

WAC 332-08-122 Transfer of certain vessels—Vessel inspection required—Secondary liability. When is this chapter applicable to the department's derelict vessel removal actions? As directed by RCW 79.100.150, a seller/transferor of a qualifying vessel must provide vessel inspection disclosure documentation specified in WAC 332-30-123 to the department before transferring ownership of a vessel that is:

(1) More than sixty-five feet in length and more than forty years old; and

(2) Either:

(a) Is registered or required to be registered under chapter 88.02 RCW; or

(b) Is listed or required to be registered under chapter 94.40 RCW.

After July 1, 2014, this chapter applies when the department seeks financial reimbursement from any person or entity the department determines has incurred secondary liability under RCW 79.100.150 for all reasonable and auditable costs associated with the removal and disposal of derelict or abandoned vessels. The department may pursue secondary liability if the prior owner(s) did not provide the department copies of a vessel inspection disclosure report, as specified in WAC 332-30-123, before transferring ownership of the vessel.

[Statutory Authority: RCW 79.100.150. WSR 14-11-003, § 332-08-122, filed 5/7/14, effective 7/1/14.]