



129th MAINE LEGISLATURE

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Legislative Document

No. 235

H.P. 198

House of Representatives, January 22, 2019

An Act To Increase Funding To Contain and Manage the Spread of Invasive Aquatic Species

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

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative RISEMAN of Harrison.
Cosponsored by Senator MIRAMANT of Knox and
Representatives: ACKLEY of Monmouth, FAY of Raymond, PEBWORTH of Blue Hill,
PLUECKER of Warren, SYLVESTER of Portland, Senator: CARSON of Cumberland.

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

2 **Sec. 1. 12 MRSA §10206, sub-§3, ¶C**, as amended by PL 2013, c. 580, §1, is
3 further amended to read:

4 C. All revenues collected under the provisions of this Part relating to watercraft,
5 including chapter 935, including fines, fees and other available money deposited with
6 the Treasurer of State, must be distributed as undedicated revenue to the General
7 Fund and the Department of Marine Resources according to a formula that is jointly
8 agreed upon by the Commissioner of Inland Fisheries and Wildlife and the
9 Commissioner of Marine Resources biannually that pays to the department the
10 administrative costs of the Division of Licensing and Registration. The Legislature
11 shall appropriate to the department in each fiscal year an amount equal to the
12 administrative costs incurred by the department in collecting revenue under this
13 subsection. Those costs must be verified by the Department of Marine Resources and
14 the Department of Administrative and Financial Services. The remainder of revenues
15 after reduction for administrative costs and after allowing for any necessary year-end
16 reconciliation and accounting distribution must be allocated 75% to the department
17 and 25% to the Department of Marine Resources and approved by the Department of
18 Administrative and Financial Services, Bureau of the Budget.

19 The Prior to January 1, 2020, the fees outlined in section 13056, subsection 8,
20 paragraphs A and B for watercraft operating on inland waters of the State each
21 include a \$10 fee for invasive species prevention and control. Beginning January 1,
22 2020, the fees outlined in section 13056, subsection 8, paragraphs A and B for
23 watercraft operating on inland waters of the State each include an \$18 fee for
24 invasive species prevention and control. Beginning January 1, 2022, the fees outlined
25 in section 13056, subsection 8, paragraphs A and B for watercraft operating on inland
26 waters of the State each include a \$20 fee for invasive species prevention and control.
27 Beginning January 1, 2024, the fees outlined in section 13056, subsection 8,
28 paragraphs A and B for watercraft operating on inland waters of the State each
29 include a \$22 fee for invasive species prevention and control. This fee is disposed of
30 as follows:

31 (1) Eighty percent must be credited to the Invasive Aquatic Plant and Nuisance
32 Species Fund; and

33 (2) Twenty percent must be credited to the Lake and River Protection Fund
34 established within the department under section 10257.

35 **Sec. 2. 12 MRSA §13056, sub-§8, ¶A**, as amended by PL 2009, c. 213, Pt. OO,
36 §14, is further amended to read:

37 A. For a watercraft requiring or whose owner requests a certificate of number and
38 that is equipped with a motor having a manufacturer's horsepower rating of:

39 (1) Ten horsepower or less, prior to January 1, 2020 the fee is \$25 for operating
40 on inland waters of the State and \$15 for operating only on tidal waters of the
41 State. Beginning January 1, 2020, the fee under this subparagraph for operating
42 on inland waters of the State is \$33 and \$15 for operating only on tidal waters of

1 the State. Beginning January 1, 2022, the fee under this subparagraph for
2 operating on inland waters of the State is \$35 and \$15 for operating only on tidal
3 waters of the State. Beginning January 1, 2024, the fee under this subparagraph
4 for operating on inland waters of the State is \$37 and \$15 for operating only on
5 tidal waters of the State;

6 (2) Greater than 10, horsepower but not more than 50 horsepower, prior to
7 January 1, 2020 the fee is \$30 for operating on inland waters of the State and \$20
8 for operating only on tidal waters of the State. Beginning January 1, 2020, the
9 fee under this subparagraph for operating on inland waters of the State is \$38 and
10 \$20 for operating only on tidal waters of the State. Beginning January 1, 2022,
11 the fee under this subparagraph for operating on inland waters of the State is \$40
12 and \$20 for operating only on tidal waters of the State. Beginning January 1,
13 2024, the fee under this subparagraph for operating on inland waters of the State
14 is \$42 and \$20 for operating only on tidal waters of the State; and

15 (3) Greater than 50 horsepower but not more than 115 horsepower, prior to
16 January 1, 2020 the fee is \$36 for operating on inland waters of the State and \$26
17 for operating only on tidal waters of the State. Beginning January 1, 2020, the
18 fee under this subparagraph for operating on inland waters of the State is \$44 and
19 \$26 for operating only on tidal waters of the State. Beginning January 1, 2022,
20 the fee under this subparagraph for operating on inland waters of the State is \$46
21 and \$26 for operating only on tidal waters of the State. Beginning January 1,
22 2024, the fee under this subparagraph for operating on inland waters of the State
23 is \$48 and \$26 for operating only on tidal waters of the State.

24 **Sec. 3. 12 MRSA §13056, sub-§8, ¶B,** as amended by PL 2009, c. 213, Pt. OO,
25 §15, is further amended to read:

26 B. ~~For~~ Prior to January 1, 2020, for a personal watercraft requiring or whose owner
27 requests a certificate of number and watercraft equipped with a motor having a
28 manufacturer's horsepower rating of 115 horsepower or greater, the fee is \$44 for
29 operating on inland waters of the State and \$34 for operating only on tidal waters of
30 the State. Beginning January 1, 2020, the fee under this paragraph for operating on
31 inland waters of the State is \$52 and \$34 for operating only on tidal waters of the
32 State. Beginning January 1, 2022, the fee under this paragraph for operating on
33 inland waters of the State is \$54 and \$34 for operating only on tidal waters of the
34 State. Beginning January 1, 2024, the fee under this paragraph for operating on
35 inland waters of the State is \$56 and \$34 for operating only on tidal waters of the
36 State.

37 **Sec. 4. 12 MRSA §13058, sub-§3,** as repealed and replaced by PL 2013, c. 580,
38 §3, is amended to read:

39 **3. Nonresident motorboat and personal watercraft lake and river protection**
40 **sticker and resident and nonresident seaplane lake and river protection sticker; fee.**
41 No later than January 1st of each year, the commissioner shall provide the agents
42 authorized to register watercraft or issue licenses with a sufficient quantity of lake and
43 river protection stickers for motorboats and personal watercraft not registered in the State
44 and for all seaplanes, whether or not registered in the State, for that boating season. The

1 sticker must be in 2 parts so that one part of the sticker can be affixed to each side of the
2 bow of a motorboat or personal watercraft or to each outside edge of a seaplane's
3 pontoons. The Prior to January 1, 2020, the fee for a sticker issued under this subsection
4 is \$20, \$1 of which is retained by the agent who sold the sticker. Beginning January 1,
5 2020, the fee for a sticker issued under this subsection is \$30, \$1 of which is retained by
6 the agent who sold the sticker. Beginning January 1, 2022, the fee for a sticker issued
7 under this subsection is \$35, \$1 of which is retained by the agent who sold the sticker.
8 Beginning January 1, 2024, the fee for a sticker issued under this subsection is \$40, \$1 of
9 which is retained by the agent who sold the sticker.

10 The remainder of the fee is disposed as follows:

11 A. Eighty percent must be credited to the Invasive Aquatic Plant and Nuisance
12 Species Fund; and

13 B. Twenty percent must be credited to the Lake and River Protection Fund
14 established within the department under section 10257.

15 A motorboat, personal watercraft or seaplane owned by the Federal Government, a state
16 government or a municipality is exempt from the fee established in this subsection.

17 SUMMARY

18 This bill increases the fees for the lake and river protection stickers that are required
19 for all resident and nonresident motorboats, personal watercraft and seaplanes operating
20 on inland waters of the State as follows.

21 1. Beginning January 1, 2020, the fee for resident motorboats and personal
22 watercraft is increased by \$8 and the fee for nonresident motorboats, nonresident personal
23 watercraft and seaplanes is increased by \$10.

24 2. Beginning January 1, 2022, the fee for resident motorboats and personal
25 watercraft is increased by an additional \$2 and the fee for nonresident motorboats,
26 nonresident personal watercraft and seaplanes is increased by an additional \$5.

27 3. Beginning January 1, 2024, the fee for resident motorboats and personal
28 watercraft is increased by an additional \$2 and the fee for nonresident motorboats,
29 nonresident personal watercraft and seaplanes is increased by an additional \$5.

30 The fee revenues from the sale of lake and river protection stickers are used to
31 support the efforts of the Department of Inland Fisheries and Wildlife and the Department
32 of Environmental Protection in preventing, eradicating and managing invasive aquatic
33 plants and nuisance species in the State.