

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 2660

Chapter 222, Laws of 1992
(partial veto)

52nd Legislature
1992 Regular Session

VEHICLE LICENSES--REVISIONS

EFFECTIVE DATE: 6/11/92

Passed by the House March 7, 1992
Yeas 96 Nays 0

JOE KING
**Speaker of the
House of Representatives**

Passed by the Senate March 4, 1992
Yeas 46 Nays 0

JOEL PRITCHARD
President of the Senate

Approved April 2, 1992, with the
exeption of section 3, which is vetoed.

BOOTH GARDNER
Governor of the State of Washington

CERTIFICATE

I, Alan Thompson, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is SUBSTITUTE HOUSE BILL 2660 as passed by the House of Representatives and the Senate on the dates hereon set forth.

ALAN THOMPSON
Chief Clerk

FILED
April 2, 1992 - 12:17 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 2660

AS AMENDED BY THE SENATE

Passed Legislature - 1992 Regular Session

State of Washington 52nd Legislature 1992 Regular Session

By House Committee on Transportation (originally sponsored by Representatives Cooper, Prince, Zellinsky and Mielke; by request of Department of Licensing)

Read first time 02/07/92.

1 AN ACT Relating to vehicle licenses; and amending RCW 46.16.006,
2 46.70.090, and 82.80.020.

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

4 **Sec. 1.** RCW 46.16.006 and 1983 c 27 s 1 are each amended to read
5 as follows:

6 (1) The term "registration year" for the purposes of chapters
7 46.16, 82.44, and 82.50 RCW means the effective period of a vehicle
8 license issued by the department. Such year commences at 12:01 a.m. on
9 the date of the calendar year designated by the department and ends at
10 12:01 a.m. on the same date of the next succeeding calendar year. If
11 a vehicle license previously issued in this state has ((been)) expired
12 ((for more than thirty days)) and is renewed with a different
13 registered owner, a new registration year is deemed to commence upon

1 the date the expired license is renewed in order that the renewed
2 license be useable for a full twelve-month period.

3 (2) Each registration year may be divided into twelve registration
4 months. Each registration month commences on the day numerically
5 corresponding to the day of the calendar month on which the
6 registration year begins, and terminates on the numerically
7 corresponding day of the next succeeding calendar month.

8 (3) Where the term "last day of the month" is used in chapters
9 46.16, 82.44, and 82.50 RCW in lieu of a specified day of any calendar
10 month it means the last day of such calendar month or months
11 irrespective of the numerical designation of that day.

12 (4) If the final day of a registration year or month falls on a
13 Saturday, Sunday, or legal holiday, such period extends through the end
14 of the next business day.

15 **Sec. 2.** RCW 46.70.090 and 1991 c 140 s 1 are each amended to read
16 as follows:

17 (1) The department shall issue a vehicle dealer license plate which
18 shall be attached to the rear of the vehicle only and which is capable
19 of distinguishing the classification of the dealer, to vehicle dealers
20 properly licensed pursuant to this chapter and shall, upon application,
21 issue manufacturer's license plates to manufacturers properly licensed
22 pursuant to this chapter.

23 (2) The department shall (~~not issue a vehicle dealer license plate~~
24 ~~to any vehicle dealer selling fewer than five vehicles annually~~) issue
25 to a vehicle dealer up to three vehicle dealer license plates. After
26 the (~~first~~) third dealer plate is issued, the department shall limit
27 the number of dealer plates to six percent of the vehicles sold during
28 the preceding license period. For an original license the vehicle
29 dealer license applicant shall estimate the first year's sales. The

1 director or director's designee may waive these dealer plate issuance
2 restrictions for a vehicle dealer if the waiver both serves the
3 purposes of this chapter and is essential to the continuation of the
4 business. The director shall adopt rules to implement this waiver.

5 (3) Motor vehicle dealer license plates may be used:

6 (a) To demonstrate motor vehicles held for sale when operated by an
7 individual holding a valid operator's license, if a dated demonstration
8 permit, valid for no more than seventy-two hours, is carried in the
9 vehicle at all times it is operated by any such individual.

10 (b) On motor vehicles owned, held for sale, and which are in fact
11 available for sale by the firm when operated by an officer of the
12 corporation, partnership, or proprietorship or by their spouses, or by
13 a bona fide full-time employee of the firm, if a card so identifying
14 any such individual is carried in the vehicle at all times it is
15 operated by such individual. Any such vehicle so operated may be used
16 to transport the dealer's own tools, parts, and equipment of a total
17 weight not to exceed five hundred pounds.

18 (c) On motor vehicles being tested for repair.

19 (d) On motor vehicles being moved to or from a motor vehicle
20 dealer's place of business for sale.

21 (e) On motor vehicles being moved to or from motor vehicle service
22 and repair facilities before sale.

23 (f) On motor vehicles being moved to or from motor vehicle
24 exhibitions within the state of Washington, if any such exhibition does
25 not exceed a period of twenty days.

26 (4) Mobile home and travel trailer dealer license plates may be
27 used:

28 (a) On units hauled to or from the place of business of the
29 manufacturer and the place of business of the dealer or to and from
30 places of business of the dealer.

1 (b) On mobile homes hauled to a customer's location for set-up
2 after sale.

3 (c) On travel trailers held for sale to demonstrate the towing
4 capability of the vehicle if a dated demonstration permit, valid for
5 not more than seventy-two hours, is carried with the vehicle at all
6 times.

7 (d) On mobile homes being hauled from a customer's location if the
8 requirements of RCW 46.44.170 and 46.44.175 are met.

9 (e) On any motor vehicle owned by the dealer which is used only to
10 move vehicles legally bearing mobile home and travel trailer dealer
11 license plates of the dealer so owning any such motor vehicle.

12 (f) On vehicles being moved to or from vehicle exhibitions within
13 the state of Washington, if any such exhibition does not exceed a
14 period of twenty days.

15 (5) Miscellaneous vehicle dealer license plates may be used:

16 (a) To demonstrate any miscellaneous vehicle: PROVIDED, That:

17 (i) No such vehicle may be demonstrated on a public highway unless
18 the customer has an appropriate endorsement on his driver's license, if
19 such endorsement is required to operate such vehicle; and

20 (ii) A dated demonstration permit, valid for no more than seventy-
21 two hours, is carried with the vehicle at all times it is operated by
22 any such individual.

23 (b) On vehicles owned, held for sale, and which are in fact
24 available for sale, by the firm when operated by an officer of the
25 corporation, partnership, or proprietorship or by a bona fide full-time
26 employee of the firm, if a card so identifying such individual is
27 carried in the vehicle at all times it is operated by him.

28 (c) On vehicles being tested for repair.

1 (d) On vehicles being transported to or from the place of business
2 of the manufacturer and the place of business of the dealer or to and
3 from places of business of the dealer.

4 (e) On vehicles on which any other item sold or to be sold by the
5 dealer is transported from the place of business of the manufacturer to
6 the place of business of the dealer or to and from places of business
7 of the dealer if such vehicle and such item are purchased or sold as
8 one package.

9 (6) Manufacturers properly licensed pursuant to this chapter may
10 apply for and obtain manufacturer license plates and may be used:

11 (a) On vehicles being moved to or from the place of business of a
12 manufacturer to a vehicle dealer within this state who is properly
13 licensed pursuant to this chapter.

14 (b) To test vehicles for repair.

15 (7) Vehicle dealer license plates and manufacturer license plates
16 shall not be used for any purpose other than set forth in this section
17 and specifically shall not be:

18 (a) Used on any vehicle not within the class for which the vehicle
19 dealer or manufacturer license plates are issued unless specifically
20 provided for in this section.

21 (b) Loaned to any person for any reason not specifically provided
22 for in this section.

23 (c) Used on any vehicles for the transportation of any person,
24 produce, freight, or commodities unless specifically provided for in
25 this section, except there shall be permitted the use of such vehicle
26 dealer license plates on a vehicle transporting commodities in the
27 course of a demonstration over a period not to exceed seventy-two
28 consecutive hours from the commencement of such demonstration, if a
29 representative of the dealer is present and accompanies such vehicle
30 during the course of the demonstration.

1 (d) Used on any vehicle sold to a resident of another state to
2 transport such vehicle to that other state in lieu of a trip permit or
3 in lieu of vehicle license plates obtained from that other state.

4 (e) Used on any new vehicle unless the vehicle dealer has provided
5 the department a current service agreement with the manufacturer or
6 distributor of that vehicle as provided in RCW 46.70.041(1)(k).

7 (8) In addition to or in lieu of any sanction imposed by the
8 director pursuant to RCW 46.70.101 for unauthorized use of vehicle
9 dealer license plates or manufacturer license plates, the director may
10 order that any or all vehicle dealer license plates or manufacturer
11 license plates issued pursuant to this chapter be confiscated for such
12 period as he deems appropriate.

14 **Sec. 3. RCW 82.80.020 and 1991 c 318 s 13 are each amended to read*
15 *as follows:*

16 *(1) The legislative authority of a county may fix and impose an*
17 *additional fee, not to exceed fifteen dollars per vehicle, for each*
18 *vehicle that is subject to license fees under RCW 46.16.060 and is*
19 *determined by the department of licensing to be registered within the*
20 *boundaries of the county.*

21 *(2) The department of licensing shall administer and collect the*
22 *fee. The department shall deduct a percentage amount, as provided by*
23 *contract, not to exceed two percent of the taxes collected, for*
24 *administration and collection expenses incurred by it. The remaining*
25 *proceeds shall be remitted to the custody of the state treasurer for*
26 *monthly distribution under RCW 82.80.080.*

27 *(3) The proceeds of this fee shall be used strictly for*
28 *transportation purposes in accordance with RCW 82.80.070.*

29 *(4) A county imposing this fee shall delay the effective date at*
30 *least six months from the date the ordinance is enacted to allow the*

1 department of licensing to implement administration and collection of
2 the fee.

3 (5) The legislative authority of a county may develop and initiate
4 ~~((a refund))~~ an exemption process of the fifteen dollar fee ~~((to))~~ for
5 the registered owners of vehicles residing within the boundaries of the
6 county who ~~((are sixty one years old or older at the time of payment of~~
7 ~~the fee and whose household income for the previous calendar year is~~
8 ~~eighteen thousand dollars or less or who has a physical disability and~~
9 ~~who has paid the fifteen dollar additional fee))~~ meet the standards for
10 the property tax exemption under RCW 84.36.381.

11 *Sec. 3 was vetoed, see message at end of chapter.

Passed the House March 7, 1992.

Passed the Senate March 4, 1992.

Approved by the Governor April 2, 1992, with the exception of
certain items which were vetoed.

Filed in Office of Secretary of State April 2, 1992.

Note: Governor's explanation of partial veto is as follows:

"I am returning herewith, without my approval as to section 3,
Substitute House Bill No. 2660 entitled:

"AN ACT Relating to vehicle licenses."

In 1990, the legislature authorized counties to fix and impose a
vehicle license fee in addition to the fee charged by the state. In
1991, the legislature authorized county legislative authorities to
refund this fee to all senior citizens who were at least 61 years old
and who had household incomes of \$18,000 or less or who were physically
disabled. Section 3 was intended to change this refund mechanism to an
outright exemption. The eligibility requirements of this exemption are
established by reference to RCW 84.36.381, relating to senior citizen
property tax exemptions. Unfortunately, in drafting the section in
this manner, only those who own real property would be eligible for the
exemption. I urge the Department of Licensing and the affected
counties to remedy this oversight and submit the appropriate
legislation in the next session.

For this reason, I have vetoed section 3 of Substitute House Bill
No. 2660.

With the exception of section 3, Substitute House Bill No. 2660 is
approved."