
SUBSTITUTE HOUSE BILL 1741

State of Washington

64th Legislature

2015 Regular Session

By House Environment (originally sponsored by Representatives Kretz, Blake, and Condotta)

READ FIRST TIME 02/19/15.

1 AN ACT Relating to allowing disabled persons to access public
2 recreational sites or lands without a discover pass, vehicle access
3 pass, or day-use permit; and amending RCW 79A.80.080.

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

5 **Sec. 1.** RCW 79A.80.080 and 2013 2nd sp.s. c 15 s 3 are each
6 amended to read as follows:

7 (1) A discover pass, vehicle access pass, or day-use permit must
8 be visibly displayed in the front windshield, or otherwise in a
9 prominent location for motor vehicles without a windshield, of any
10 motor vehicle:

11 (a) Operating on any recreation site or lands; or

12 (b) Parking at any recreation site or lands.

13 (2) The discover pass, the vehicle access pass, or the day-use
14 permit is not required:

15 (a) On private lands, state-owned aquatic lands other than water
16 access areas, or at agency offices, hatcheries, or other facilities
17 where public business is conducted;

18 (b) For persons who use, possess, or enter lands owned or managed
19 by the agencies for nonrecreational purposes consistent with a
20 written authorization from the agency, including but not limited to
21 leases, contracts, and easements;

1 (c) On department of fish and wildlife lands only, for persons
2 possessing a current vehicle access pass pursuant to RCW 79A.80.040;
3 or

4 (d) When operating on a road managed by the department of natural
5 resources or the department of fish and wildlife, including a forest
6 or land management road, that is not blocked by a gate; or

7 (e) For persons who display a disability pass entitling the
8 person to free admission to any state park under RCW 79A.05.065(2)(a)
9 for a permanent disability or who display a card, decal, or special
10 license plate issued for a permanent disability under RCW 46.19.010,
11 so long as the person to whom the disability pass, card, decal, or
12 special license plate was issued is a driver or passenger in the
13 vehicle at the time of access to the site.

14 (3)(a) An agency may waive the requirements of this section for
15 any person who has secured the ability to access specific
16 recreational land through the provision of monetary consideration to
17 the agency or for any person attending an event or function that
18 required the provision of monetary compensation to the agency.

19 (b) Special events and group activities are core recreational
20 activities and major public service opportunities within state parks.
21 When waiving the requirements of this section for special events, the
22 state parks and recreation commission must consider the direct and
23 indirect costs and benefits to the state, local market rental rates,
24 the public service functions of the event sponsor, and other public
25 interest factors when setting appropriate fees for each event or
26 activity.

27 (4) Failure to comply with subsection (1) of this section is a
28 natural resource infraction under chapter 7.84 RCW. An agency is
29 authorized to issue a notice of infraction to any person who fails to
30 comply with subsection (1)(a) of this section or to any motor vehicle
31 that fails to comply with subsection (1)(b) of this section.

32 (5) The penalty for failure to comply with the requirements of
33 this section is ninety-nine dollars. This penalty must be reduced to
34 fifty-nine dollars if an individual provides proof of purchase of a
35 discover pass to the court within fifteen days after the issuance of
36 the notice of violation.

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