

ESHB 1906 - S COMM AMD

By Committee on Transportation

NOT CONSIDERED 03/07/2024

1 Strike everything after the enacting clause and insert the
2 following:

3 **"Sec. 1.** RCW 88.02.620 and 2023 c 374 s 23 are each amended to
4 read as follows:

5 (1) A vessel owner who is a nonresident person must obtain a
6 nonresident vessel permit on or before the 61st day of use in
7 Washington state if the vessel:

8 (a) Is currently registered or numbered under the laws of the
9 state or country of principal operation, has been issued a valid
10 number under federal law, or has a valid United States customs
11 service cruising license issued under 19 C.F.R. Sec. 4.94; and

12 (b) Has been brought into Washington state for not more than six
13 months in any continuous 12-month period, and is used:

14 (i) For personal use; or

15 (ii) For the purposes of chartering a vessel with a captain or
16 crew, as long as individual charters are for at least three or more
17 consecutive days in duration. The permit also applies for the
18 purposes of necessary transit to or from the start or end point of
19 such a charter, but that transit time is not counted toward the
20 duration of the charter.

21 (2) In addition to the requirements in subsection (1) of this
22 section, a nonresident vessel owner that is not a natural person, or
23 a nonresident vessel owner who is a natural person who intends to
24 charter the vessel with a captain or crew as provided in subsection
25 (1)(b)(ii) of this section, may only obtain a nonresident vessel
26 permit if:

27 (a) The vessel is at least 30 feet in length, but no more than
28 ~~((200))~~ 300 feet in length;

29 (b) No Washington state resident owns the vessel or is a
30 principal, as defined in RCW 82.32.865, of the nonresident person
31 which owns the vessel; and

1 (c) The department of revenue has provided the nonresident vessel
2 owner written approval authorizing the permit as provided in RCW
3 82.32.865.

4 (3) A nonresident vessel permit:

5 (a) May be obtained from the department, county auditor or other
6 agent, or subagent appointed by the director;

7 (b) Must show the date the vessel first came into Washington
8 state; and

9 (c) Is valid for two months.

10 (4) The department, county auditor or other agent, or subagent
11 appointed by the director must collect the fee required in RCW
12 88.02.640(1)(i) when issuing nonresident vessel permits.

13 (5) A nonresident vessel permit is not required under this
14 section if the vessel is used in conducting temporary business
15 activity within Washington state.

16 (6) For any permits issued under this section to a nonresident
17 vessel owner that is not a natural person, or for any permits issued
18 to a natural person who intends to charter the vessel with a captain
19 or crew as provided in subsection (1)(b)(ii) of this section, the
20 department must maintain a record of the following information and
21 provide it to the department of revenue quarterly or as otherwise
22 mutually agreed to by the department and department of revenue:

23 (a) The name of the record owner of the vessel;

24 (b) The vessel's hull identification number;

25 (c) The amount of the fee paid under RCW 88.02.640(5);

26 (d) The date the vessel first entered the waters of this state;

27 (e) The expiration date for the permit; and

28 (f) Any other information mutually agreed to by the department
29 and department of revenue.

30 (7) The department must adopt rules to implement this section,
31 including rules on issuing and displaying the nonresident vessel
32 permit. Until May 1, 2025, the department must process the
33 application for a nonresident vessel permit, with respect to a vessel
34 that exceeds 200 feet in length, as if the vessel were 200 feet in
35 length.

36 **Sec. 2.** RCW 88.02.640 and 2021 c 150 s 2 are each amended to
37 read as follows:

(1) In addition to any other fees and taxes required by law, the department, county auditor or other agent, or subagent appointed by the director must charge the following vessel fees and surcharge:

FEE	AMOUNT	AUTHORITY	DISTRIBUTION
(a) Dealer temporary permit	\$5.00	RCW 88.02.800(2)	General fund
(b) Derelict vessel and invasive species removal	Subsection (3) of this section	Subsection (3) of this section	Subsection (3) of this section
(c) Derelict vessel removal surcharge	\$1.00	Subsection (4) of this section	Subsection (4) of this section
(d) Duplicate certificate of title	\$1.25	RCW 88.02.530(1)(c)	General fund
(e) Duplicate registration	\$1.25	RCW 88.02.590(1)(c)	General fund
(f) Filing	RCW 46.17.005	RCW 88.02.560(2)	RCW 46.68.400
(g) License plate technology	RCW 46.17.015	RCW 88.02.560(2)	RCW 46.68.370
(h) License service	RCW 46.17.025	RCW 88.02.560(2)	RCW 46.68.220
(i) Nonresident vessel permit	Subsection (5) of this section	RCW 88.02.620(4)	Subsection (5) of this section
(j) Quick title service	\$50.00	RCW 88.02.540(3)	Subsection (7) of this section
(k) Registration	\$10.50	RCW 88.02.560(2)	RCW 88.02.650
(l) Replacement decal	\$1.25	RCW 88.02.595(1)(c)	General fund
(m) Service fee	RCW 46.17.040	RCW 88.02.515 and 88.02.560(2)	RCW 46.17.040
(n) Title application	\$5.00	RCW 88.02.515	General fund
(o) Transfer	\$1.00	RCW 88.02.560(7)	General fund
(p) Vessel visitor permit	\$30.00	RCW 88.02.610(3)	Subsection (6) of this section

(2) The five dollar dealer temporary permit fee required in subsection (1) of this section must be credited to the payment of registration fees at the time application for registration is made.

(3) The derelict vessel and invasive species removal fee required in subsection (1) of this section is five dollars and must be distributed as follows:

1 (a) Two dollars must be deposited in the aquatic invasive species
2 management account created in RCW 77.135.200;

3 (b) One dollar must be deposited into the aquatic algae control
4 account created in RCW 43.21A.667; and

5 (c) Two dollars must be deposited in the derelict vessel removal
6 account created in RCW 79.100.100.

7 (4) In addition to other fees required in this section, an annual
8 derelict vessel removal surcharge of one dollar must be charged with
9 each vessel registration. The surcharge is to address the significant
10 backlog of derelict vessels accumulated in Washington waters that
11 pose a threat to the health and safety of the people and to the
12 environment and must be deposited into the derelict vessel removal
13 account created in RCW 79.100.100.

14 (5) (a) The amount of the nonresident vessel permit fee is:

15 (i) For a vessel owned by a nonresident natural person, (~~((twenty-~~
16 ~~five-dollars))~~) \$25; and

17 (ii) For a nonresident vessel owner that is not a natural person,
18 the fee is equal to:

19 (A) (~~((Twenty-five-dollars))~~) \$25 per foot for vessels between
20 (~~((thirty))~~) 30 and (~~((ninety-nine))~~) 99 feet in length;

21 (B) (~~((Thirty-dollars))~~) \$30 per foot for vessels between (~~((one~~
22 ~~hundred))~~) 100 and (~~((one-hundred-twenty))~~) 120 feet in length; (~~((and))~~)

23 (C) (~~((Thirty-seven-dollars-and-fifty-cents))~~) \$37.50 per foot for
24 vessels between (~~((one-hundred-twenty-one))~~) 121 and (~~((two-hundred))~~)
25 200 feet in length. The fee must be multiplied by the extreme length
26 of the vessel in feet, rounded up to the nearest whole foot; and

27 (D) (I) \$100 per foot for vessels between 201 and 300 feet in
28 length, except as provided in (a) (ii) (D) (II) of this subsection. The
29 fee must be multiplied by the extreme length of the vessel in feet,
30 rounded up to the nearest whole foot.

31 (II) Until May 1, 2025, the fee for vessels between 201 and 300
32 feet in length is the same as that for a vessel 200 feet in length.

33 (b) The fee must be paid by the vessel owner to the department.
34 Any moneys remaining from the fee after the payment of costs to
35 administer the permit must be allocated to counties by the state
36 treasurer for approved boating safety programs under RCW 88.02.650.

37 (c) In addition to the applicable fees under this section, vessel
38 owners who obtain a nonresident vessel permit for the purposes of
39 chartering their vessel with a captain or crew are subject to use tax
40 as provided in RCW 82.12.799.

1 (6) The (~~thirty-dollar~~) \$30 vessel visitor permit fee must be
2 distributed as follows:

3 (a) Five dollars must be deposited in the derelict vessel removal
4 account created in RCW 79.100.100;

5 (b) The department may keep an amount to cover costs for
6 providing the vessel visitor permit;

7 (c) Any moneys remaining must be allocated to counties by the
8 state treasurer for approved boating safety programs under RCW
9 88.02.650; and

10 (d) Any fees required for licensing agents under RCW 46.17.005
11 are in addition to any other fee or tax due for the titling and
12 registration of vessels.

13 (7) (a) The (~~fifty-dollar~~) \$50 quick title service fee must be
14 distributed as follows:

15 (i) If the fee is paid to the director, the fee must be deposited
16 to the general fund.

17 (ii) If the fee is paid to the participating county auditor or
18 other agent appointed by the director, (~~twenty-five-dollars~~) \$25
19 must be deposited to the general fund. The remainder must be retained
20 by the county treasurer in the same manner as other fees collected by
21 the county auditor.

22 (iii) If the fee is paid to a subagent appointed by the director,
23 (~~twenty-five-dollars~~) \$25 must be deposited to the general fund.
24 The remaining (~~twenty-five-dollars~~) \$25 must be distributed as
25 follows: (~~Twelve-dollars-and-fifty-cents~~) \$12.50 must be retained
26 by the county treasurer in the same manner as other fees collected by
27 the county auditor and (~~twelve-dollars-and-fifty-cents~~) \$12.50 must
28 be retained by the subagent.

29 (b) For the purposes of this subsection, "quick title" has the
30 same meaning as in RCW 88.02.540.

31 (8) The department, county auditor or other agent, or subagent
32 appointed by the director shall charge the service fee under
33 subsection (1) (m) of this section beginning January 1, 2016.

34 NEW SECTION. **Sec. 3.** Sections 1 and 2 of this act expire
35 December 31, 2026."

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By Committee on Transportation

NOT CONSIDERED 03/07/2024

1 On page 1, line 2 of the title, after "permits;" strike the
2 remainder of the title and insert "amending RCW 88.02.620 and
3 88.02.640; and providing an expiration date."

EFFECT: (1) Changes the nonresident vessel permit fee for a vessel between 201 and 300 feet in length from \$42 per foot to \$100 per foot.

(2) Changes the expiration date to December 31, 2026.

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