

CERTIFICATION OF ENROLLMENT  
**ENGROSSED SUBSTITUTE HOUSE BILL 1922**

Chapter 361, Laws of 1995

54th Legislature  
1995 Regular Session

VESSELS PROVIDING EXCURSION SERVICES

EFFECTIVE DATE: 7/23/95

Passed by the House April 19, 1995  
Yeas 95 Nays 0

CLYDE BALLARD

**Speaker of the  
House of Representatives**

Passed by the Senate April 12, 1995  
Yeas 39 Nays 6

JOEL PRITCHARD

**President of the Senate**

Approved May 16, 1995

MIKE LOWRY

**Governor of the State of Washington**

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 1922** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN

**Chief Clerk**

FILED

May 16, 1995 - 11:11 a.m.

**Secretary of State  
State of Washington**

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ENGROSSED SUBSTITUTE HOUSE BILL 1922

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AS AMENDED BY THE SENATE

Passed Legislature - 1995 Regular Session

State of Washington                      54th Legislature                      1995 Regular Session

By House Committee on Transportation (originally sponsored by  
Representatives K. Schmidt and R. Fisher)

Read first time 02/22/95.

1            AN ACT Relating to vessels providing excursion services; adding new  
2 sections to chapter 81.84 RCW; and repealing sections 1, 2, and 3 of  
3 this act.

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

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

7            As used in this chapter:

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

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

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

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

5 (2) Vessels providing excursion service must comply with all  
6 provisions of this chapter and rules of the commission adopted under  
7 this chapter.

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

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

11 (1) Charter services;

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

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

19 (4) Excursion services that:

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

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

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

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

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

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

35 (1) Section 1 of this act;

36 (2) Section 2 of this act; and

37 (3) Section 3 of this act.

Passed the House April 19, 1995.  
Passed the Senate April 12, 1995.  
Approved by the Governor May 16, 1995.  
Filed in Office of Secretary of State May 16, 1995.