
SENATE COMMITTEE AMENDMENTS

2022 Regular Session

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 791 by Representative Kerner

1 AMENDMENT NO. 1

2 On page 1, line 3, after "credentials;" delete the remainder of the line and insert "to provide
3 for penalties; to provide for vessel monitoring system requirements; to provide for rules and
4 regulations; and"

5 AMENDMENT NO. 2

6 On page 1, line 9, after "J." insert "(1)" and after "penalty" delete the remainder of the line
7 and delete lines 10 through 12, and insert:

8 "provided for in the Section, any person convicted of a second offense of
9 Subsections A or B of this Section, the offender may only operate a vessel that
10 employs a vessel monitoring system for the three years after the date of the
11 conviction. For any person convicted of a third or subsequent offense of Subsections
12 A or B of this Section, the offender may only operate a vessel that employs a vessel
13 monitoring system for ten years after the date of the conviction.

14 (2) Whenever a offender is required to employ a vessel monitoring system,
15 access to the monitoring system shall be granted to the department and the offender
16 shall notify the department on which vessel or vessels the offender will be operating
17 for commercial or recreational use. Any person required to be on board a vessel with
18 an approved vessel monitoring system shall comply with all rules and regulations
19 promulgated by the department or the commission to ensure compliance with vessel
20 monitoring system requirements. The cost of a vessel monitoring system shall be the
21 responsibility of the offender. The department shall approve the vessel monitoring
22 system for use pursuant to this Section.

23 (3) Any charter guide or individual posing as a charter guide required to
24 operate a vessel with an approved vessel monitoring system who is found operating
25 any vessel that is not equipped with such a system, for commercial or recreational
26 purposes, may have their charter guide license suspended and may be prohibited
27 from obtaining such a license for the remainder of the year in which the person was
28 found not abiding by the vessel monitoring requirement. In addition, the violator
29 shall be sentenced to perform no less that forty hours of community service. If
30 available, the hours shall be served in a litter abatement community service program.

31 (4) The department shall adopt rules and regulations in accordance with the
32 Administrative Procedure Act to implement the provisions of this Section."