
SENATE BILL 5563

State of Washington

66th Legislature

2019 Regular Session

By Senators Hobbs, Fortunato, Takko, and Conway; by request of Board of Pilotage Commissioners

Read first time 01/24/19. Referred to Committee on Transportation.

1 AN ACT Relating to mandatory rest periods for pilots; and
2 amending RCW 88.16.103.

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

4 **Sec. 1.** RCW 88.16.103 and 2008 c 128 s 7 are each amended to
5 read as follows:

6 (1) Pilots ~~((and pilot trainees, after completion of an~~
7 ~~assignment or assignments which are seven hours or longer in~~
8 ~~duration,))~~ shall ~~((receive))~~ have a mandatory rest period of
9 ~~((seven))~~ at least ten hours with an opportunity for eight hours of
10 uninterrupted sleep after completion of an assignment; excluding
11 multiple assignments within a harbor area, as defined by the board of
12 pilotage commissioners, provided the combined total duration of
13 assignment time does not exceed thirteen hours.

14 (2) Pilots shall have a mandatory rest period that mitigates
15 fatigue caused by circadian misalignment after three consecutive
16 night assignments, as defined by the board of pilotage commissioners.

17 (3) A pilot ~~((or pilot trainee))~~ shall refuse a pilotage
18 assignment if the pilot ~~((or pilot trainee))~~ is physically or
19 mentally fatigued or if the pilot ~~((or pilot trainee))~~ has a
20 reasonable belief that the assignment cannot be carried out in a
21 competent and safe manner. Upon refusing an assignment under this

1 subsection, a pilot (~~or pilot trainee~~) shall submit a written
2 explanation to the board within forty-eight hours. (~~If the board~~
3 ~~finds that the pilot's or pilot trainee's written explanation is~~
4 ~~without merit, or reasonable cause did not exist for the assignment~~
5 ~~refusal, such pilot or pilot trainee may be subject to the provisions~~
6 ~~of RCW 88.16.100.~~

7 ~~(3))~~ (4) A pilot trainee shall not take a training program trip
8 if the pilot trainee is physically or mentally fatigued or if the
9 pilot trainee has reasonable belief that the training program trip
10 cannot be carried out in a competent and safe manner.

11 (5) The board shall quarterly review the dispatch records of
12 pilot organizations or pilot's quarterly reports to ensure the
13 provisions of this section are enforced. The board may prescribe
14 rules for rest periods pursuant to chapter 34.05 RCW.

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