

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 6089**

Chapter 194, Laws of 1994

53rd Legislature  
1994 Regular Session

COLLEGIATE LICENSE PLATES

EFFECTIVE DATE: 6/9/94

Passed by the Senate March 9, 1994  
YEAS 44 NAYS 0

JOEL PRITCHARD

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**President of the Senate**

Passed by the House March 9, 1994  
YEAS 97 NAYS 0

BRIAN EBERSOLE

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**Speaker of the  
House of Representatives**

Approved March 30, 1994

MIKE LOWRY

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**Governor of the State of Washington**

CERTIFICATE

I, Marty Brown, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 6089** as passed by the Senate and the House of Representatives on the dates hereon set forth.

MARTY BROWN

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**Secretary**

FILED

March 30, 1994 - 1:44 p.m.

**Secretary of State  
State of Washington**

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**SUBSTITUTE SENATE BILL 6089**

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AS RECOMMENDED BY THE CONFERENCE COMMITTEE

Passed Legislature - 1994 Regular Session

**State of Washington                      53rd Legislature                      1994 Regular Session**

**By** Senate Committee on Transportation (originally sponsored by Senators West, Bauer, A. Smith, Vognild, Talmadge, Nelson, Prince, Oke, Sutherland, Winsley, Sheldon, M. Rasmussen, Deccio, Erwin, Roach, Ludwig, Drew, Loveland, Sellar, Cantu, Morton and Skratek; by request of Washington State University)

Read first time 02/08/94.

1            AN ACT Relating to institutions of higher education collegiate  
2 license plates; amending RCW 46.16.301, 46.16.313, 46.16.332, and  
3 46.16.381; adding a new section to chapter 46.04 RCW; adding a new  
4 section to chapter 46.16 RCW; adding a new section to chapter 28B.10  
5 RCW; creating a new section; repealing RCW 46.16.323; and prescribing  
6 penalties.

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

8            NEW SECTION.    **Sec. 1.** A new section is added to chapter 46.04 RCW  
9 to read as follows:

10            "Collegiate license plates" means license plates that display a  
11 depiction of the name and mascot or symbol of a state university,  
12 regional university, or state college as defined in RCW 28B.10.016.

13            **Sec. 2.** RCW 46.16.301 and 1990 c 250 s 1 are each amended to read  
14 as follows:

15            (1) The department may create, design, and issue special license  
16 plates(~~(, upon terms and conditions as may be established by the~~  
17 ~~department,)) that may be used in lieu of regular or personalized  
18 license plates ((~~upon~~)) for motor vehicles required to display two~~

1 motor vehicle license plates, excluding vehicles registered under  
2 chapter 46.87 RCW, upon terms and conditions established by the  
3 department. The special plates may:

4 (a) Denote the age or type of vehicle; or ~~((may))~~

5 (b) Denote special activities or interests~~((  ))~~; or

6 (c) Denote the status, or contribution or sacrifice for the United  
7 States, the state of Washington, or the citizens of the state of  
8 Washington, of a registered owner of that vehicle; or

9 (d) Display a depiction of the name and mascot or symbol of a state  
10 university, regional university, or state college as defined in RCW  
11 28B.10.016.

12 (2) The department has the sole discretion to determine whether or  
13 not to create, design, or issue any series of special license plates  
14 and whether any ~~((activity,))~~ interest or status~~((  contribution, or~~  
15 ~~sacrifice))~~ merits the issuance of a series of special license plates.  
16 In making this determination, the department shall consider whether or  
17 not an ~~((activity or))~~ interest ~~((proposed))~~ or status contributes or  
18 has contributed significantly to the public health, safety, or welfare  
19 of the citizens of the United States or of this state or to their  
20 significant benefit, or whether the ~~((activity,))~~ interest~~((~~  
21 ~~contribution, or sacrifice))~~ or status is recognized by the United  
22 States, this state, or other states, in other settings or contexts.  
23 The department may also consider the potential number of persons who  
24 may be eligible for the plates and the cost and efficiency of producing  
25 limited numbers of the plates. The design of a special license plate  
26 shall conform to all requirements for plates for the type of vehicle  
27 for which it is issued, as provided elsewhere in this chapter.

28 NEW SECTION. Sec. 3. A new section is added to chapter 46.16 RCW  
29 to read as follows:

30 Effective January 1, 1995, a state university, regional university,  
31 or state college as defined in RCW 28B.10.016 may apply to the  
32 department, in a form prescribed by the department, and request the  
33 department to issue a series of collegiate license plates depicting the  
34 name and mascot or symbol of the college or university, as submitted  
35 and approved for use by the requesting institution.

36 Sec. 4. RCW 46.16.313 and 1990 c 250 s 4 are each amended to read  
37 as follows:

1       (1) The department may establish a fee for (~~the issuance of~~) each  
2 type of special license (~~plate or~~) plates issued under RCW  
3 46.16.301(1) (a), (b), or (c) in an amount calculated to offset the  
4 cost of production of the special license (~~plate or~~) plates and the  
5 administration of this program. The fee shall not exceed thirty-five  
6 dollars and is in addition to all other fees required to register and  
7 license the vehicle for which the plates have been requested. All such  
8 additional special license plate fees collected by the department shall  
9 be deposited in the state treasury and credited to the motor vehicle  
10 fund.

11       (2) In addition to all fees and taxes required to be paid upon  
12 application, registration, and renewal registration of a motor vehicle,  
13 the holder of a collegiate license plate shall pay a fee of thirty  
14 dollars. The department shall deduct an amount not to exceed two  
15 dollars of each fee collected under this subsection for administration  
16 and collection expenses incurred by it. The remaining proceeds, minus  
17 the cost of plate production, shall be remitted to the custody of the  
18 state treasurer with a proper identifying detailed report. The state  
19 treasurer shall credit the funds to the appropriate collegiate license  
20 plate fund as provided in section 7 of this act.

21       **Sec. 5.** RCW 46.16.332 and 1990 c 250 s 9 are each amended to read  
22 as follows:

23       (1) The director may adopt fees to be charged by the department for  
24 emblems issued by the department under RCW 46.16.319 (~~and 46.16.323~~)).

25       (2) The fee for each remembrance emblem issued under RCW 46.16.319  
26 shall be in an amount sufficient to offset the costs of production of  
27 remembrance emblems and the administration of that program by the  
28 department plus an amount for use by the department of veterans  
29 affairs, not to exceed a total fee of twenty-five dollars per emblem.  
30 (~~The fee for each special vehicle license plate emblem issued under~~  
31 ~~RCW 46.16.323 shall be an amount sufficient to offset the cost of~~  
32 ~~production of the emblems and of administering the special vehicle~~  
33 ~~license plate emblem program.))~~

34       (3) The veterans' emblem account is created in the custody of the  
35 state treasurer. All receipts by the department from the issuance of  
36 remembrance emblems under RCW 46.16.319 shall be deposited into this  
37 fund. Expenditures from the fund may be used only for the costs of  
38 production of remembrance emblems and administration of the program by

1 the department of licensing, with the balance used only by the  
2 department of veterans affairs for projects that pay tribute to those  
3 living veterans and to those who have died defending freedom in our  
4 nation's wars and conflicts and for the upkeep and operations of  
5 existing memorials, as well as for planning, acquiring land for, and  
6 constructing future memorials. Only the director of licensing, the  
7 director of veterans affairs, or their designees may authorize  
8 expenditures from the fund. The fund is subject to allotment  
9 procedures under chapter 43.88 RCW, but no appropriation is required  
10 for expenditures.

11 ~~((4) The special vehicle license plate emblem account is  
12 established in the state treasury. Fees collected by the department  
13 for emblems issued under RCW 46.16.323 shall be deposited into the  
14 special vehicle license plate emblem account to be used only to offset  
15 the costs of administering the special vehicle license plate emblem  
16 program.))~~

17 **Sec. 6.** RCW 46.16.381 and 1993 c 106 s 1 are each amended to read  
18 as follows:

19 (1) The director shall grant special parking privileges to any  
20 person who has a disability that limits or impairs the ability to walk  
21 and meets one of the following criteria, as determined by a licensed  
22 physician:

23 (a) Cannot walk two hundred feet without stopping to rest;

24 (b) Is severely limited in ability to walk due to arthritic,  
25 neurological, or orthopedic condition;

26 (c) Is so severely disabled, that the person cannot walk without  
27 the use of or assistance from a brace, cane, another person, prosthetic  
28 device, wheelchair, or other assistive device;

29 (d) Uses portable oxygen;

30 (e) Is restricted by lung disease to such an extent that forced  
31 expiratory respiratory volume, when measured by spirometry is less than  
32 one liter per second or the arterial oxygen tension is less than sixty  
33 mm/hg on room air at rest;

34 (f) Impairment by cardiovascular disease or cardiac condition to  
35 the extent that the person's functional limitations are classified as  
36 class III or IV under standards accepted by the American Heart  
37 Association; or

1 (g) Has a disability resulting from an acute sensitivity to  
2 automobile emissions which limits or impairs the ability to walk. The  
3 personal physician of the applicant shall document that the disability  
4 is comparable in severity to the others listed in this subsection.

5 (2) Persons who qualify for special parking privileges are entitled  
6 to receive from the department of licensing a removable windshield  
7 placard bearing the international symbol of access. The department  
8 shall design the placard to be displayed when the vehicle is parked by  
9 suspending it from the rearview mirror, or in the absence of a rearview  
10 mirror the card may be displayed on the dashboard of any vehicle used  
11 to transport the disabled person. Instead of regular motor vehicle  
12 license plates, disabled persons are entitled to receive special  
13 license plates bearing the international symbol of access for one  
14 vehicle registered in the disabled person's name. Disabled persons who  
15 are not issued the special license plates are entitled to receive a  
16 second special placard. Persons who have been issued the parking  
17 privileges and who are using a vehicle or are riding in a vehicle  
18 displaying the special license plates or placard may park in places  
19 reserved for mobility disabled persons. The director shall adopt rules  
20 providing for the issuance of special placards and license plates to  
21 public transportation authorities, nursing homes licensed under chapter  
22 18.51 RCW, boarding homes licensed under chapter 18.20 RCW, senior  
23 citizen centers, ~~((and))~~ private nonprofit agencies as defined in  
24 chapter 24.03 RCW, and vehicles registered with the department as  
25 cabulances that regularly transport disabled persons who have been  
26 determined eligible for special parking privileges provided under this  
27 section. The director may issue special license plates for a vehicle  
28 registered in the name of the public transportation authority, nursing  
29 home, boarding homes, senior citizen center, ~~((or))~~ private nonprofit  
30 agency, or cabulance service if the vehicle is primarily used to  
31 transport persons with disabilities described in this section. Public  
32 transportation authorities, nursing homes, boarding homes, senior  
33 citizen centers, ~~((and))~~ private nonprofit agencies, and cabulance  
34 services are responsible for insuring that the special placards and  
35 license plates are not used improperly and are responsible for all  
36 fines and penalties for improper use.

37 (3) Whenever the disabled person transfers or assigns his or her  
38 interest in the vehicle, the special license plates shall be removed  
39 from the motor vehicle. If another vehicle is acquired by the disabled

1 person and the vehicle owner qualifies for a special plate, the plate  
2 shall be attached to the vehicle, and the director shall be immediately  
3 notified of the transfer of the plate. If another vehicle is not  
4 acquired by the disabled person, the removed plate shall be immediately  
5 surrendered to the director.

6 (4) The special license plate shall be renewed in the same manner  
7 and at the time required for the renewal of regular motor vehicle  
8 license plates under this chapter. No special license plate may be  
9 issued to a person who is temporarily disabled. A person who has a  
10 condition expected to improve within six months may be issued a  
11 temporary placard for a period not to exceed six months. The director  
12 may issue a second temporary placard during that period if requested by  
13 the person who is temporarily disabled. If the condition exists after  
14 six months a new temporary placard shall be issued upon receipt of a  
15 new certification from the disabled person's physician. The parking  
16 placard of a disabled person shall be renewed, when required by the  
17 director, by satisfactory proof of the right to continued use of the  
18 privileges.

19 (5) Additional fees shall not be charged for the issuance of the  
20 special placards. No additional fee may be charged for the issuance of  
21 the special license plates except the regular motor vehicle  
22 registration fee and any other fees and taxes required to be paid upon  
23 registration of a motor vehicle.

24 (6) Any unauthorized use of the special placard or the special  
25 license plate is a misdemeanor.

26 (7) It is a traffic infraction, with a monetary penalty of fifty  
27 dollars for any person to park a vehicle in a parking place provided on  
28 private property without charge or on public property reserved for  
29 physically disabled persons without a special license plate or placard.  
30 If a person is charged with a violation, the person shall not be  
31 determined to have committed an infraction if the person produces in  
32 court or before the court appearance the special license plate or  
33 placard required under this section. A local jurisdiction providing  
34 on-street parking places reserved for physically disabled persons may  
35 impose by ordinance time restrictions on the use of these parking  
36 places.

37 (8) The portion of a penalty imposed under subsection (7) of this  
38 section that is retained by a local jurisdiction under RCW 3.46.120,  
39 3.50.100, 3.62.020, 3.62.040, or 35.20.220 shall be used by that local

1 jurisdiction exclusively for law enforcement. The court may also  
2 impose an additional penalty sufficient to reimburse the local  
3 jurisdiction for any costs it may have incurred in removal and storage  
4 of the improperly parked vehicle.

5 (9) It is a misdemeanor for any person to willfully obtain a  
6 special license plate or placard in a manner other than that  
7 established under this section.

8 NEW SECTION. **Sec. 7.** A new section is added to chapter 28B.10 RCW  
9 to read as follows:

10 A collegiate license plate fund is established in the custody of  
11 the state treasurer for each college or university with a collegiate  
12 license plate program approved by the department under section 3 of  
13 this act. All receipts from collegiate license plates authorized under  
14 RCW 46.16.301 shall be deposited in the appropriate local college or  
15 university nonappropriated, nonallotted fund. Expenditures from the  
16 funds may be used only for student scholarships. Only the president of  
17 the college or university or the president's designee may authorize  
18 expenditures from the fund.

19 NEW SECTION. **Sec. 8.** By January 1, 1996, the department of  
20 licensing shall report to the legislative transportation committee  
21 regarding the number of colleges or universities issued a collegiate  
22 license plate series, and the total number of collegiate plates issued  
23 for each participating college or university.

24 NEW SECTION. **Sec. 9.** RCW 46.16.323 and 1990 c 250 s 7 are each  
25 repealed.

Passed the Senate March 9, 1994.

Passed the House March 9, 1994.

Approved by the Governor March 30, 1994.

Filed in Office of Secretary of State March 30, 1994.