

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 6603

Chapter 198, Laws of 1998

55th Legislature
1998 Regular Session

VESSEL REGISTRATION--EXEMPTIONS

EFFECTIVE DATE: 3/27/98

Passed by the Senate March 9, 1998
YEAS 47 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House March 6, 1998
YEAS 97 NAYS 0

CLYDE BALLARD

**Speaker of the
House of Representatives**

Approved March 27, 1998

GARY LOCKE

Governor of the State of Washington

CERTIFICATE

I, Mike O Connell, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 6603** as passed by the Senate and the House of Representatives on the dates hereon set forth.

MIKE O'CONNELL

Secretary

FILED

March 27, 1998 - 3:40 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 6603

AS AMENDED BY THE HOUSE

Passed Legislature - 1998 Regular Session

State of Washington 55th Legislature 1998 Regular Session

By Senate Committee on Transportation (originally sponsored by Senators Horn, Spanel, Oke and Wood)

Read first time 02/06/98.

1 AN ACT Relating to exceptions from vessel registration; amending
2 RCW 88.02.030; and declaring an emergency.

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

4 **Sec. 1.** RCW 88.02.030 and 1997 c 83 s 1 are each amended to read
5 as follows:

6 Vessel registration is required under this chapter except for the
7 following:

8 (1) Military or public vessels of the United States, except
9 recreational-type public vessels;

10 (2) Vessels owned by a state or subdivision thereof, used
11 principally for governmental purposes and clearly identifiable as such;

12 (3) Vessels either (a) registered or numbered under the laws of a
13 country other than the United States; or (b) having a valid United
14 States customs service cruising license issued pursuant to 19 C.F.R.
15 Sec. 4.94. On or before the sixty-first day of use in the state, any
16 vessel in the state under this subsection shall obtain an
17 identification document from the department of licensing, its agents,
18 or subagents indicating when the vessel first came into the state. At
19 the time of any issuance of an identification document, a twenty-five

1 dollar identification document fee shall be paid by the vessel owner to
2 the department of licensing for the cost of providing the
3 identification document by the department of licensing. Any moneys
4 remaining from the fee after payment of costs shall be allocated to
5 counties by the state treasurer for approved boating safety programs
6 under RCW 88.02.045. The department of licensing shall adopt rules to
7 implement its duties under this subsection, including issuing and
8 displaying the identification document and collecting the twenty-five
9 dollar fee;

10 (4) Vessels that have been issued a valid number under federal law
11 or by an approved issuing authority of the state of principal
12 operation. However, a vessel that is validly registered in another
13 state but that is removed to this state for principal use is subject to
14 registration under this chapter. The issuing authority for this state
15 shall recognize the validity of the numbers previously issued for a
16 period of sixty days after arrival in this state;

17 (5) Vessels owned by a nonresident if the vessel is located upon
18 the waters of this state exclusively for repairs, alteration, or
19 reconstruction, or any testing related to the repair, alteration, or
20 reconstruction conducted in this state if an employee of the repair,
21 alteration, or construction facility is on board the vessel during any
22 testing: PROVIDED, That any vessel owned by a nonresident is located
23 upon the waters of this state exclusively for repairs, alteration,
24 reconstruction, or testing for a period longer than sixty days, that
25 the nonresident shall file an affidavit with the department of revenue
26 verifying the vessel is located upon the waters of this state for
27 repair, alteration, reconstruction, or testing and shall continue to
28 file such affidavit every sixty days thereafter, while the vessel is
29 located upon the waters of this state exclusively for repairs,
30 alteration, reconstruction, or testing;

31 (6) Vessels equipped with propulsion machinery of less than ten
32 horsepower that:

33 (a) Are owned by the owner of a vessel for which a valid vessel
34 number has been issued;

35 (b) Display the number of that numbered vessel followed by the
36 suffix "1" in the manner prescribed by the department; and

37 (c) Are used as a tender for direct transportation between that
38 vessel and the shore and for no other purpose;

1 (7) Vessels under sixteen feet in overall length which have no
2 propulsion machinery of any type or which are not used on waters
3 subject to the jurisdiction of the United States or on the high seas
4 beyond the territorial seas for vessels owned in the United States and
5 are powered by propulsion machinery of ten or less horsepower;

6 (8) Vessels with no propulsion machinery of any type for which the
7 primary mode of propulsion is human power;

8 (9) Vessels primarily engaged in commerce which have or are
9 required to have a valid marine document as a vessel of the United
10 States. Commercial vessels which the department of revenue determines
11 have the external appearance of vessels which would otherwise be
12 required to register under this chapter, must display decals issued
13 annually by the department of revenue that indicate the vessel's exempt
14 status;

15 (10) Vessels primarily engaged in commerce which are owned by a
16 resident of a country other than the United States; and

17 (11) On and after January 1, 1998, vessels owned by a nonresident
18 individual brought into the state for his or her use or enjoyment while
19 temporarily within the state for not more than six months in any
20 continuous twelve-month period, unless the vessel is used in conducting
21 a nontransitory business activity within the state. However, the
22 vessel must (~~((a) be registered or numbered under the laws of a country~~
23 ~~other than the United States, (b) have a valid United States customs~~
24 ~~service cruising license issued under 19 C.F.R. Sec. 4.94, or (c))~~)
25 have been issued a valid number under federal law or by an approved
26 issuing authority of the state of principal operation. On or before
27 the sixty-first day of use in the state, any vessel temporarily in the
28 state under this subsection shall obtain an identification document
29 from the department of licensing, its agents, or subagents indicating
30 when the vessel first came into the state. An identification document
31 shall be valid for a period of two months. At the time of any issuance
32 of an identification document, a twenty-five dollar identification
33 document fee shall be paid by the vessel owner to the department of
34 licensing for the cost of providing the identification document by the
35 department of licensing. Any moneys remaining from the fee after
36 payment of costs shall be allocated to counties by the state treasurer
37 for approved boating safety programs under RCW 88.02.045. The
38 department of licensing shall adopt rules to implement its duties under

1 this subsection, including issuing and displaying the identification
2 document and collecting the twenty-five dollar fee.

3 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
4 preservation of the public peace, health, or safety, or support of the
5 state government and its existing public institutions, and takes effect
6 immediately.

Passed the Senate March 9, 1998.

Passed the House March 6, 1998.

Approved by the Governor March 27, 1998.

Filed in Office of Secretary of State March 27, 1998.