

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DATE: May 20, 1999

(Filing No. S- 322)

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STATE OF MAINE
SENATE
119TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT " A " to COMMITTEE AMENDMENT "A" to S.P. 738, L.D. 2088, Bill, "An Act to Revise Certain Provisions of the Fish and Wildlife Laws"

Amend the amendment on page 3 by inserting before the 3rd paragraph from the end the following:

'Sec. 31. 12 MRSA §7798-B is enacted to read:

§7798-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. Obtains a Maine certificate of number for 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 January 1st to December 31st.

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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:

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

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

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

18 A. Campgrounds licensed by the Department of Human Services
19 that offer the personal watercraft owned by that campground
20 exclusively for use by campground clientele;

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

28 C. A person lawfully engaged in guiding activities under
29 section 7311 who accompanies others on guided trips that
30 include the use of personal watercraft; or

32 D. A property owner who offers a person renting or leasing
33 that property the use of a personal watercraft registered to
34 the property owner.'

36 Further amend the amendment on page 3 by striking out all of
37 the last indented paragraph (page 3, lines 49 and 50 in
38 amendment) and inserting in its place the following:

40 'Sec. 32. 12 MRSA §7825-C, as reallocated by PL 1999, c. 127,
41 Pt. A, §31, is repealed.'

42 Further amend the amendment by relettering or renumbering
43 any nonconsecutive Part letter or section number to read
44 consecutively.

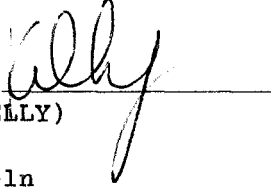
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SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 738,
L.D. 2088

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SUMMARY

This amendment changes the allocation of a section of law enacted in Public Law 1997, chapter 739. The only substantive change made by this amendment is to change the period for which personal watercraft rental and leasing agent certificates are valid from July 1st to June 30th to January 1st to December 31st.

SPONSORED BY: 
(Senator KILKELLY)

COUNTY: Lincoln