
HOUSE BILL 2156

State of Washington

63rd Legislature

2014 Regular Session

By Representatives Magendanz, Lytton, Pollet, and Seaquist

Prefiled 01/07/14. Read first time 01/13/14. Referred to Committee on Appropriations Subcommittee on General Government & Information Technology.

1 AN ACT Relating to waiving the penalty for failure to comply with
2 the display requirements for the discover pass, day-use permit, or
3 vehicle access pass; and amending RCW 79A.80.080.

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

5 **Sec. 1.** RCW 79A.80.080 and 2013 2nd sp.s. c 15 s 3 are each
6 amended to read as follows:

7 (1) A discover pass, vehicle access pass, or day-use permit must be
8 visibly displayed in the front windshield, or otherwise in a prominent
9 location for motor vehicles without a windshield, of any motor vehicle:

10 (a) Operating on any recreation site or lands; or

11 (b) Parking at any recreation site or lands.

12 (2) The discover pass, the vehicle access pass, or the day-use
13 permit is not required:

14 (a) On private lands, state-owned aquatic lands other than water
15 access areas, or at agency offices, hatcheries, or other facilities
16 where public business is conducted;

17 (b) For persons who use, possess, or enter lands owned or managed
18 by the agencies for nonrecreational purposes consistent with a written

1 authorization from the agency, including but not limited to leases,
2 contracts, and easements;

3 (c) On department of fish and wildlife lands only, for persons
4 possessing a current vehicle access pass pursuant to RCW 79A.80.040; or

5 (d) When operating on a road managed by the department of natural
6 resources or the department of fish and wildlife, including a forest or
7 land management road, that is not blocked by a gate.

8 (3)(a) An agency may waive the requirements of this section for any
9 person who has secured the ability to access specific recreational land
10 through the provision of monetary consideration to the agency or for
11 any person attending an event or function that required the provision
12 of monetary compensation to the agency.

13 (b) Special events and group activities are core recreational
14 activities and major public service opportunities within state parks.
15 When waiving the requirements of this section for special events, the
16 state parks and recreation commission must consider the direct and
17 indirect costs and benefits to the state, local market rental rates,
18 the public service functions of the event sponsor, and other public
19 interest factors when setting appropriate fees for each event or
20 activity.

21 (4) Failure to comply with subsection (1) of this section is a
22 natural resource infraction under chapter 7.84 RCW. An agency is
23 authorized to issue a notice of infraction to any person who fails to
24 comply with subsection (1)(a) of this section or to any motor vehicle
25 that fails to comply with subsection (1)(b) of this section.

26 (5) The penalty for failure to comply with the requirements of this
27 section is ninety-nine dollars. This penalty must be reduced to fifty-
28 nine dollars if an individual provides proof of purchase of a discover
29 pass to the court within fifteen days after the issuance of the notice
30 of violation.

31 (6) A penalty assessed under subsection (5) of this section must be
32 waived by the court if an individual provides proof that he or she
33 possessed a discover pass, vehicle access pass, or day-use permit that
34 was valid at the time of the infraction and the appropriate pass or
35 permit had been activated for the motor vehicle cited in the notice of
36 infraction. If the court waives the penalty assessed under subsection

1 (5) of this section, it may assess court administrative costs of up to
2 twenty-five dollars.

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