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SENATE BILL 6438

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State of Washington                      58th Legislature                      2004 Regular Session

By Senators Horn, Haugen, Swecker, Oke and Esser

Read first time 01/20/2004.      Referred to Committee on Highways & Transportation.

1            AN ACT Relating to vessel registration enforcement; amending RCW  
2 88.02.110; and adding a new section to chapter 88.02 RCW.

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

4            **Sec. 1.** RCW 88.02.110 and 1993 c 244 s 4 are each amended to read  
5 as follows:

6            (1) Except as otherwise provided in this chapter, a violation of  
7 this chapter and the rules adopted by the department pursuant to these  
8 statutes is a misdemeanor punishable only by a fine not to exceed one  
9 hundred dollars per vessel for the first violation.      Subsequent  
10 violations in the same year are subject to the following fines:

11            (a) For the second violation, a fine of two hundred dollars per  
12 vessel;

13            (b) For the third and successive violations, a fine of four hundred  
14 dollars per vessel.

15            (2) After subtraction of court costs and administrative collection  
16 fees, moneys collected under this section shall be credited to the  
17 current expense fund of the arresting jurisdiction.

18            (3) All law enforcement officers shall have the authority to  
19 enforce this chapter, and the rules adopted by the department pursuant

1 to these statutes within their respective jurisdictions: PROVIDED,  
2 That a city, town, or county may contract with a fire protection  
3 district for such enforcement and fire protection districts are  
4 authorized to engage in such activities.

5 (4) The department of revenue may enforce this chapter, and the  
6 rules adopted by the department of licensing under this chapter. The  
7 department of revenue shall develop a system for the public to report  
8 incidents of suspected vessel registration evasion.

9 NEW SECTION. Sec. 2. A new section is added to chapter 88.02 RCW  
10 to read as follows:

11 A marina that leases permanent moorage to vessels must require  
12 proof of vessel registration or proof of intent to register a vessel as  
13 a condition of leasing moorage space. The marina must inform the  
14 moorage applicant of the state law requiring vessel registration and  
15 direct the moorage applicant to the appropriate vessel registration  
16 forms. After this, it is the moorage applicant's responsibility to  
17 register the vessel. The marina shall report to the department of  
18 revenue at the end of each month the names, addresses, and vessel  
19 identification information of any unregistered vessels leasing moorage  
20 space.

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