
ENGROSSED SUBSTITUTE SENATE BILL 6309

State of Washington

53rd Legislature

1994 Regular Session

By Senate Committee on Transportation (originally sponsored by Senators Vognild and Sellar; by request of Washington State Patrol)

Read first time 02/08/94.

1 AN ACT Relating to state patrol funding; amending RCW 46.16.060,
2 46.16.070, 46.68.030, 46.68.035, 46.70.061, and 82.44.020; reenacting
3 and amending RCW 82.44.110; providing an effective date; and providing
4 for submission of this act to a vote of the people.

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

6 **Sec. 1.** RCW 46.16.060 and 1992 c 216 s 4 are each amended to read
7 as follows:

8 ~~((+1))~~ Except for vehicles already so taxed in RCW 46.16.070 and
9 46.16.085 or as otherwise specifically provided by law for the
10 licensing of vehicles, there shall be paid and collected annually for
11 each registration year or fractional part thereof and upon each
12 vehicle, except vehicles registered to nonresident military personnel,
13 enrolled members of an Indian tribe located within this state, rental
14 vehicles, or as ride sharing vehicles, a license fee of seven dollars
15 and forty cents. However, if the vehicle was previously licensed in
16 this state and has not been registered in another jurisdiction in the
17 intervening period, the renewal license fee is three dollars and forty
18 cents. There shall be paid and collected annually for each
19 registration year or fractional part thereof and upon each vehicle

1 registered to nonresident military personnel, enrolled members of an
2 Indian tribe located within this state, rental vehicles, or as ride
3 sharing vehicles a license fee of (~~twenty-three dollars, but effective~~
4 ~~with initial motor vehicle registrations that expire in January, 1989,~~
5 ~~and thereafter, the license fee shall be twenty-seven~~) twenty-seven
6 dollars and seventy-five cents; however, if the vehicle was previously
7 licensed in this state and has not been registered in another
8 jurisdiction in the intervening period, the renewal license fee shall
9 be (~~nineteen dollars, but effective with vehicle license renewals that~~
10 ~~expire in January, 1989, and thereafter, the renewal license fee shall~~
11 ~~be~~) twenty-three dollars and seventy-five cents. On all new and
12 renewal license fees, an additional fifty cents shall be collected and
13 remitted to the department for deposit into the department of licensing
14 services account of the motor vehicle fund. The proceeds of such fees
15 shall be distributed in accordance with RCW 46.68.030. The fee for
16 licensing each house-moving dolly which is used exclusively for moving
17 buildings or homes on the highway under special permit as provided for
18 in chapter 46.44 RCW shall be (~~twenty-five dollars, but effective with~~
19 ~~licenses that expire in January, 1989, and thereafter, the fee shall be~~
20 ~~twenty-nine~~) nine dollars and (~~seventy-five~~) forty cents, and no
21 other fee shall be charged for the load carried thereon.

22 (~~(2) The department of licensing, county auditors, and other~~
23 ~~authorized agents shall collect for any registration year any increase~~
24 ~~in the fees authorized by this section for the months of that~~
25 ~~registration year in which any such increase is effective in the same~~
26 ~~manner and at the same time as such fees for that registration year~~
27 ~~would otherwise be collected as provided by law.~~)

28 **Sec. 2.** RCW 46.16.070 and 1993 sp.s. c 23 s 60 are each amended to
29 read as follows:

30 (1) In lieu of all other vehicle licensing fees, unless
31 specifically exempt, and in addition to the excise tax prescribed in
32 chapter 82.44 RCW and the mileage fees prescribed for buses and stages
33 in RCW 46.16.125, there shall be paid and collected annually for each
34 motor truck, truck tractor, road tractor, tractor, bus, auto stage, or
35 for hire vehicle with seating capacity of more than six, based upon the
36 declared combined gross weight or declared gross weight thereof
37 pursuant to the provisions of chapter 46.44 RCW, the following
38 licensing fees by such gross weight:

1	4,000 lbs.		\$	((37.00))	<u>40.00</u>
2	6,000 lbs.		\$	((44.00))	<u>47.00</u>
3	8,000 lbs.		\$	((55.00))	<u>58.00</u>
4	10,000 lbs.		\$	((62.00))	<u>69.00</u>
5	12,000 lbs.		\$	((72.00))	<u>79.00</u>
6	14,000 lbs.		\$	((82.00))	<u>89.00</u>
7	16,000 lbs.		\$	((92.00))	<u>99.00</u>
8	18,000 lbs.		\$	((137.00))	<u>144.00</u>
9	20,000 lbs.		\$	((152.00))	<u>159.00</u>
10	22,000 lbs.		\$	((164.00))	<u>171.00</u>
11	24,000 lbs.		\$	((177.00))	<u>184.00</u>
12	26,000 lbs.		\$	((187.00))	<u>194.00</u>
13	28,000 lbs.		\$	((220.00))	<u>227.00</u>
14	30,000 lbs.		\$	((253.00))	<u>260.00</u>
15	32,000 lbs.		\$	((304.00))	<u>311.00</u>
16	34,000 lbs.		\$	((323.00))	<u>330.00</u>
17	36,000 lbs.		\$	((350.00))	<u>357.00</u>
18	38,000 lbs.		\$	((384.00))	<u>391.00</u>
19	40,000 lbs.		\$	((439.00))	<u>446.00</u>
20	42,000 lbs.		\$	((546.00))	<u>553.00</u>
21	44,000 lbs.		\$	((556.00))	<u>563.00</u>
22	46,000 lbs.		\$	((591.00))	<u>598.00</u>
23	48,000 lbs.		\$	((612.00))	<u>619.00</u>
24	50,000 lbs.		\$	((656.00))	<u>663.00</u>
25	52,000 lbs.		\$	((685.00))	<u>692.00</u>
26	54,000 lbs.		\$	((732.00))	<u>739.00</u>
27	56,000 lbs.		\$	((767.00))	<u>774.00</u>
28	58,000 lbs.		\$	((794.00))	<u>801.00</u>
29	60,000 lbs.		\$	((840.00))	<u>847.00</u>
30	62,000 lbs.		\$	((894.00))	<u>901.00</u>
31	64,000 lbs.		\$	((912.00))	<u>919.00</u>
32	66,000 lbs.		\$	((1,005.00))	<u>1,012.00</u>
33	68,000 lbs.		\$	((1,044.00))	<u>1,051.00</u>
34	70,000 lbs.		\$	((1,117.00))	<u>1,124.00</u>
35	72,000 lbs.		\$	((1,188.00))	<u>1,195.00</u>
36	74,000 lbs.		\$	((1,283.00))	<u>1,290.00</u>
37	76,000 lbs.		\$	((1,379.00))	<u>1,386.00</u>
38	78,000 lbs.		\$	((1,497.00))	<u>1,504.00</u>
39	80,000 lbs.		\$	((1,608.00))	<u>1,615.00</u>

1	82,000 lbs.	\$ ((1,713.00))	<u>1,720.00</u>
2	84,000 lbs.	\$ ((1,818.00))	<u>1,825.00</u>
3	86,000 lbs.	\$ ((1,923.00))	<u>1,930.00</u>
4	88,000 lbs.	\$ ((2,028.00))	<u>2,035.00</u>
5	90,000 lbs.	\$ ((2,133.00))	<u>2,140.00</u>
6	92,000 lbs.	\$ ((2,238.00))	<u>2,245.00</u>
7	94,000 lbs.	\$ ((2,343.00))	<u>2,350.00</u>
8	96,000 lbs.	\$ ((2,448.00))	<u>2,455.00</u>
9	98,000 lbs.	\$ ((2,553.00))	<u>2,560.00</u>
10	100,000 lbs.	\$ ((2,658.00))	<u>2,665.00</u>
11	102,000 lbs.	\$ ((2,763.00))	<u>2,770.00</u>
12	104,000 lbs.	\$ ((2,868.00))	<u>2,875.00</u>
13	105,500 lbs.	\$ ((2,973.00))	<u>2,980.00</u>

14 The fees in the above table are effective beginning with vehicle
15 license renewals that expire in January 1996. Every motor truck, truck
16 tractor, and tractor exceeding 6,000 pounds empty scale weight
17 registered under chapter 46.16, 46.87, or 46.88 RCW shall be licensed
18 for not less than one hundred fifty percent of its empty weight unless
19 the amount would be in excess of the legal limits prescribed for such
20 a vehicle in RCW 46.44.041 or 46.44.042, in which event the vehicle
21 shall be licensed for the maximum weight authorized for such a vehicle.

22 The following provisions apply when increasing gross or combined
23 gross weight for a vehicle licensed under this section:

24 (a) The new license fee will be one-twelfth of the fee listed above
25 for the new gross weight, multiplied by the number of months remaining
26 in the period for which licensing fees have been paid, including the
27 month in which the new gross weight is effective.

28 (b) Upon surrender of the current certificate of registration or
29 cab card, the new licensing fees due shall be reduced by the amount of
30 the licensing fees previously paid for the same period for which new
31 fees are being charged.

32 (2) The proceeds from the fees collected under subsection (1) of
33 this section shall be distributed in accordance with RCW 46.68.035.

34 **Sec. 3.** RCW 46.68.030 and 1990 c 42 s 109 are each amended to read
35 as follows:

36 Except for proceeds from fees for vehicle licensing for vehicles
37 paying such fees under RCW 46.16.070 and 46.16.085, and as otherwise
38 provided for in chapter 46.16 RCW, all fees received by the director

1 for vehicle licenses under the provisions of chapter 46.16 RCW shall be
2 forwarded to the state treasurer, accompanied by a proper identifying
3 detailed report, and be deposited to the credit of the motor vehicle
4 fund, except that the proceeds from the vehicle license fee and renewal
5 license fee shall be deposited by the state treasurer as
6 (~~hereinafter~~) provided in this section. (~~After July 1, 1981,~~) That
7 portion of each vehicle license fee in excess of \$7.40 and that portion
8 of each renewal license fee in excess of \$3.40 shall be deposited in
9 the state patrol highway account in the motor vehicle fund, hereby
10 created. Vehicle license fees, renewal license fees, motor vehicle
11 excise taxes, and all other funds in the state patrol highway account
12 shall be for the sole use of the Washington state patrol for highway
13 activities of the Washington state patrol, subject to proper
14 appropriations (~~and reappropriations therefor, for any fiscal biennium~~
15 ~~after June 30, 1981, and~~). Twenty-seven and three-tenths percent of
16 the proceeds from \$7.40 of each vehicle license fee and \$3.40 of each
17 renewal license fee shall be deposited each biennium in the Puget Sound
18 ferry operations account. Any remaining amounts of vehicle license
19 fees and renewal license fees that are not deposited in the Puget Sound
20 ferry operations account shall be deposited in the motor vehicle fund.

21 **Sec. 4.** RCW 46.68.035 and 1993 c 102 s 7 are each amended to read
22 as follows:

23 All proceeds from combined vehicle licensing fees received by the
24 director for vehicles licensed under RCW 46.16.070 and 46.16.085 shall
25 be forwarded to the state treasurer to be distributed into accounts
26 according to the following method:

27 (1) The sum of two dollars for each vehicle shall be deposited into
28 the highway safety fund, except that for each vehicle registered by a
29 county auditor or agent to a county auditor pursuant to RCW 46.01.140,
30 the sum of two dollars shall be credited to the current county expense
31 fund.

32 (2) The remainder shall be distributed as follows:

33 (a) (~~23.677~~) 29.587 percent shall be deposited into the state
34 patrol highway account of the motor vehicle fund;

35 (b) (~~1.521~~) 1.403 percent shall be deposited into the Puget Sound
36 ferry operations account of the motor vehicle fund; and

37 (c) The remaining proceeds shall be deposited into the motor
38 vehicle fund.

1 Sec. 5. RCW 46.70.061 and 1990 c 250 s 65 are each amended to read
2 as follows:

3 (1) The annual fees for original licenses issued for twelve
4 consecutive months from the date of issuance under this chapter shall
5 be:

6 (a) Vehicle dealers, principal place of business for each and
7 every license classification: Five hundred dollars;

8 (b) Vehicle dealers, each subagency: fifty dollars;
9 temporary subagency: twenty-five dollars;

10 (c) Vehicle manufacturers: Five hundred dollars.

11 (2) The annual fee for renewal of any license issued pursuant to
12 this chapter shall be:

13 (a) Vehicle dealers, principal place of business for each and
14 every license classification: Two hundred fifty dollars;

15 (b) Vehicle dealers, each and every subagent: Twenty-five
16 dollars;

17 (c) Vehicle manufacturers: Two hundred fifty dollars.

18 If any licensee fails or neglects to apply for such renewal within
19 thirty days after the expiration of the license, or assigned renewal
20 date under a staggered licensing system, the license shall be declared
21 canceled by the director, in which case the licensee will be required
22 to apply for an original license and pay the fee required for the
23 original license.

24 (3) The fee for the transfer to another location of any license
25 classification issued pursuant to this chapter shall be twenty-five
26 dollars.

27 (4) The fee for original vehicle dealer license plates shall be
28 thirty-one dollars and thirty-five cents and manufacturer license
29 plates shall be ~~((the amount required by law for vehicle license plats,~~
30 ~~exclusive of excise tax, except those specified in RCW 82.44.030, and~~
31 ~~gross weight and tonnage fees))~~ thirty-two dollars and eighty-five
32 cents. The fee for renewal vehicle dealer license plates and
33 manufacturer license plates shall be twenty-five dollars and eighty
34 five cents.

35 (5) All fees collected under this chapter shall be deposited in
36 the state treasury and credited to the motor vehicle fund.

37 (6) The fees prescribed in this section are in addition to any
38 excise taxes imposed by chapter 82.44 RCW.

1 **Sec. 6.** RCW 82.44.020 and 1993 sp.s. c 23 s 61 are each amended to
2 read as follows:

3 (1) An excise tax is imposed for the privilege of using in the
4 state any motor vehicle, except those operated under reciprocal
5 agreements, the provisions of RCW 46.16.160 (~~as now or hereafter~~
6 ~~amended~~), or dealer's licenses. The annual amount of such excise tax
7 shall be two percent of the value of such vehicle.

8 (2) An additional excise tax is imposed, in addition to any other
9 tax imposed by this section, for the privilege of using in the state
10 any such motor vehicle, and the annual amount of such additional excise
11 shall be two-tenths of one percent of the value of such vehicle.

12 (3) (~~Effective with October 1992 motor vehicle registration~~
13 ~~expirations,~~) A clean air excise tax is imposed in addition to any
14 other tax imposed by this section for the privilege of using in the
15 state any motor vehicle ((as defined in RCW 82.44.010)), except
16 ((that)) for farm vehicles as defined in RCW 46.04.181 ((shall not be
17 subject to the tax imposed by this subsection)). The annual amount of
18 the additional excise tax shall be two dollars (~~and twenty five cents.~~
19 ~~Effective with July 1994 motor vehicle registration expirations,~~ the
20 ~~annual amount of additional excise tax shall be two dollars)).~~

21 (4) An additional excise tax is imposed on truck-type power units,
22 except power units used exclusively for hauling logs, that are used in
23 combination with a trailer to transport loads in excess of forty
24 thousand pounds combined gross weight. The annual amount of such
25 additional excise tax shall be fifty-eight one-hundredths of one
26 percent of the value of the vehicle.

27 The department shall distribute the additional tax collected under
28 this subsection as follows:

29 (a) For each trailing unit subject to subsection (~~((5))~~) (6) of
30 this section, an amount equal to the clean air excise tax prescribed in
31 subsection (3) of this section shall be distributed in the manner
32 prescribed in RCW 82.44.110(3);

33 (b) Of the remainder of the additional excise tax collected under
34 this subsection, ten percent shall be distributed in the manner
35 prescribed in RCW 82.44.110(2) and ninety percent shall be distributed
36 in the manner prescribed in RCW 82.44.110(1). (~~This tax shall not~~
37 ~~apply to power units used exclusively for hauling logs.~~)

38 (5) An additional excise tax is imposed, effective beginning with
39 motor vehicle registrations purchased to expire in January 1996 for

1 vehicles licensed under RCW 46.16.060, in addition to any other tax
2 imposed by this section, for the privilege of using in the state any
3 such motor vehicle, and the amount of such additional excise tax shall
4 be thirty-seven one-hundredths of one percent of the value of the motor
5 vehicle.

6 (6) The excise taxes imposed by subsections (1) through (3) of this
7 section shall not apply to trailing units which are used in combination
8 with a power unit subject to the additional excise tax imposed by
9 subsection (4) of this section. This subsection shall not apply to
10 trailing units used for hauling logs.

11 ~~((6+))~~ (7) In no case shall the total tax be less than two dollars
12 except for proportionally registered vehicles.

13 ~~((7+))~~ (8) Washington residents, as defined in RCW 46.16.028, who
14 license motor vehicles in another state or foreign country and avoid
15 Washington motor vehicle excise taxes are liable for such unpaid excise
16 taxes. The department of revenue may assess and collect the unpaid
17 excise taxes under chapter 82.32 RCW, including the penalties and
18 interest provided therein.

19 **Sec. 7.** RCW 82.44.110 and 1993 sp.s. c 21 s 7 and 1993 c 492 s 253
20 are each reenacted and amended to read as follows:

21 The county auditor shall regularly, when remitting license fee
22 receipts, pay over and account to the director of licensing for the
23 excise taxes collected under the provisions of this chapter. The
24 director shall forthwith transmit the excise taxes to the state
25 treasurer.

26 (1) The state treasurer shall deposit the excise taxes collected
27 under RCW 82.44.020(1) as follows:

28 (a) 1.60 percent into the motor vehicle fund to defray
29 administrative and other expenses incurred by the department in the
30 collection of the excise tax.

31 (b) 8.15 percent into the Puget Sound capital construction account
32 in the motor vehicle fund.

33 (c) 4.07 percent into the Puget Sound ferry operations account in
34 the motor vehicle fund.

35 (d) 5.88 percent into the general fund to be distributed under RCW
36 82.44.155.

37 (e) 4.75 percent into the municipal sales and use tax equalization
38 account in the general fund created in RCW 82.14.210.

1 (f) 1.60 percent into the county sales and use tax equalization
2 account in the general fund created in RCW 82.14.200.

3 (g) 62.6440 percent into the general fund through June 30, 1995,
4 and 57.6440 percent into the general fund beginning July 1, 1995.

5 (h) 5 percent into the transportation fund created in RCW 82.44.180
6 beginning July 1, 1995.

7 (i) 5.9686 percent into the county criminal justice assistance
8 account created in RCW 82.14.310.

9 (j) 1.1937 percent into the municipal criminal justice assistance
10 account for distribution under RCW 82.14.320.

11 (k) 1.1937 percent into the municipal criminal justice assistance
12 account for distribution under RCW 82.14.330.

13 (l) 2.95 percent into the general fund to be distributed by the
14 state treasurer to county health departments to be used exclusively for
15 public health. The state treasurer shall distribute these funds
16 proportionately among the counties based on population as determined by
17 the most recent United States census.

18 Notwithstanding (i) through (k) of this subsection, no more than
19 sixty million dollars shall be deposited into the accounts specified in
20 (i) through (k) of this subsection for the period January 1, 1994,
21 through June 30, 1995. For the fiscal year ending June 30, 1998, and
22 for each fiscal year thereafter, the amounts deposited into the
23 accounts specified in (i) through (k) of this subsection shall not
24 increase by more than the amounts deposited into those accounts in the
25 previous fiscal year increased by the implicit price deflator for the
26 previous fiscal year. Any revenues in excess of this amount shall be
27 deposited into the general fund.

28 (2) The state treasurer shall deposit the excise taxes collected
29 under RCW 82.44.020(2) into the transportation fund.

30 (3) The state treasurer shall deposit the excise tax imposed by RCW
31 82.44.020(3) into the air pollution control account created by RCW
32 70.94.015.

33 (4) The state treasurer shall deposit the excise tax collected
34 under RCW 82.44.020(5) into the state patrol highway account, except
35 the tax so paid by residents of those counties composed entirely of
36 islands and that have neither a fixed physical connection with the
37 mainland nor any state highways on any of the islands of which they are
38 composed, shall be paid into the motor vehicle fund of the state of
39 Washington and shall monthly, as they accrue, be paid to the county

1 treasurer of each such a county to be disbursed as provided in RCW
2 46.68.080.

3 NEW SECTION. **Sec. 8.** This act takes effect January 1, 1995.

4 NEW SECTION. **Sec. 9.** In the event that any court enters a final
5 order invalidating or remanding any section or sections of this act on
6 the grounds that it does not comply with chapter 2, section 13, laws of
7 1994, it is the intent of the legislature that this measure be
8 submitted to the people for their adoption, ratification, or rejection,
9 at the next succeeding general election to be held in this state, in
10 accordance with Article II, section 1 of the state Constitution, as
11 amended, and the laws adopted to facilitate the operation thereof.

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