
SENATE BILL 6199

State of Washington

52nd Legislature

1992 Regular Session

By Senators Sutherland and Snyder

Read first time 01/21/92. Referred to Committee on Environment & Natural Resources.

1 AN ACT Relating to the boating offense compact; and adding a new
2 chapter to Title 88 RCW.

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

4 NEW SECTION. **Sec. 1.** The Boating Offense Compact is enacted
5 into law and entered into on behalf of this state with all other states
6 legally joining therein in a form substantially as follows:

7 ARTICLE I

8 Findings and Declaration of Policy

9 (1) The party states find that:

10 (a) The safety of their waters is materially affected by the degree
11 of compliance with state laws and local ordinances relating to the
12 operation of boats;

1 (b) Violation of such a law or ordinance is evidence that the
2 violator engages in conduct which is likely to endanger the safety of
3 persons and property;

4 (2) It is the policy of each of the party states to promote
5 compliance with the laws, ordinances, and administrative rules and
6 regulations relating to the operation of boats by their operators in
7 each of the jurisdictions where such operators operate boats.

8 ARTICLE II

9 Definition

10 As used in this compact, "state" means a state that has entered
11 into this compact.

12 ARTICLE III

13 Concurrent Jurisdiction

14 (1) If conduct is prohibited by two adjoining party states, courts
15 and law enforcement officers in either state who have jurisdiction over
16 boating offenses committed where waters form a common interstate
17 boundary have concurrent jurisdiction to arrest, prosecute, and try
18 offenders for the prohibited conduct committed anywhere on the boundary
19 water between the two states.

20 (2) This compact does not authorize:

21 (a) Prosecution of any person for conduct that is unlawful in the
22 state where it was committed, but lawful in the other party state;

23 (b) A prohibited conduct by the party state.

24 ARTICLE IV

25 Entry Into Force and Withdrawal

1 (1) This compact shall enter into force and become effective as to
2 any state when it has enacted the same into law.

3 (2) Any party state may withdraw from this compact by enacting a
4 statute repealing the same.

5 ARTICLE V

6 Construction and Severability

7 This compact shall be liberally construed so as to effectuate the
8 purposes thereof. The provisions of this compact shall be severable
9 and if any phrase, clause, sentence, or provision of this compact is
10 declared to be contrary to the constitution of any party state or of
11 the United States or the applicability thereof to any government,
12 agency, person, or circumstance is held invalid, the validity of the
13 remainder of this compact and the applicability thereof to any
14 government, agency, person, or circumstance shall not be affected
15 thereby. If this compact shall be held contrary to the constitution of
16 any state party thereto, the compact shall remain in full force and
17 effect as to the remaining states and in full force and effect as to
18 the state affected as to all severable matters.

19 NEW SECTION. **Sec. 2.** Section 1 of this act shall constitute
20 a new chapter in Title 88 RCW.