



# House of Representatives

General Assembly

**File No. 254**

February Session, 2012

House Bill No. 5412

*House of Representatives, April 4, 2012*

The Committee on Environment reported through REP. ROY of the 119th Dist., Chairperson of the Committee on the part of the House, that the bill ought to pass.

***AN ACT CONCERNING THE OPERATION OF CERTAIN VESSELS REGISTERED WITH MARINE DEALER REGISTRATION NUMBERS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 4 of public act 10-124 is repealed and the  
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) Notwithstanding the provisions of chapter 268 of the general  
4 statutes, [for two years from the effective date of this section,] any  
5 person who holds a current passenger-for-hire license issued by the  
6 United States Coast Guard and a current charter boat registration  
7 issued by the Commissioner of Energy and Environmental Protection  
8 pursuant to section 26-142a of the general statutes shall not be  
9 prohibited from operating a vessel registered with a marine [dealer's]  
10 dealer registration number issued pursuant to section 15-145 of the  
11 general statutes, provided any such person [has operated] operates a  
12 recreational charter fishing guide service using a vessel registered with  
13 such a marine [dealer's] dealer registration number in connection with  
14 such guide service. [for not less than five of the ten years preceding the

15 effective date of this section.]

16 (b) The Commissioner of Energy and Environmental Protection  
17 shall not revoke a marine [dealer's] dealer registration number issued  
18 pursuant to section 15-145 of the general statutes for any vessel used in  
19 compliance with subsection (a) of this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	PA 10-124, Sec. 4

**ENV**      *Joint Favorable*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

**OFA Fiscal Note**

**State Impact:**

<b>Agency Affected</b>	<b>Fund-Effect</b>	<b>FY 13 \$</b>	<b>FY 14 \$</b>
Department of Energy and Environmental Protection	GF - Potential Revenue Loss	Less than \$10,000	Less than \$10,000

Note: GF=General Fund

**Municipal Impact:** None

**Explanation**

The bill, which expands the list of individuals who may operate a vessel without registration under certain conditions, may result in a revenue loss of less than \$10,000 to the Department of Energy and Environmental Protection (DEEP). Under certain conditions, approximately 150 - 200 individuals may operate a vessel with a marine dealer registration number. If these individuals do not register their vessel by operating with a dealer number, the state may realize a revenue loss associated with less registration revenue.

**The Out Years**

The annualized ongoing fiscal impact would continue into the future subject to inflation, registration fees, the size of the vessel being registered, and the number of individuals who operate a vessel with a dealer number.

**OLR Bill Analysis****HB 5412*****AN ACT CONCERNING THE OPERATION OF CERTAIN VESSELS REGISTERED WITH MARINE DEALER REGISTRATION NUMBERS.*****SUMMARY:**

Under current law, certain specified people may, until May 27, 2012, operate a vessel with a marine dealer registration number. This bill removes the sunset provision and expands the list of people to whom the law applies.

The bill allows a person to operate a vessel with a marine dealer registration number if he or she:

1. holds a current U.S. Coast Guard passenger-for-hire license,
2. holds a current Department of Energy and Environmental Protection (DEEP) charter boat registration, and
3. operates a recreational charter fishing guide service using a vessel registered with a marine dealer registration in connection with the guide service.

With respect to the third criterion, current law allows the person to operate a vessel with a marine dealer registration only if he or she has operated such a guide service for at least five of the 10 years before May 27, 2010. By law, DEEP cannot revoke a marine dealer registration number for vessels used in the above circumstance.

EFFECTIVE DATE: Upon passage

**BACKGROUND*****Marine Dealer Registration Numbers***

The law allows marine dealers to operate, or direct their bona fide

full-time employees to operate, a vessel with a marine dealer's registration number when:

1. a potential purchaser or customer is aboard;
2. running a new vessel from an import terminal to the dealer's place of business;
3. test running a new vessel after receiving it from the manufacturer;
4. delivering a sold vessel to the new owner;
5. running a trade-in vessel from a buyer;
6. test running a trade-in vessel before it is made available for sale;
7. running a vessel to, and using a vessel in, a fishing tournament;
8. test-running a vessel after repairs, maintenance, or winter storage;
9. in connection with the business of the marine dealer;
10. running the vessel to obtain or deliver parts for the repair of the vessel or another vessel; and
11. running a vessel for the marine dealer's personal use (CGS § 15-145(e)).

**COMMITTEE ACTION**

Environment Committee

Joint Favorable

Yea 28 Nay 0 (03/21/2012)