

2016 Regular Session

HOUSE BILL NO. 589

BY REPRESENTATIVE BROADWATER

LICENSING: Exempts certain vendors who sell trolling motors from licensing requirements

1 AN ACT

2 To amend and reenact R.S. 32:1252(25) through (27) and (45) and to enact R.S.  
3 32:1252(46)(c)(vii) and (73), relative to trolling motors; to provide for definitions;  
4 to restrict licensing requirements; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 32:1252(25) through (27) and (45) are hereby amended and  
7 reenacted and to enact R.S. 32:1252(46)(c)(vii) and (73) to read as follows:

8 §1252. Definitions

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

12 \* \* \*

13 (25) "Marine dealer" means any person who holds a bona fide contract or  
14 franchise with a manufacturer or distributor of marine products, except for any of the  
15 following:

16 (a) a A person engaged in the business of renting or selling new or used  
17 watercraft or boats adapted to be powered only by an occupant's energy, and who  
18 holds a license as a recreational products dealer pursuant to the provisions of this  
19 Chapter.

(b) Any person engaged in the business of renting or selling new or used trolling motors who otherwise would not be required to be licensed as any classification of dealer pursuant to the provisions of this Title.

(26)(a) "Marine motor" or "marine engine" means a motor that is a component of a marine product that is sold separately from a boat when delivered to the marine dealer by the distributor or manufacturer.

(b) The term does not include trolling motors.

(27) "Marine product" means a new or used watercraft, boat, or motor designed for recreational or commercial use on water and a boat or watercraft trailer. The term also includes an outboard motor or a boat with an inboard/outboard motor attached to it. The term shall not ~~mean~~ include any of the following:

(a) a A watercraft designed for use primarily for commercial purposes or.

(b) ~~new~~ New or used watercraft or boats adapted to be powered only by occupant's energy.

(c) Trolling motors.

\* \* \*

(45)(a) "Recreational products" means new and unused motorcycles, all-terrain vehicles, marine products, recreational vehicles, and trailers as defined in this Chapter.

(b) The term does not include trolling motors.

(46)

\* \* \*

(c) "Recreational products dealer" shall not include any of the following:

\* \* \*

(vii) Any person engaged in the business of renting or selling new or used trolling motors who otherwise would not be required to be licensed as any classification of dealer pursuant to the provisions of this Title.

\* \* \*

- 1                    (73) "Trolling motor" means any self-contained unit composed of an electric  
2                    motor, propeller, and controls that may be affixed to a boat and that acts as a source,  
3                    but not typically the primary source, of propulsion for the boat.
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#### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 589 Engrossed

2016 Regular Session

Broadwater

**Abstract:** Exempts any person engaged in the business of renting or selling new or used trolling motors from certain licensing requirements.

Present law enumerates definitions.

Proposed law amends definitions of the terms "marine dealer", "marine motor" or "marine engine", "marine product", "recreational products", and "recreational products dealer". Proposed law adds a definition for the term "trolling motor".

The changes made by proposed law effectually exempt any person engaged in the business of renting or selling new or used trolling motors who otherwise would not be required to be licensed as any classification of dealer pursuant to the provisions of present law.

(Amends R.S. 32:1252(25) - (27) and (45); Adds R.S. 32:1252(46)(c)(vii) and (73))