
ENGROSSED SUBSTITUTE HOUSE BILL 1199

State of Washington

63rd Legislature

2013 Regular Session

By House Agriculture & Natural Resources (originally sponsored by Representatives Blake, Chandler, Takko, Buys, Kirby, Orcutt, Lytton, Van De Wege, Nealey, Hudgins, Stanford, Wilcox, Warnick, Ryu, Morrell, and Tharinger; by request of Department of Fish and Wildlife)

READ FIRST TIME 02/08/13.

1 AN ACT Relating to ensuring hunter safety; amending RCW 77.32.155;
2 adding a new section to chapter 77.15 RCW; and prescribing penalties.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 77.32.155 and 2009 c 269 s 1 are each amended to read
5 as follows:

6 ~~(1)((a) When purchasing any hunting license, persons under the age~~
7 ~~of eighteen shall present certification of completion of a course of~~
8 ~~instruction of at least ten hours in the safe handling of firearms,~~
9 ~~safety, conservation, and sportsmanship. All persons purchasing any~~
10 ~~hunting license for the first time, if born after January 1, 1972,~~
11 ~~shall present such certification.~~

12 ~~(b)(i) The director may establish a program for training persons in~~
13 ~~the safe handling of firearms, conservation, and sportsmanship and~~
14 ~~shall prescribe the type of instruction and the qualifications of the~~
15 ~~instructors. The director shall, as part of establishing the training~~
16 ~~program, exempt members of the United States military from the firearms~~
17 ~~skills portion of any instruction course completed over the internet.~~

18 ~~(ii) — The — director — may — cooperate — with — the — National — Rifle~~

1 Association, organized sportsmen's groups, or other public or private
2 organizations when establishing the training program.

3 ~~(c) Upon the successful completion of a course established under
4 this section, the trainee shall receive a hunter education certificate
5 signed by an authorized instructor. The certificate is evidence of
6 compliance with this section.~~

7 ~~(d) The director may accept certificates from other states that
8 persons have successfully completed firearm safety, hunter education,
9 or similar courses as evidence of compliance with this section.~~

10 (2)) To purchase a Washington hunting license for the first time,
11 a person born after January 1, 1972, must present proof of successfully
12 passing a hunter education training course. Proof is either:

13 (a) A hunter education certificate of completion from a course
14 instructed by or being taught under a contract with the department in
15 the safe handling of firearms, safety, conservation, and ethical
16 hunting behavior; or

17 (b) A hunter education certificate from another state or country
18 whose course is department approved.

19 (2) Members of the United States military who are residents of or
20 stationed in Washington are exempt from the firearms skills portion of
21 any hunter education training course instructed by or being taught
22 under a contract with the department and completed over the internet.

23 (3)(a) Beginning August 1, 2013, the director is authorized to
24 charge a registration fee of not more than twenty dollars for any
25 hunter education training course. This fee must be collected as
26 program income as defined in 50 C.F.R. Sec. 80.120 (2011). Program
27 income may be added to the moneys committed to the grant agreement by
28 the federal agency and the grantee. The program income must be used
29 for the purposes and under the conditions of the grant agreement.

30 (b) The commission shall adopt rules specifying the use of moneys
31 established under this subsection.

32 (4) Upon the successful completion of a hunter education training
33 course instructed by or being taught under a contract with the
34 department in the safe handling of firearms, safety, conservation, and
35 ethical hunting behavior, the trainee must receive an approved hunter
36 education certificate.

37 (5)(a) The department is authorized to collect an application fee,
38 not to exceed ten dollars, for providing a duplicate hunter education

1 certificate. This fee must be collected as program income, as defined
2 in 50 C.F.R. Sec. 80.120 (2011). Program income may be added to the
3 moneys committed to the grant agreement by the federal agency and the
4 grantee. The program income must be used for the purposes and under
5 the conditions of the grant agreement.

6 (b) The commission shall adopt rules specifying the use of moneys
7 established under this subsection.

8 (6) All hunters under the age of fourteen are required to hunt in
9 compliance with section 2 of this act.

10 (7)(a) The ((director)) department may authorize a once in a
11 lifetime, one license year deferral of hunter education training for
12 individuals who are accompanied ((by a nondeferred Washington licensed
13 hunter who has held a Washington hunting license for the prior three
14 years and is over eighteen years of age)), while hunting, by a hunter
15 currently licensed to hunt in Washington, age eighteen or older, and
16 whose Washington license is not a one-year deferral license. The
17 commission shall adopt rules for the administration of this subsection
18 to avoid potential fraud and abuse.

19 (b) The ((director)) department is authorized to collect an
20 application fee, not to exceed twenty dollars, for obtaining the once
21 in a lifetime, one license year deferral of hunter education training
22 from the department. This fee must be deposited into the fish and
23 wildlife enforcement reward account and must be used exclusively to
24 administer the deferral program created in this subsection.

25 ((c)) (8) For the purposes of this ((subsection)) section,
26 "accompanied" means to go along with another person while staying
27 within a range of the other person that permits continual unaided
28 visual and auditory communication.

29 ((3)) (9) To encourage the participation of an adequate number of
30 instructors for the hunter education training ((program)) course, the
31 commission shall develop nonmonetary incentives available to
32 individuals who commit to serving as an instructor. The incentives may
33 include additional hunting opportunities for instructors.

34 NEW SECTION. Sec. 2. A new section is added to chapter 77.15 RCW
35 to read as follows:

36 (1) All hunters under age fourteen must be accompanied, while
37 hunting, by a hunter who is currently licensed to hunt in Washington,

1 is age eighteen or older, and whose Washington hunting license is not
2 a one-year deferral license allowed under RCW 77.32.155. However, a
3 hunter under the age of fourteen is not required to be accompanied if
4 he or she is the immediate family member of a private property owner or
5 lessee and is hunting on property his or her family owns or is leasing.

6 (2) For the purposes of this section, the term "accompanied" has
7 the same meaning as provided in RCW 77.32.155.

8 (3) A violation of this section is a natural resources infraction
9 subject to the provisions of chapter 7.84 RCW.

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