
SUBSTITUTE HOUSE BILL 1199

State of Washington

63rd Legislature

2013 Regular Session

By House Agriculture & Natural Resources (originally sponsored by Representatives Blake, Chandler, Takko, Buys, Kirby, Orcutt, Lytton, Van De Wege, Nealey, Hudgins, Stanford, Wilcox, Warnick, Ryu, Morrell, and Tharinger; by request of Department of Fish and Wildlife)

READ FIRST TIME 02/08/13.

1 AN ACT Relating to ensuring hunter safety; amending RCW 77.32.155
2 and 77.32.010; adding a new section to chapter 77.15 RCW; and
3 prescribing penalties.

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

5 **Sec. 1.** RCW 77.32.155 and 2009 c 269 s 1 are each amended to read
6 as follows:

7 ~~(1)((a) When purchasing any hunting license, persons under the age~~
8 ~~of eighteen shall present certification of completion of a course of~~
9 ~~instruction of at least ten hours in the safe handling of firearms,~~
10 ~~safety, conservation, and sportsmanship. All persons purchasing any~~
11 ~~hunting license for the first time, if born after January 1, 1972,~~
12 ~~shall present such certification.~~

13 ~~(b)(i) The director may establish a program for training persons in~~
14 ~~the safe handling of firearms, conservation, and sportsmanship and~~
15 ~~shall prescribe the type of instruction and the qualifications of the~~
16 ~~instructors. The director shall, as part of establishing the training~~
17 ~~program, exempt members of the United States military from the firearms~~
18 ~~skills portion of any instruction course completed over the internet.~~

1 ~~(ii) The director may cooperate with the National Rifle~~
2 ~~Association, organized sportsmen's groups, or other public or private~~
3 ~~organizations when establishing the training program.~~

4 ~~(c) Upon the successful completion of a course established under~~
5 ~~this section, the trainee shall receive a hunter education certificate~~
6 ~~signed by an authorized instructor. The certificate is evidence of~~
7 ~~compliance with this section.~~

8 ~~(d) The director may accept certificates from other states that~~
9 ~~persons have successfully completed firearm safety, hunter education,~~
10 ~~or similar courses as evidence of compliance with this section.~~

11 ~~(2))~~ To purchase a Washington hunting license for the first time,
12 a person born after January 1, 1972, must present proof of successfully
13 passing a hunter education training course. Proof is either:

14 (a) A hunter education certificate of completion from a course
15 instructed by or being taught under a contract with the department in
16 the safe handling of firearms, safety, conservation, and ethical
17 hunting behavior; or

18 (b) A hunter education certificate from another state or country
19 whose course is department approved.

20 (2) No one under age eight is eligible to take a hunter education
21 training course in Washington.

22 (3) Members of the United States military who are residents of or
23 stationed in Washington are exempt from the firearms skills portion of
24 any hunter education training course instructed by or being taught
25 under a contract with the department and completed over the internet.

26 (4)(a) Beginning August 1, 2013, the director is authorized to
27 charge a registration fee of not more than twenty dollars for any
28 hunter education training course. This fee must be collected as
29 program income as defined in 50 C.F.R. Sec. 80.120 (2011). Program
30 income may be added to the moneys committed to the grant agreement by
31 the federal agency and the grantee. The program income must be used
32 for the purposes and under the conditions of the grant agreement.

33 (b) The commission shall adopt rules specifying the use of moneys
34 established under this subsection.

35 (5) Upon the successful completion of a hunter education training
36 course instructed by or being taught under a contract with the
37 department in the safe handling of firearms, safety, conservation, and

1 ethical hunting behavior, the trainee must receive an approved hunter
2 education certificate.

3 (6)(a) The department is authorized to collect an application fee,
4 not to exceed ten dollars, for providing a duplicate hunter education
5 certificate. This fee must be collected as program income, as defined
6 in 50 C.F.R. Sec. 80.120 (2011). Program income may be added to the
7 moneys committed to the grant agreement by the federal agency and the
8 grantee. The program income must be used for the purposes and under
9 the conditions of the grant agreement.

10 (b) The commission shall adopt rules specifying the use of moneys
11 established under this subsection.

12 (7) All hunters under the age of fourteen are required to hunt in
13 compliance with section 2 of this act.

14 (8)(a) The ((director)) department may authorize a once in a
15 lifetime, one license year deferral of hunter education training for
16 individuals who are accompanied ((by a nondeferred Washington-licensed
17 hunter who has held a Washington hunting license for the prior three
18 years and is over eighteen years of age)), while hunting, by a hunter
19 currently licensed to hunt in Washington, age eighteen or older, and
20 whose Washington license is not a one-year deferral license. The
21 commission shall adopt rules for the administration of this subsection
22 to avoid potential fraud and abuse.

23 (b) The ((director)) department is authorized to collect an
24 application fee, not to exceed twenty dollars, for obtaining the once
25 in a lifetime, one license year deferral of hunter education training
26 from the department. This fee must be deposited into the fish and
27 wildlife enforcement reward account and must be used exclusively to
28 administer the deferral program created in this subsection.

29 ((+e)) (9) For the purposes of this ((subsection)) section,
30 "accompanied" means to go along with another person while staying
31 within a range of the other person that permits continual unaided
32 visual and auditory communication.

33 ((+3)) (10) To encourage the participation of an adequate number
34 of instructors for the hunter education training ((program)) course,
35 the commission shall develop nonmonetary incentives available to
36 individuals who commit to serving as an instructor. The incentives may
37 include additional hunting opportunities for instructors.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 77.15 RCW
2 to read as follows:

3 (1) All hunters under age fourteen must be accompanied, while
4 hunting, by a hunter who is currently licensed to hunt in Washington,
5 is age eighteen or older, and whose Washington hunting license is not
6 a one-year deferral license allowed under RCW 77.32.155. However, a
7 hunter under the age of fourteen is not required to be accompanied if
8 he or she is the immediate family member of a private property owner or
9 lessee and is hunting on property his or her family owns or is leasing.

10 (2) For the purposes of this section, the term "accompanied" has
11 the same meaning as provided in RCW 77.32.155.

12 (3) A violation of this section is a natural resources infraction
13 subject to the provisions of chapter 7.84 RCW.

14 **Sec. 3.** RCW 77.32.010 and 2011 c 320 s 19 are each amended to read
15 as follows:

16 (1)(a) Except as otherwise provided in this chapter, a recreational
17 license issued by the director is required to hunt for or take wild
18 animals or wild birds, fish for, take, or harvest fish, shellfish, and
19 seaweed. A recreational fishing or shellfish license is not required
20 for carp, smelt, and crawfish, and a hunting license is not required
21 for bullfrogs.

22 (b) A person must be at least eight years old and in compliance
23 with RCW 77.32.155 to be issued a hunting license.

24 (2) A pass or permit issued under RCW 79A.80.020, 79A.80.030, or
25 79A.80.040 is required to park or operate a motor vehicle on a
26 recreation site or lands, as defined in RCW 79A.80.010.

27 (3) During the 2009-2011 fiscal biennium to enable the
28 implementation of the pilot project established in section 307, chapter
29 329, Laws of 2008, a fishing permit issued to a nontribal member by the
30 Colville Tribes shall satisfy the license requirements in subsection
31 (1) of this section on the waters of Lake Rufus Woods and on the north
32 shore of Lake Rufus Woods, and a Colville Tribes tribal member
33 identification card shall satisfy the license requirements in
34 subsection (1) of this section on all waters of Lake Rufus Woods.

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