

SECOND REGULAR SESSION

SENATE BILL NO. 782

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR BROWN.

Pre-filed December 11, 2019, and ordered printed.

ADRIANE D. CROUSE, Secretary.

4375S.011

AN ACT

To repeal section 306.127, RSMo, and to enact in lieu thereof one new section relating to boating safety identification cards.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 306.127, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 306.127, to read as follows:

306.127. 1. Beginning January 1, 2005, every person born after January 1, 1984, or as required pursuant to section 306.128, who operates a vessel on the lakes of this state shall possess, on the vessel, a boating safety identification card issued by the water patrol division or its agent which shows that he or she has:

(1) Successfully completed a boating safety course approved by the National Association of State Boating Law Administrators and certified by the water patrol division. The boating safety course may include a course sponsored by the United States Coast Guard Auxiliary or the United States Power Squadron. The water patrol division may appoint agents to administer a boater education course or course equivalency examination and issue boater identification cards under guidelines established by the water patrol. The water patrol division shall maintain a list of approved courses; or

(2) Successfully passed an equivalency examination prepared by the water patrol division and administered by the water patrol division or its agent. The equivalency examination shall have a degree of difficulty equal to, or greater than, that of the examinations given at the conclusion of an approved boating safety course; or

(3) A valid master's, mate's, or operator's license issued by the United States Coast Guard.

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

20 2. The water patrol division or its agent shall issue a permanent boating
21 safety identification card to each person who complies with the requirements of
22 this section which is valid for life unless invalidated pursuant to law.

23 3. The water patrol division may charge a fee for such card or any
24 replacement card that does not substantially exceed the costs of administrating
25 this section. The water patrol division or its designated agent shall collect such
26 fees. These funds shall be forwarded to general revenue.

27 4. The provisions of this section shall not apply to any person who:

28 (1) Is licensed by the United States Coast Guard to serve as master of a
29 vessel;

30 (2) Operates a vessel only on a private lake or pond that is not classified
31 as waters of the state;

32 (3) Until January 1, 2006, is a nonresident who is visiting the state for
33 sixty days or less;

34 (4) Is participating in an event or regatta approved by the water patrol;

35 (5) Is a nonresident who has proof of a valid boating certificate or license
36 issued by another state if the boating course is approved by the National
37 Association of State Boating Law Administrators (NASBLA);

38 (6) Is exempted by rule of the water patrol;

39 (7) Is currently serving in any branch of the United States Armed Forces,
40 reserves, or Missouri National Guard, or any spouse of a person currently in such
41 service; or

42 (8) Has previously successfully completed a boating safety education
43 course approved by the National Association of State Boating Law Administrators
44 (NASBLA).

45 5. The water patrol division shall inform other states of the requirements
46 of this section.

47 6. No individual shall be detained or stopped strictly for the purpose of
48 checking whether the individual possesses a boating safety identification card or
49 a temporary boater education permit.

50 7. Any person or company that rents or sells vessels may issue a
51 temporary boating safety identification card to an individual to operate a rented
52 vessel or a vessel being considered for sale, for a period of up to seven days,
53 provided that the individual meets the minimum age requirements for operating
54 a vessel in this state. In order to qualify for the temporary boating safety
55 identification card, the applicant shall provide a valid driver's license and shall

56 sign an affidavit that he or she has reviewed the Missouri state highway patrol
57 handbook of Missouri boating laws and responsibilities. Any individual holding
58 a valid temporary boating safety identification card shall be deemed in
59 compliance with the requirements of this section. The Missouri state highway
60 patrol shall charge a fee of nine dollars for such temporary boating safety
61 identification card. Individuals shall not be eligible for more than one temporary
62 boating safety identification card. No person or company may issue a temporary
63 boating safety identification card to an individual under the provisions of this
64 subsection unless such person or company is capable of submitting the applicant's
65 temporary boating safety identification card information and payment in an
66 electronic format as prescribed by the Missouri state highway patrol. The
67 business entity issuing a temporary boating safety identification card to an
68 individual under the provisions of this subsection shall transmit the applicant's
69 temporary boating safety identification card information electronically to the
70 Missouri state highway patrol, in a manner and format prescribed by the
71 superintendent, using an electronic online registration process developed and
72 provided by the Missouri state highway patrol. The electronic online process
73 developed and provided by the Missouri state highway patrol shall allow the
74 applicant to pay the temporary boating safety identification card fee by credit
75 card or debit card. Notwithstanding any provision in section 306.185 to the
76 contrary, all fees collected under the authority of this subsection shall be
77 deposited in the water patrol division fund. The Missouri state highway patrol
78 shall promulgate rules for developing the temporary boating safety identification
79 card and any requirements necessary to the issuance, processing, and payment
80 of the temporary boating safety identification card. The Missouri state highway
81 patrol shall, by rule, develop a boating safety checklist for each applicant seeking
82 a temporary boating safety identification card. Nothing in this subsection shall
83 allow a holder of a temporary boating safety identification card to receive a
84 notation on the person's driver's license or nondriver identification under section
85 302.184. The provisions of this subsection shall expire on December 31, [2022]
86 **2032.**

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