

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1739

59th Legislature
2005 Regular Session

Passed by the House April 20, 2005
Yeas 94 Nays 2

Speaker of the House of Representatives

Passed by the Senate April 15, 2005
Yeas 42 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1739** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

HOUSE BILL 1739

AS AMENDED BY THE SENATE

Passed Legislature - 2005 Regular Session

State of Washington 59th Legislature 2005 Regular Session

By Representative Ericksen

Read first time 02/03/2005. Referred to Committee on Natural Resources, Ecology & Parks.

1 AN ACT Relating to registration of vintage snowmobiles; amending
2 RCW 46.10.010, 46.10.020, and 46.10.040; and creating a new section.

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

4 **Sec. 1.** RCW 46.10.010 and 1979 ex.s. c 182 s 1 are each amended to
5 read as follows:

6 As used in this chapter the words and phrases in this section shall
7 have the designated meanings unless a different meaning is expressly
8 provided or the context otherwise clearly indicated.

9 (1) "Person" shall mean any individual, firm, partnership,
10 association, or corporation.

11 (2) "Snowmobile" shall mean any self-propelled vehicle capable of
12 traveling over snow or ice, which utilizes as its means of propulsion
13 an endless belt tread, or cleats, or any combination of these or other
14 similar means of contact with the surface upon which it is operated,
15 and which is steered wholly or in part by skis or sled type runners,
16 and which is not otherwise registered as, or subject to the motor
17 vehicle excise tax in the state of Washington.

18 (3) "Vintage snowmobile" means a snowmobile manufactured at least
19 thirty years ago.

1 (4) "All terrain vehicle" shall mean any self-propelled vehicle
2 other than a snowmobile, capable of cross-country travel on or
3 immediately over land, water, snow, ice, marsh, swampland, and other
4 natural terrain, including, but not limited to, four-wheel vehicles,
5 amphibious vehicles, ground effect or air cushion vehicles, and any
6 other means of land transportation deriving motive power from any
7 source other than muscle or wind; except any vehicle designed primarily
8 for travel on, over, or in the water, farm vehicles, or any military or
9 law enforcement vehicles.

10 ~~((4))~~ (5) "Owner" shall mean the person, other than a lienholder,
11 having the property in or title to a snowmobile or all terrain vehicle,
12 and entitled to the use or possession thereof.

13 ~~((5))~~ (6) "Operator" means each person who operates, or is in
14 physical control of, any snowmobile or all terrain vehicle.

15 ~~((6))~~ (7) "Public roadway" shall mean the entire width of the
16 right of way of any road or street designed and ordinarily used for
17 travel or parking of motor vehicles, which is controlled by a public
18 authority other than the Washington state department of transportation,
19 and which is open as a matter of right to the general public for
20 ordinary vehicular traffic.

21 ~~((7))~~ (8) "Highways" shall mean the entire width of the right of
22 way of all primary and secondary state highways, including all portions
23 of the interstate highway system.

24 ~~((8))~~ (9) "Dealer" means a person, partnership, association, or
25 corporation engaged in the business of selling snowmobiles or all
26 terrain vehicles at wholesale or retail in this state.

27 ~~((9))~~ (10) "Department" shall mean the department of licensing.

28 ~~((10))~~ (11) "Director" shall mean the director of the department
29 of licensing.

30 ~~((11))~~ (12) "Commission" shall mean the Washington state parks
31 and recreation commission.

32 ~~((12))~~ (13) "Hunt" shall mean any effort to kill, injure,
33 capture, or disturb a wild animal or wild bird.

34 ~~((13))~~ (14) "Committee" means the Washington state parks and
35 recreation commission snowmobile advisory committee.

36 **Sec. 2.** RCW 46.10.020 and 1982 c 17 s 1 are each amended to read
37 as follows:

1 (1) Except as provided in this chapter, no person shall own,
2 transport, or operate any snowmobile within this state unless such
3 snowmobile has been registered in accordance with the provisions of
4 this chapter. However, a vintage snowmobile only requires registration
5 if operated within this state.

6 (2) A registration number shall be assigned, without payment of a
7 fee, to snowmobiles owned by the state of Washington or its political
8 subdivisions, and the assigned registration number shall be displayed
9 upon each snowmobile in such manner as provided by rules adopted by the
10 department.

11 **Sec. 3.** RCW 46.10.040 and 2002 c 352 s 2 are each amended to read
12 as follows:

13 (1) Application for registration shall be made to the department in
14 the manner and upon forms the department prescribes, and shall state
15 the name and address of each owner of the snowmobile to be registered,
16 and shall be signed by at least one such owner, and shall be
17 accompanied by an annual registration fee to be established by the
18 commission, after consultation with the committee and any statewide
19 snowmobile user groups. ((The commission shall increase the current
20 fee of twenty dollars by five dollars effective September 30, 2001, and
21 the commission shall increase the fee by another five dollars effective
22 September 30, 2002. After the fee increase effective September 30,
23 2002, the commission shall not increase the fee.))

24 (a) The annual registration fee for snowmobiles newer than thirty
25 years is thirty dollars. The annual registration fee for vintage
26 snowmobiles is twelve dollars. The department shall design, in
27 cooperation with the commission, a distinct registration decal which
28 shall be issued to vintage snowmobiles upon payment of the annual
29 registration fee.

30 (b) Upon receipt of the application and the application fee, the
31 snowmobile shall be registered and a registration number assigned,
32 which shall be affixed to the snowmobile in a manner provided in RCW
33 46.10.070.

34 (2) The registration provided in this section shall be valid for a
35 period of one year. At the end of the period of registration, every
36 owner of a snowmobile in this state shall renew his or her registration

1 in the manner the department prescribes, for an additional period of
2 one year, upon payment of the annual registration fee as determined by
3 the commission.

4 (3) Any person acquiring a snowmobile already validly registered
5 under the provisions of this chapter must, within ten days of the
6 acquisition or purchase of the snowmobile, make application to the
7 department for transfer of the registration, and the application shall
8 be accompanied by a transfer fee of five dollars.

9 (4) A snowmobile owned by a resident of another state or Canadian
10 province where registration is not required by law may be issued a
11 nonresident registration permit valid for not more than sixty days.
12 Application for the permit shall state the name and address of each
13 owner of the snowmobile to be registered and shall be signed by at
14 least one owner and shall be accompanied by a registration fee of five
15 dollars. The registration permit shall be carried on the vehicle at
16 all times during its operation in this state.

17 (5) The registration fees provided in this section shall be in lieu
18 of any personal property or excise tax heretofore imposed on
19 snowmobiles by this state or any political subdivision thereof, and no
20 city, county, or other municipality, and no state agency shall
21 hereafter impose any other registration or license fee on any
22 snowmobile in this state.

23 (6) The department shall make available a pair of uniform decals
24 consistent with the provisions of RCW 46.10.070. In addition to the
25 registration fee provided in this section the department shall charge
26 each applicant for registration the actual cost of the decal. The
27 department shall make available replacement decals for a fee equivalent
28 to the actual cost of the decals.

29 NEW SECTION. **Sec. 4.** This act applies to registrations due or to
30 become due on October 1, 2005, and thereafter.

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