

**HOUSE** \_\_\_\_\_ **AMENDMENT NO.** \_\_\_\_\_

**Offered By**

1 AMEND House Committee Substitute for Senate Bill No. 568, Page 7, Section 304.022, Line 67,  
2 by inserting after all of said line the following:

3 “306.127. 1. Beginning January 1, 2005, every person born after January 1, 1984, or as  
4 required pursuant to section 306.128, who operates a vessel on the lakes of this state shall possess,  
5 on the vessel, a boating safety identification card issued by the Missouri state water patrol or its  
6 agent which shows that he or she has:

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

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

18 (3) A valid master's, mate's, or operator's license issued by the United States Coast Guard.  
19

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

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

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

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

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

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

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

9 (7) Is currently serving in any branch of the United States armed forces, reserves, or  
10 Missouri national guard, or any spouse of a person currently in such service; or

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

13 5. The Missouri state water patrol shall inform other states of the requirements of this  
14 section.

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

18 7. [Beginning January 1, 2006, any nonresident born after January 1, 1984, desiring to  
19 operate a rental vessel on the lakes of this state, may obtain a temporary boater education permit  
20 by completing and passing a written examination developed by the Missouri state water patrol,  
21 provided the person meets the minimum age requirements for operating a vessel in this state. The  
22 Missouri state water patrol is authorized to promulgate rules for developing the examination and  
23 any requirements necessary for issuance of the temporary boater education permit. The temporary  
24 boater education permit shall expire when the nonresident obtains a permanent identification card  
25 pursuant to subsection 2 of this section or thirty days after issuance, whichever occurs first. The  
26 Missouri state water patrol may charge a fee not to exceed ten dollars for such temporary permit.  
27 Upon successful completion of an examination and prior to renting a vessel, the business entity  
28 responsible for giving the examination shall collect such fee and forward all collected fees to the  
29 Missouri state water patrol on a monthly basis for deposit in the state general revenue fund. Such  
30 business entity shall incur no additional liability in accepting the responsibility for administering  
31 the examination. This subsection shall terminate on December 31, 2010.] Any person or company  
32 that rents or sells vessels may issue a temporary boating safety identification card to a nonresident  
33 of the state to operate a rented vessel or a vessel being considered for sale, for a period of up to  
34 seven days, provided that the individual meets the minimum age requirements for operating a  
35 vessel in this state. In order to qualify for the temporary boating safety identification card, the  
36 applicant shall provide a valid driver's license establishing that the applicant is a nonresident and

1 shall sign an affidavit that he or she has reviewed the Missouri State Highway Patrol Handbook of  
2 Missouri Boating Laws and Responsibilities. Any nonresident holding a valid temporary boating  
3 safety identification card shall be deemed in compliance with the requirements of this section.  
4 The Missouri state highway patrol shall charge a fee of nine dollars for such temporary boating  
5 safety identification card. Nonresidents shall not be eligible for more than one temporary boating  
6 safety identification card. No person or company may issue a temporary boating safety  
7 identification card to a nonresident under the provisions of this subsection unless such person or  
8 company is capable of submitting the applicant's temporary boating safety identification card  
9 information and payment in an electronic format as prescribed by the Missouri state highway  
10 patrol. The business entity issuing a temporary boating safety identification card to a nonresident  
11 under the provisions of this subsection shall transmit the applicant's temporary boating safety  
12 identification card information electronically to the Missouri state highway patrol, in a manner  
13 and format prescribed by the superintendent, using an electronic online registration process  
14 developed and provided by the Missouri state highway patrol. The electronic online process  
15 developed and provided by the Missouri state highway patrol shall allow the applicant to pay the  
16 temporary boating safety identification card fee by credit card or debit card. Notwithstanding any  
17 provision in section 306.185 to the contrary, all fees collected under the authority of this  
18 subsection shall be deposited in the water patrol division fund. The Missouri state highway patrol  
19 shall promulgate rules for developing the temporary boating safety identification card and any  
20 requirements necessary to the issuance, processing, and payment of the temporary boating safety  
21 identification card. The Missouri state highway patrol shall, by rule, develop a boating safety  
22 checklist for each applicant seeking a temporary boating safety identification card. The provisions  
23 of this subsection shall expire on December 31, 2022.

24 Section B. Because of the need to ensure that out-of-state residents are knowledgeable in  
25 the safe operation of vessels, the repeal and reenactment of section 306.127 of this act is deemed  
26 necessary for the immediate preservation of the public health, welfare, peace and safety, and is  
27 hereby declared to be an emergency act within the meaning of the constitution, and the repeal and  
28 reenactment of section 306.127 of this act shall be in full force and effect upon its passage and  
29 approval."; and

30  
31 Further amend said bill by amending the title, enacting clause, and intersectional references  
32 accordingly.