

2 **ESHB 1922** - S COMM AMD
3 By Committee on Transportation

4 ADOPTED AS AMENDED 4/12/95

5 Strike everything after the enacting clause and insert the
6 following:

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 81.84 RCW
8 to read as follows:

9 As used in this chapter:

10 (1) "Excursion service" means the carriage or conveyance of persons
11 for compensation over the waters of this state from a point of origin
12 and returning to the point of origin with an intermediate stop or stops
13 at which passengers leave the vessel and reboard before the vessel
14 returns to its point of origin.

15 (2) "Charter service" means the hiring of a vessel, with captain
16 and crew, by a person or group for carriage or conveyance of persons or
17 property.

18 NEW SECTION. **Sec. 2.** A new section is added to chapter 81.84 RCW
19 to read as follows:

20 (1) Unless expressly exempted in section 3 of this act, no vessel
21 may provide excursion service over the waters of this state without
22 first having obtained a certificate of public convenience and necessity
23 as provided in RCW 81.84.010.

24 (2) Vessels providing excursion service must comply with all
25 provisions of this chapter and rules of the commission adopted under
26 this chapter.

27 NEW SECTION. **Sec. 3.** A new section is added to chapter 81.84 RCW
28 to read as follows:

29 This chapter does not apply to the following vessels or operations:

30 (1) Charter services;

31 (2) Vessels that depart and return to the point of origin without
32 stopping at another location within the state where passengers leave
33 the vessel;

1 (3) Vessels operated by not-for-profit or governmental entities
2 that are replicas of historic vessels or that are recognized by the
3 United States department of the interior as national historical
4 landmarks;

5 (4) Excursion services that:

6 (a) Originate and primarily operate at least six months per year in
7 San Juan county waters and use vessels less than sixty-five feet in
8 length with a United States Coast Guard certificate that limits them to
9 forty-nine passengers or less;

10 (b) Do not depart from the point of origin on a regular published
11 schedule;

12 (c) Do not operate between the same point of origin and the same
13 intermediate stop more than four times in any month or more than
14 fifteen times during any twelve-month period;

15 (d) Use vessels that do not return to the point of origin on the
16 day of departure; or

17 (e) Operate vessels upon the waters of the Pend Oreille River, Pend
18 Oreille County, Washington.

19 NEW SECTION. **Sec. 4.** Effective January 1, 2001, the following
20 acts or parts of acts are each repealed:

21 (1) Section 1 of this act;

22 (2) Section 2 of this act; and

23 (3) Section 3 of this act."

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27 In line 1 of the title, after "services;" strike the remainder of
28 the title and insert "adding new sections to chapter 81.84 RCW; and
29 repealing sections 1, 2, and 3 of this act."

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