

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1254

59th Legislature
2005 Regular Session

Passed by the House April 20, 2005
Yeas 89 Nays 6

Speaker of the House of Representatives

Passed by the Senate April 8, 2005
Yeas 43 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1254** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

HOUSE BILL 1254

AS AMENDED BY THE SENATE

Passed Legislature - 2005 Regular Session

State of Washington 59th Legislature 2005 Regular Session

By Representatives Wood, Jarrett, Simpson, B. Sullivan, Wallace, Kilmer, Hankins, Haler, Hunter, Morrell, Lovick, Nixon and Ormsby

Read first time 01/19/2005. Referred to Committee on Transportation.

1 AN ACT Relating to the "share the road" special license plate to
2 commemorate Cooper Jones; amending RCW 46.16.333; reenacting and
3 amending RCW 46.16.313 and 43.59.150; adding new sections to chapter
4 46.16 RCW; adding a new section to chapter 46.04 RCW; and providing an
5 effective date.

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

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 46.16 RCW
8 to read as follows:

9 (1) The legislature recognizes that the "Share the Road" license
10 plate has been reviewed by the special license plate review board under
11 RCW 46.16.725, and found to fully comply with RCW 46.16.715 through
12 46.16.775.

13 (2) The department shall issue a special license plate displaying
14 a symbol or artwork, approved by the special license plate review board
15 and the legislature, recognizing an organization that promotes bicycle
16 safety and awareness education. The special license plate may be used
17 in lieu of regular or personalized license plates for vehicles required
18 to display one or two vehicle license plates, excluding vehicles

1 registered under chapter 46.87 RCW, upon terms and conditions
2 established by the department. The special plates will commemorate the
3 life of Cooper Jones.

4 NEW SECTION. **Sec. 2.** A new section is added to chapter 46.04 RCW
5 to read as follows:

6 "Share the Road license plates" means license plates that
7 commemorate the life of Cooper Jones and display a symbol of an
8 organization that promote bicycle safety and awareness education in
9 communities throughout Washington.

10 **Sec. 3.** RCW 46.16.313 and 2004 c 221 s 3, 2004 c 48 s 3, and 2004
11 c 35 s 3 are each reenacted and amended to read as follows:

12 (1) The department may establish a fee of no more than forty
13 dollars for each type of special license plates issued under RCW
14 46.16.301(1) (a), (b), or (c), as existing before amendment by section
15 5, chapter 291, Laws of 1997, in an amount calculated to offset the
16 cost of production of the special license plates and the administration
17 of this program. This fee is in addition to all other fees required to
18 register and license the vehicle for which the plates have been
19 requested. All such additional special license plate fees collected by
20 the department shall be deposited in the state treasury and credited to
21 the motor vehicle fund.

22 (2) In addition to all fees and taxes required to be paid upon
23 application and registration of a motor vehicle, the holder of a
24 collegiate license plate shall pay an initial fee of forty dollars.
25 The department shall deduct an amount not to exceed twelve dollars of
26 each fee collected under this subsection for administration and
27 collection expenses incurred by it. The remaining proceeds shall be
28 remitted to the custody of the state treasurer with a proper
29 identifying detailed report. The state treasurer shall credit the
30 funds to the appropriate collegiate license plate fund as provided in
31 RCW 28B.10.890.

32 (3) In addition to all fees and taxes required to be paid upon
33 renewal of a motor vehicle registration, the holder of a collegiate
34 license plate shall pay a fee of thirty dollars. The department shall
35 deduct an amount not to exceed two dollars of each fee collected under
36 this subsection for administration and collection expenses incurred by

1 it. The remaining proceeds shall be remitted to the custody of the
2 state treasurer with a proper identifying detailed report. The state
3 treasurer shall credit the funds to the appropriate collegiate license
4 plate fund as provided in RCW 28B.10.890.

5 (4) In addition to all fees and taxes required to be paid upon
6 application and registration of a motor vehicle, the holder of a
7 special baseball stadium license plate shall pay an initial fee of
8 forty dollars. The department shall deduct an amount not to exceed
9 twelve dollars of each fee collected under this subsection for
10 administration and collection expenses incurred by it. The remaining
11 proceeds, minus the cost of plate production, shall be distributed to
12 a county for the purpose of paying the principal and interest payments
13 on bonds issued by the county to construct a baseball stadium, as
14 defined in RCW 82.14.0485, including reasonably necessary
15 preconstruction costs, while the taxes are being collected under RCW
16 82.14.360. After this date, the state treasurer shall credit the funds
17 to the state general fund.

18 (5) In addition to all fees and taxes required to be paid upon
19 renewal of a motor vehicle registration, the holder of a special
20 baseball stadium license plate shall pay a fee of thirty dollars. The
21 department shall deduct an amount not to exceed two dollars of each fee
22 collected under this subsection for administration and collection
23 expenses incurred by it. The remaining proceeds shall be distributed
24 to a county for the purpose of paying the principal and interest
25 payments on bonds issued by the county to construct a baseball stadium,
26 as defined in RCW 82.14.0485, including reasonably necessary
27 preconstruction costs, while the taxes are being collected under RCW
28 82.14.360. After this date, the state treasurer shall credit the funds
29 to the state general fund.

30 (6) Effective with vehicle registrations due or to become due on
31 January 1, 2005, in addition to all fees and taxes required to be paid
32 upon application and registration of a vehicle, the holder of a
33 professional fire fighters and paramedics license plate shall pay an
34 initial fee of forty dollars. The department shall deduct an amount
35 not to exceed twelve dollars of each fee collected under this
36 subsection for administration and collection expenses incurred by it.
37 The remaining proceeds must be remitted to the custody of the state
38 treasurer with a proper identifying detailed report. Under RCW

1 46.16.755, the state treasurer shall credit the proceeds to the motor
2 vehicle account until the department determines that the state has been
3 reimbursed for the cost of implementing the professional fire fighters
4 and paramedics license plates. Upon the determination by the
5 department that the state has been reimbursed, the treasurer shall
6 credit the proceeds to the Washington State Council of Fire Fighters
7 benevolent fund established under RCW 46.16.30902.

8 (7) Effective with annual renewals due or to become due on January
9 1, 2006, in addition to all fees and taxes required to be paid upon
10 renewal of a vehicle registration, the holder of a professional fire
11 fighters and paramedics license plate shall, upon application, pay a
12 fee of thirty dollars. The department shall deduct an amount not to
13 exceed two dollars of each fee collected under this subsection for
14 administration and collection expenses incurred by it. The remaining
15 proceeds must be remitted to the custody of the state treasurer with a
16 proper identifying detailed report. Under RCW 46.16.755, the state
17 treasurer shall credit the proceeds to the motor vehicle account until
18 the department determines that the state has been reimbursed for the
19 cost of implementing the professional fire fighters and paramedics
20 special license plate. Upon the determination by the department that
21 the state has been reimbursed, the treasurer shall credit the proceeds
22 to the Washington State Council of Fire Fighters benevolent fund
23 established under RCW 46.16.30902.

24 (8) Effective with vehicle registrations due or to become due on
25 November 1, 2004, in addition to all fees and taxes required to be paid
26 upon application and registration of a vehicle, the holder of a
27 "Helping Kids Speak" license plate shall pay an initial fee of forty
28 dollars. The department shall deduct an amount not to exceed twelve
29 dollars of each fee collected under this subsection for administration
30 and collection expenses incurred by it. The remaining proceeds must be
31 remitted to the custody of the state treasurer with a proper
32 identifying detailed report. Pursuant to RCW 46.16.755, the state
33 treasurer shall credit the proceeds to the motor vehicle account until
34 the department determines that the state has been reimbursed for the
35 cost of implementing the "Helping Kids Speak" special license plate.
36 Upon the determination by the department that the state has been
37 reimbursed, the treasurer shall credit the proceeds to the "Helping
38 Kids Speak" account established under RCW 46.16.30904.

1 (9) Effective with annual renewals due or to become due on November
2 1, 2005, in addition to all fees and taxes required to be paid upon
3 renewal of a vehicle registration, the holder of a "Helping Kids Speak"
4 license plate shall, upon application, pay a fee of thirty dollars.
5 The department shall deduct an amount not to exceed two dollars of each
6 fee collected under this subsection for administration and collection
7 expenses incurred by it. The remaining proceeds must be remitted to
8 the custody of the state treasurer with a proper identifying detailed
9 report. Pursuant to RCW 46.16.755, the state treasurer shall credit
10 the proceeds to the motor vehicle account until the department
11 determines that the state has been reimbursed for the cost of
12 implementing the "Helping Kids Speak" special license plate. Upon the
13 determination by the department that the state has been reimbursed, the
14 treasurer shall credit the proceeds to the "Helping Kids Speak" account
15 established under RCW 46.16.30904.

16 (10) Effective with vehicle registrations due or to become due on
17 January 1, 2005, in addition to all fees and taxes required to be paid
18 upon application and registration of a vehicle, the holder of a "law
19 enforcement memorial" license plate shall pay an initial fee of forty
20 dollars. The department shall deduct an amount not to exceed twelve
21 dollars of each fee collected under this subsection for administration
22 and collection expenses incurred by it. The remaining proceeds shall
23 be remitted to the custody of the state treasurer with a proper
24 identifying detailed report. Pursuant to RCW 46.16.755, the state
25 treasurer shall credit the proceeds to the motor vehicle account until
26 the department determines that the state has been reimbursed for the
27 cost of implementing the law enforcement memorial special license
28 plate. Upon the determination by the department that the state has
29 been reimbursed, the treasurer shall credit the proceeds to the law
30 enforcement memorial account established under RCW 46.16.30906.

31 (11) Effective with annual renewals due or to become due on January
32 1, 2006, in addition to all fees and taxes required to be paid upon
33 renewal of a vehicle registration, the holder of a "law enforcement
34 memorial" license plate shall, upon application, pay a fee of thirty
35 dollars. The department shall deduct an amount not to exceed two
36 dollars of each fee collected under this subsection for administration
37 and collection expenses incurred by it. The remaining proceeds shall
38 be remitted to the custody of the state treasurer with a proper

1 identifying detailed report. Pursuant to RCW 46.16.755, the state
2 treasurer shall credit the proceeds to the motor vehicle account until
3 the department determines that the state has been reimbursed for the
4 cost of implementing the law enforcement memorial special license
5 plate. Upon the determination by the department that the state has
6 been reimbursed, the treasurer shall credit the proceeds to the law
7 enforcement memorial account established under RCW 46.16.30906.

8 (12)(a) Effective with vehicle registrations due or to become due
9 on or after January 1, 2006, in addition to all fees and taxes required
10 to be paid upon application and registration of a vehicle, the holder
11 of a "Share the Road" license plate shall pay an initial fee of forty
12 dollars. The department shall deduct an amount not to exceed twelve
13 dollars of each fee collected under this subsection for administration
14 and collection expenses incurred by it. The remaining proceeds must be
15 remitted to the custody of the state treasurer with a proper
16 identifying detailed report. Under RCW 46.16.755, the state treasurer
17 shall credit the proceeds to the motor vehicle account until the
18 department determines that the state has been reimbursed for the cost
19 of implementing the "Share the Road" license plate. Upon determination
20 by the department that the state has been reimbursed, the treasurer
21 shall credit the proceeds to the "Share the Road" account established
22 under section 4 of this act.

23 (b) Effective with annual renewals due or to become due on or after
24 January 1, 2007, in addition to all fees and taxes required to be paid
25 upon renewal of a vehicle registration, the holder of a "Share the
26 Road" license plate shall, upon application, pay a fee of thirty
27 dollars. The department shall deduct an amount not to exceed two
28 dollars of each fee collected under this subsection for administration
29 and collection expenses incurred by it. The remaining proceeds must be
30 remitted to the custody of the state treasurer with a proper
31 identifying detailed report. Under RCW 46.16.755, the state treasurer
32 shall credit the proceeds to the motor vehicle account until the
33 department determines that the state has been reimbursed for the cost
34 of implementing the "Share the Road" license plate. Upon determination
35 by the department that the state has been reimbursed, the treasurer
36 shall credit the proceeds to the "Share the Road" account established
37 under section 4 of this act.

1 NEW SECTION. **Sec. 4.** A new section is added to chapter 46.16 RCW
2 to read as follows:

3 (1) The "Share the Road" account is created in the custody of the
4 state treasurer. Upon the department's determination that the state
5 had been reimbursed for the cost of implementing the "Share the Road"
6 special license plate, all receipts, except as provided in RCW
7 46.16.313(12) (a) and (b), from "Share the Road" license plates must be
8 deposited into the account. Only the director of the department of
9 licensing or the director's designee may authorize expenditures from
10 the account. The account is subject to allotment procedures under
11 chapter 43.88 RCW, but an appropriation is not required for
12 expenditures.

13 (2) Funds in the account must be disbursed subject to the following
14 conditions and limitations:

15 (a) Under the requirements set out in RCW 46.16.765, the department
16 must contract with a qualified nonprofit organization to promote
17 bicycle safety and awareness education in communities throughout
18 Washington.

19 (b) For the purpose of this section, a "qualified nonprofit
20 organization" means a not-for-profit corporation incorporated and of
21 tax exempt status under section 501(c)(3) of the federal internal
22 revenue code. The organization must promote bicycle safety and
23 awareness education in communities throughout Washington.

24 (c) The qualified nonprofit organization must meet all requirements
25 set out in RCW 46.16.765.

26 **Sec. 5.** RCW 46.16.333 and 2002 c 264 s 3 are each amended to read
27 as follows:

28 In cooperation with the Washington state patrol and the department
29 of licensing, the traffic safety commission shall create and design,
30 and the department shall issue, Cooper Jones license plate emblems
31 displaying a symbol of bicycle safety that may be used on motor
32 vehicles required to display two motor vehicle license plates,
33 excluding vehicles registered under chapter 46.87 RCW, upon terms and
34 conditions established by the department. These license plate emblems
35 will fund the Cooper Jones act and provide funding for bicyclist and
36 pedestrian safety education, enforcement, and encouragement.

1 Any person may purchase Cooper Jones license plate emblems. The
2 emblems are to be displayed on the vehicle license plates in the manner
3 described by the department, existing vehicular licensing procedures,
4 and current laws. The fee for Cooper Jones emblems shall be twenty-
5 five dollars. All moneys collected shall first go to the department to
6 be deposited into the motor vehicle fund until all expenses of
7 designing and producing the emblems are recovered. Thereafter, the
8 department shall deduct an amount not to exceed five dollars of each
9 fee collected for Cooper Jones emblems for administration and
10 collection expenses. The remaining proceeds shall be remitted to the
11 custody of the state treasurer with a proper identifying detailed
12 report. The state treasurer shall credit the proceeds to the (~~bicycle~~
13 ~~and pedestrian safety account as established in RCW 43.59.150~~) "Share
14 the Road" account established under section 4 of this act.

15 **Sec. 6.** RCW 43.59.150 and 1999 c 372 s 9 and 1999 c 351 s 1 are
16 each reenacted and amended to read as follows:

17 (~~(1)~~) The Washington state traffic safety commission shall
18 establish a program for improving bicycle and pedestrian safety, and
19 shall cooperate with the stakeholders and independent representatives
20 to form an advisory committee to develop programs and create public
21 private partnerships which promote bicycle and pedestrian safety.

22 (~~(2) The bicycle and pedestrian safety account is created in the~~
23 ~~state treasury to support bicycle and pedestrian education or safety~~
24 ~~programs.~~)

25 NEW SECTION. **Sec. 7.** Section 6 of this act takes effect June 30,
26 2007.

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