

SECOND REGULAR SESSION

HOUSE BILL NO. 1828

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES MILLER (Sponsor), WOOD, FRANKLIN, FITZPATRICK,
REMOLE, LOVE, BROWN AND JUSTUS (Co-sponsors).

5896H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

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Section A. Section 306.127, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 306.127, to read as follows: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

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

43 7. Any person or company that rents or sells vessels may issue a temporary boating
44 safety identification card to [a nonresident of the state] **an individual** to operate a rented vessel
45 or a vessel being considered for sale, for a period of up to seven days, provided that the
46 individual meets the minimum age requirements for operating a vessel in this state. In order to
47 qualify for the temporary boating safety identification card, the applicant shall provide a valid
48 driver's license [establishing that the applicant is a nonresident] and shall sign an affidavit that
49 he or she has reviewed the Missouri state highway patrol handbook of Missouri boating laws and
50 responsibilities. Any [nonresident] **individual** holding a valid temporary boating safety
51 identification card shall be deemed in compliance with the requirements of this section. The

52 Missouri state highway patrol shall charge a fee of nine dollars for such temporary boating safety
53 identification card. [Nonresidents] **Individuals** shall not be eligible for more than one temporary
54 boating safety identification card. No person or company may issue a temporary boating safety
55 identification card to [a nonresident] **an individual** under the provisions of this subsection unless
56 such person or company is capable of submitting the applicant's temporary boating safety
57 identification card information and payment in an electronic format as prescribed by the Missouri
58 state highway patrol. The business entity issuing a temporary boating safety identification card
59 to [a nonresident] **an individual** under the provisions of this subsection shall transmit the
60 applicant's temporary boating safety identification card information electronically to the Missouri
61 state highway patrol, in a manner and format prescribed by the superintendent, using an
62 electronic online registration process developed and provided by the Missouri state highway
63 patrol. The electronic online process developed and provided by the Missouri state highway
64 patrol shall allow the applicant to pay the temporary boating safety identification card fee by
65 credit card or debit card. Notwithstanding any provision in section 306.185 to the contrary, all
66 fees collected under the authority of this subsection shall be deposited in the water patrol division
67 fund. The Missouri state highway patrol shall promulgate rules for developing the temporary
68 boating safety identification card and any requirements necessary to the issuance, processing, and
69 payment of the temporary boating safety identification card. The Missouri state highway patrol
70 shall, by rule, develop a boating safety checklist for each applicant seeking a temporary boating
71 safety identification card. The provisions of this subsection shall expire on December 31, 2022.

✓