

SB 5918 - H COMM AMD
By Committee on Appropriations

ADOPTED 04/12/2019

1 Strike everything after the enacting clause and insert the
2 following:

3 **"Sec. 1.** RCW 79A.60.630 and 2011 c 171 s 118 are each amended to
4 read as follows:

5 (1) The commission shall establish and implement by rule a
6 program to provide required boating safety education. The boating
7 safety education program shall include training on preventing the
8 spread of aquatic invasive species. The boating safety education
9 program shall include educational materials regarding whale watching
10 guidelines and other voluntary and regulatory measures related to
11 whale watching. The program shall be phased in so that all boaters
12 not exempted under RCW 79A.60.640(3) are required to obtain a boater
13 education card by January 1, 2016. To obtain a boater education card,
14 a boater shall provide a certificate of accomplishment issued by a
15 boating educator for taking and passing an accredited boating safety
16 education course, or pass an equivalency exam, or provide proof of
17 completion of a course that meets the standard adopted by the
18 commission.

19 (2) As part of the boating safety education program, the
20 commission shall:

21 (a) Establish a program to be phased over eleven years starting
22 July 1, 2005, with full implementation by January 1, 2016. The period
23 July 1, 2005, through December 31, 2007, will be program development,
24 boater notification of the new requirements for mandatory education,
25 and processing cards to be issued to individuals having taken an
26 accredited course prior to January 1, 2008. The schedule for phase-in
27 of the mandatory education requirement by age group is as follows:
28 January 1, 2008 - All boat operators twenty years old and younger;
29 January 1, 2009 - All boat operators twenty-five years old and
30 younger;
31 January 1, 2010 - All boat operators thirty years old and younger;

1 January 1, 2011 - All boat operators thirty-five years old and
2 younger;
3 January 1, 2012 - All boat operators forty years old and younger;
4 January 1, 2013 - All boat operators fifty years old and younger;
5 January 1, 2014 - All boat operators sixty years old and younger;
6 January 1, 2015 - All boat operators seventy years old and younger;
7 January 1, 2016 - All boat operators;

8 (b) Establish a minimum standard of boating safety education
9 accomplishment. The standard must be consistent with the applicable
10 standard established by the national association of state boating law
11 administrators;

12 (c) Adopt minimum standards for boating safety education course
13 of instruction and examination that ensures compliance with the
14 national association of state boating law administrators minimum
15 standards;

16 (d) Approve and provide accreditation to boating safety education
17 courses operated by volunteers, or commercial or nonprofit
18 organizations, including, but not limited to, courses given by the
19 United States coast guard auxiliary and the United States power
20 squadrons;

21 (e) Develop an equivalency examination that may be taken as an
22 alternative to the boating safety education course;

23 (f) Establish a fee of ten dollars for the boater education card
24 to fund all commission activities related to the boating safety
25 education program created by chapter 392, Laws of 2005, including the
26 initial costs of developing the program. Any surplus funds resulting
27 from the fees received shall be distributed by the commission as
28 grants to local marine law enforcement programs approved by the
29 commission as provided in RCW 88.02.650;

30 (g) Establish a fee for the replacement of the boater education
31 card that covers the cost of replacement;

32 (h) Consider and evaluate public agency and commercial
33 opportunities to assist in program administration with the intent to
34 keep administrative costs to a minimum;

35 (i) Approve and provide accreditation to boating safety education
36 courses offered online; and

37 (j) Provide a report to the legislature by January 1, 2008, on
38 its progress of implementation of the mandatory education program.

1 NEW SECTION. **Sec. 2.** If specific funding for the purposes of
2 this act, referencing this act by bill or chapter number, is not
3 provided by June 30, 2019, in the omnibus appropriations act, this
4 act is null and void."

5 Correct the title.

EFFECT: Adds a null and void clause. The bill is null and void
unless funded in the budget.

--- END ---