

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 2641**

Chapter 181, Laws of 2020

66th Legislature  
2020 Regular Session

PASSENGER-ONLY FERRY SERVICE--CITIES

EFFECTIVE DATE: June 11, 2020

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

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LAURIE JINKINS

**Speaker of the House of  
Representatives**

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

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CYRUS HABIB

**President of the Senate**

Approved March 27, 2020 2:23 PM

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JAY INSLEE

**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.

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BERNARD DEAN

**Chief Clerk**

FILED

March 27, 2020

**Secretary of State  
State of Washington**

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**HOUSE BILL 2641**

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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.

Passed by the House March 9, 2020.  
Passed by the Senate March 6, 2020.  
Approved by the Governor March 27, 2020.  
Filed in Office of Secretary of State March 27, 2020.

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