

2018 Regular Session

SENATE BILL NO. 104

BY SENATOR ALLAIN

COMMERCIAL REGULATIONS. Provides relative to marine products. (8/1/18)

1 AN ACT

2 To amend and reenact R.S. 32:1252(27) and to enact R.S. 32:1254(P), relative to marine  
3 products; to provide certain definitions; to provide for a licensing exception for  
4 certain manufacturers of marine products; to provide for certain terms and  
5 conditions; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 32:1252(27) is hereby amended and reenacted and R.S. 32:1254(P)  
8 is hereby enacted to read as follows:

9 §1252. Definitions

10 The following words, terms, and phrases, when used in this Chapter, shall  
11 have the meanings respectively ascribed to them in this Section, except where the  
12 context clearly indicates a different meaning:

13 \* \* \*

14 (27) "Marine product" means a new or used watercraft, boat, marine motor,  
15 and a boat or watercraft trailer. The term also includes an outboard motor or a boat  
16 with an inboard/outboard motor attached to it. The term shall not mean a **watercraft**  
17 **designed for use primarily for commercial or governmental purposes or a new**

1 or used watercraft or boat adapted to be powered only by the occupant's energy.

2 \* \* \*

3 §1254. Application for license; requirements for licensure; contents; licenses;  
4 franchise filings; exceptions

5 \* \* \*

6 **P. Notwithstanding any other provision of law to the contrary, this**  
7 **Chapter shall not apply to a watercraft designed for use primarily for**  
8 **commercial or governmental purposes.**

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michelle Ridge.

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DIGEST

SB 104 Engrossed                      2018 Regular Session                      Allain

Present law provides for the licensing and regulation of marine products.

Present law defines "marine product" as a new or used watercraft, boat, marine motor, and a boat or watercraft trailer.

Present law excludes from the definition a new or used watercraft or boat adapted to be powered only by the occupant's energy.

Proposed law excludes from the definition a watercraft designed for use primarily for commercial or governmental purposes.

Proposed law provides that a watercraft designed for use primarily for commercial or governmental purposes shall not be subject to the regulations of the Motor Vehicle Commission.

Effective August 1, 2018.

(Amends R.S. 32:1252(27); adds R.S. 32:1254(P))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Commerce, Consumer Protection, and International Affairs to the original bill

1. Excludes from the definition of marine products a watercraft designed for use primarily for commercial or governmental purposes and provides that such watercraft shall not be subject to the regulations of the Motor Vehicle Commission.