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**SUBSTITUTE HOUSE BILL 1254**

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**State of Washington**

**66th Legislature**

**2019 Regular Session**

**By** House Transportation (originally sponsored by Representatives Fey, Barkis, Wylie, and Tharinger)

READ FIRST TIME 02/05/19.

1 AN ACT Relating to clarifying the authority of unregistered  
2 vehicles shipped as marine cargo through public ports to operate on  
3 public roadways; amending RCW 46.16A.080; and creating a new section.

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

5 NEW SECTION. **Sec. 1.** (1) The legislature finds forty percent of  
6 jobs in Washington state are connected to international trade.

7 (2) The legislature also finds that:

8 (a) Washington state ports serve as major intermodal hubs for  
9 vehicles both imported to and exported from the United States,  
10 supporting both manufacturing and logistics jobs;

11 (b) Vehicles shipped as marine cargo are not registered until  
12 purchased by the end user; and

13 (c) To efficiently move unregistered vehicles shipped as marine  
14 cargo between port-owned marine terminals, storage lots, and vehicle  
15 processing facilities, they must operate on public roadways.

16 **Sec. 2.** RCW 46.16A.080 and 2013 c 299 s 2 are each amended to  
17 read as follows:

18 The following vehicles are not required to be registered under  
19 this chapter:

- 1 (1) Converter gears used to convert a semitrailer into a trailer  
2 or a two-axle truck or tractor into a three or more axle truck or  
3 tractor or used in any other manner to increase the number of axles  
4 of a vehicle;
- 5 (2) Electric-assisted bicycles;
- 6 (3) (a) Farm vehicles operated within a radius of twenty-five  
7 miles of the farm where it is principally used or garaged for the  
8 purposes of traveling between farms or other locations to engage in  
9 activities that support farming operations, (b) farm tractors and  
10 farm implements including trailers designed as cook or bunk houses  
11 used exclusively for animal herding temporarily operating or drawn  
12 upon the public highways, and (c) trailers used exclusively to  
13 transport farm implements from one farm to another during daylight  
14 hours or at night when the trailer is equipped with lights that  
15 comply with applicable law;
- 16 (4) Forklifts operated during daylight hours on public highways  
17 adjacent to and within five hundred feet of the warehouses they  
18 serve;
- 19 (5) Golf carts, as defined in RCW 46.04.1945, operating within a  
20 designated golf cart zone as described in RCW 46.08.175;
- 21 (6) Motor vehicles operated solely within a national recreation  
22 area that is not accessible by a state highway, including  
23 motorcycles, motor homes, passenger cars, and sport utility vehicles.  
24 This exemption applies only after initial registration;
- 25 (7) Motorized foot scooters;
- 26 (8) Nurse rigs or equipment auxiliary for the use of and designed  
27 or modified for the fueling, repairing, or loading of spray and  
28 fertilizer applicator rigs and not used, designed, or modified  
29 primarily for the purpose of transportation;
- 30 (9) Off-road vehicles operated on a street, road, or highway as  
31 authorized under RCW 46.09.360, or nonhighway roads under RCW  
32 46.09.450;
- 33 (10) Special highway construction equipment;
- 34 (11) Dump trucks and tractor-dump trailer combinations that are:
- 35 (a) Designed and used primarily for construction work on  
36 highways;
- 37 (b) Not designed or used primarily for the transportation of  
38 persons or property on a public highway; and
- 39 (c) Only incidentally operated or moved over the highways;

1 (12) Spray or fertilizer applicator rigs designed and used  
2 exclusively for spraying or fertilization in the conduct of  
3 agricultural operations and not primarily for the purpose of  
4 transportation;

5 (13) Tow dollies;

6 (14) Trams used for transporting persons to and from facilities  
7 related to the horse racing industry as regulated in chapter 67.16  
8 RCW, as long as the public right-of-way routes over which the trams  
9 operate are not more than one mile from end to end, the public  
10 rights-of-way over which the tram operates have average daily traffic  
11 of not more than fifteen thousand vehicles per day, and the activity  
12 is in conformity with federal law. The operator must be a licensed  
13 driver and at least eighteen years old. For the purposes of this  
14 section, "tram" also means a vehicle, or combination of vehicles  
15 linked together with a single mode of propulsion, used to transport  
16 persons from one location to another; (~~and~~)

17 (15) Vehicles used by the state parks and recreation commission  
18 exclusively for park maintenance and operations upon public highways  
19 within state parks; and

20 (16) Vehicles shipped as marine cargo, if:

21 (a) The vehicles are operated:

22 (i) From wharves to and from storage areas or terminals owned by  
23 a public port established according to chapter 53.04 RCW; or

24 (ii) Between storage areas or terminals owned by a public port  
25 established according to chapter 53.04 RCW; and

26 (b) At least part of the operation takes place on public roadways  
27 connecting facilities of a single public port.

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