

CERTIFICATION OF ENROLLMENT

HOUSE BILL 2641

66th Legislature
2020 Regular Session

Passed by the House March 9, 2020
Yeas 81 Nays 15

**Speaker of the House of
Representatives**

Passed by the Senate March 6, 2020
Yeas 47 Nays 1

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2641** 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 2641

AS AMENDED BY THE SENATE

Passed Legislature - 2020 Regular Session

State of Washington

66th Legislature

2020 Regular Session

By Representatives Fey, Valdez, Lekanoff, Doglio, Tharinger, Pollet,
and Macri

Read first time 01/16/20. Referred to Committee on Transportation.

1 AN ACT Relating to authorizing cities to provide passenger-only
2 ferry service; and adding a new chapter to Title 35 RCW.

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

4 NEW SECTION. **Sec. 1.** (1) Any city having a boundary located on
5 Puget Sound or Lake Washington may establish, finance, and provide
6 passenger-only ferry service, including associated services to
7 support and augment passenger-only ferry service operation, within
8 its boundaries. For the purposes of this chapter, Puget Sound has the
9 same meaning as described in RCW 36.57A.200.

10 (2) Before a city may provide passenger-only ferry service, it
11 must develop a passenger-only ferry investment plan, which must
12 include elements regarding operating or contracting for the operation
13 of passenger-only ferry services; the purchase, lease, or rental of
14 ferry vessels and dock facilities for the provision of transit
15 service; consultation with potentially affected federally recognized
16 Indian treaty fishing tribes and other federally recognized treaty
17 tribes with potentially affected interests to ensure impacts to
18 tribal fishing are minimized; and identifying other activities
19 necessary to implement the plan. The passenger-only ferry investment
20 plan must also set forth terminal locations to be served, consistency
21 with any study developed through the Puget Sound regional council for

1 regional service, projected costs of providing services, and revenues
2 to be generated from tolls, locally collected tax revenues, and other
3 revenue sources. The passenger-only ferry investment plan may
4 recommend additional revenue authority that has not yet been
5 authorized under state law.

6 (3) The passenger-only ferry investment plan must ensure that
7 services provided under the plan are for the benefit of the residents
8 of the city. The city may use any of its powers to carry out this
9 purpose, unless otherwise prohibited by law. In addition, the city
10 may enter into contracts and agreements to operate passenger-only
11 ferry service, as well as appropriate public-private partnerships
12 including, but not limited to, design-build, general contractor/
13 construction management, or other alternative procurement processes
14 substantially consistent with chapter 39.10 RCW.

15 (4) The passenger-only ferry investment plan must show design and
16 funding considerations for propulsion types and technologies that
17 meet low, ultra-low, and zero emission targets in relation to any
18 operations and business plan to ensure a viable route. Considerations
19 should include vessel design, electrification, as well as shoreside
20 infrastructure. The investment plan must also show best management
21 practices and technologies available and considered to reduce impacts
22 to water quality, prevention of strikes, and underwater noise that
23 impact the southern resident killer whale population, other marine
24 mammals, and aquatic life.

25 NEW SECTION. **Sec. 2.** Section 1 of this act constitutes a new
26 chapter in Title 35 RCW.

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