

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

SECOND REGULAR SESSION-2008

Legislative Document

No. 2031

H.P. 1415

House of Representatives, December 21, 2007

An Act To Amend the Laws Governing the Whitewater Rafting Allocation System

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Received by the Clerk of the House on December 19, 2007. Referred to the Committee on Inland Fisheries and Wildlife pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative PRATT of Eddington.
Cosponsored by Representative: CARTER of Bethel.

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

2 **Sec. 1. 12 MRSA §12913, sub-§4**, as enacted by PL 2003, c. 414, Pt. A, §2 and
3 affected by c. 614, §9, is amended to read:

4 **4. Conditions for holding allocations.** Allocations are a privilege extended by the
5 State for the use of a limited public resource. The department may suspend, revoke or
6 reduce the number of allocations when it is advisable to do so for better management of
7 the resource or for protection of public safety and welfare. An outfitter's allocations are
8 subject to forfeiture or suspension by the department only if the outfitter fails to maintain
9 the conditions of its license, ~~fails to continue using its allocations productively or fails to~~
10 ~~maintain a quality of service consistent with the public interest or for the protection of~~
11 public safety.

12 SUMMARY

13 This bill changes the conditions under which a commercial whitewater outfitter's
14 allocation for taking passengers on whitewater trips is subject to forfeiture or suspension
15 by the Department of Inland Fisheries and Wildlife. It provides that such an allocation is
16 subject to forfeiture or suspension by the department only if the outfitter fails to maintain
17 the conditions of its license or for the protection of public safety.