

**INITIATIVE 929**

I, Sam Reed, Secretary of State of the State of Washington and custodian of its seal hereby certify that, according to the records on file in my office, the attached copy of Initiative Measure No. 929 to the People is a true and correct copy as it was received by this office.

1           AN ACT Relating to vehicle license plates; amending RCW 20.01.120,  
2 46.01.230, 46.12.010, 46.12.020, 46.16.020, 46.16.023, 46.16.047,  
3 46.16.088, 46.16.210, 46.16.230, 46.16.260, 46.16.270, 46.16.280,  
4 46.16.290, 46.16.301, 46.16.309, 46.16.30901, 46.16.30903, 46.16.30905,  
5 46.16.30907, 46.16.30909, 46.16.30911, 46.16.30913, 46.16.30914,  
6 46.16.30916, 46.16.30918, 46.16.30920, 46.16.30926, 46.16.30928,  
7 46.16.316, 46.16.327, 46.16.333, 46.16.371, 46.16.374, 46.16.565,  
8 46.16.575, 46.16.580, 46.16.585, 46.16.590, 46.16.595, 46.16.606,  
9 46.29.605, 46.32.010, 46.44.170, 46.61.725, 46.70.120, 46.70.180,  
10 46.76.030, 46.76.040, 46.79.060, 46.80.060, 46.87.080, 46.87.140,  
11 73.04.110, 73.04.115, 82.44.060, and 82.44.090; and reenacting and  
12 amending RCW 46.16.010, 46.16.240, 46.16.305, and 82.44.023.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF WASHINGTON:

14           **Sec. 1.** RCW 20.01.120 and 1959 c 139 s 12 are each amended to read  
15 as follows:

16           The licensee shall prominently display a license (~~((plates))~~) plate  
17 issued by the director on the (~~((front and))~~) back of any vehicle used by  
18 the licensee to transport upon public highways unprocessed agricultural  
19 products which he has not produced as a producer of such agricultural

1 products. If the licensee operates more than one vehicle to transport  
2 unprocessed agricultural products on public highways he shall apply to  
3 the director for a license (~~((plates))~~) plate for each such additional  
4 vehicle. Such additional license plates shall be issued to the  
5 licensee at the actual cost to the department for such license plates  
6 and necessary handling charges. Such license plates are not  
7 transferable to any other person and may be used only on the licensee's  
8 vehicle or vehicles. The display of such license plates on the vehicle  
9 or vehicles of a person whose license has been revoked, or the failure  
10 to surrender such license plates forthwith to the department after such  
11 revocation, shall be deemed a violation of this chapter.

12 **Sec. 2.** RCW 46.01.230 and 2003 c 369 s 1 are each amended to read  
13 as follows:

14 (1) The department of licensing is authorized to accept checks and  
15 money orders for payment of drivers' licenses, certificates of  
16 ownership and registration, motor vehicle excise taxes, gross weight  
17 fees, and other fees and taxes collected by the department, in  
18 accordance with regulations adopted by the director. The director's  
19 regulations shall duly provide for the public's convenience consistent  
20 with sound business practice and shall encourage the annual renewal of  
21 vehicle registrations by mail to the department, authorizing checks and  
22 money orders for payment. Such regulations shall contain provisions  
23 for cancellation of any registrations, licenses, or permits paid for by  
24 checks or money orders which are not duly paid and for the necessary  
25 accounting procedures in such cases: PROVIDED, That any bona fide  
26 purchaser for value of a vehicle shall not be liable or responsible for  
27 any prior uncollected taxes and fees paid, pursuant to this section, by  
28 a check which has subsequently been dishonored: AND PROVIDED FURTHER,  
29 That no transfer of ownership of a vehicle may be denied to a bona fide  
30 purchaser for value of a vehicle if there are outstanding uncollected  
31 fees or taxes for which a predecessor paid, pursuant to this section,  
32 by check which has subsequently been dishonored nor shall the new owner  
33 be required to pay any fee for a replacement vehicle license number  
34 (~~((plates))~~) plate that may be required pursuant to RCW 46.16.270 (~~((as~~  
35 ~~now or hereafter amended))~~).

36 (2) It is a traffic infraction to fail to surrender within ten days  
37 to the department or any authorized agent of the department any  
38 certificate, license, or permit after being notified that such

1 certificate, license, or permit has been canceled pursuant to this  
2 section. Notice of cancellation may be accomplished by sending a  
3 notice by first class mail using the last known address in department  
4 records for the holder of the certificate, license, or permit, and  
5 recording the transmittal on an affidavit of first class mail.

6 (3) Whenever registrations, licenses, or permits have been paid for  
7 by checks that have been dishonored by nonacceptance or nonpayment, a  
8 reasonable handling fee may be assessed for each such instrument.  
9 Notwithstanding provisions of any other laws, county auditors, agents,  
10 and subagents, appointed or approved by the director pursuant to RCW  
11 46.01.140, may collect restitution, and where they have collected  
12 restitution may retain the reasonable handling fee. The amount of the  
13 reasonable handling fee may be set by rule by the director.

14 (4) In those counties where the county auditor has been appointed  
15 an agent of the director under RCW 46.01.140, the auditor shall  
16 continue to process mail-in registration renewals until directed  
17 otherwise by legislative authority. Subagents appointed by the  
18 director under RCW 46.01.140 have the same authority to mail out  
19 registrations and replacement plates to Internet payment option  
20 customers as the agents until directed otherwise by legislative  
21 authority. The department shall provide separate statements giving  
22 notice to Internet payment option customers that: (a) A subagent  
23 service fee, as provided in RCW 46.01.140(5)(b), will be collected by  
24 a subagent office for providing mail and pick-up services; and (b) a  
25 filing fee will be collected on all transactions listed under RCW  
26 46.01.140(4)(a). The statement must include the amount of the fee and  
27 be published on the department's Internet web site on the page that  
28 lists each department, county auditor, and subagent office, eligible to  
29 provide mail or pick-up services for registration renewals and  
30 replacement plates. The statements must be published below each office  
31 listed.

32 **Sec. 3.** RCW 46.12.010 and 1997 c 241 s 3 are each amended to read  
33 as follows:

34 It shall be unlawful for any person to operate any vehicle in this  
35 state under a certificate of license registration of this state without  
36 securing and having in full force and effect a certificate of ownership  
37 therefor that contains the name of the registered owner exactly as it  
38 appears on the certificate of license registration and it shall further

1 be unlawful for any person to sell or transfer any vehicle without  
2 complying with all the provisions of this chapter relating to  
3 certificates of ownership and license registration of vehicles:  
4 PROVIDED, No certificate of title need be obtained for a vehicle owned  
5 by a manufacturer or dealer and held for sale, even though incidentally  
6 moved on the highway or used for purposes of testing and demonstration,  
7 or a vehicle used by a manufacturer solely for testing: PROVIDED, That  
8 a security interest in a vehicle held as inventory by a manufacturer or  
9 dealer shall be perfected in accordance with RCW (~~(62A.9-302(1))~~)  
10 62A.9A-303 and no endorsement on the certificate of title shall be  
11 necessary for perfection: AND PROVIDED FURTHER, That nothing in this  
12 title shall be construed to prevent any person entitled thereto from  
13 securing a certificate of ownership upon a vehicle without securing a  
14 certificate of license registration and a vehicle license (~~(plates)~~)  
15 plate, when, in the judgment of the director of licensing, it is proper  
16 to do so.

17 **Sec. 4.** RCW 46.12.020 and 1989 c 337 s 22 are each amended to read  
18 as follows:

19 No vehicle license number (~~(plates)~~) plate or certificate of  
20 license registration, whether original issues or duplicates, may be  
21 issued or furnished by the department unless the applicant, at the same  
22 time, makes satisfactory application for a certificate of ownership or  
23 presents satisfactory evidence that such a certificate of ownership  
24 covering the vehicle has been previously issued.

25 **Sec. 5.** RCW 46.16.010 and 2005 c 350 s 1, 2005 c 323 s 2, and 2005  
26 c 213 s 6 are each reenacted and amended to read as follows:

27 (1) It is unlawful for a person to operate any vehicle over and  
28 along a public highway of this state without first having obtained and  
29 having in full force and effect a current and proper vehicle license  
30 and display a vehicle license number (~~(plates)~~) plate therefor as by  
31 this chapter provided.

32 (2) Failure to make initial registration before operation on the  
33 highways of this state is a traffic infraction, and any person  
34 committing this infraction shall pay a penalty of five hundred twenty-  
35 nine dollars, no part of which may be suspended or deferred.

36 (3) Failure to renew an expired registration before operation on  
37 the highways of this state is a traffic infraction.

1 (4) The licensing of a vehicle in another state by a resident of  
2 this state, as defined in RCW 46.16.028, evading the payment of any tax  
3 or license fee imposed in connection with registration, is a gross  
4 misdemeanor punishable as follows:

5 (a) For a first offense, up to one year in the county jail and  
6 payment of a fine of five hundred twenty-nine dollars plus twice the  
7 amount of delinquent taxes and fees, no part of which may be suspended  
8 or deferred;

9 (b) For a second or subsequent offense, up to one year in the  
10 county jail and payment of a fine of five hundred twenty-nine dollars  
11 plus four times the amount of delinquent taxes and fees, no part of  
12 which may be suspended or deferred;

13 (c) For fines levied under (b) of this subsection, an amount equal  
14 to the avoided taxes and fees owed will be deposited in the vehicle  
15 licensing fraud account created in the state treasury;

16 (d) The avoided taxes and fees shall be deposited and distributed  
17 in the same manner as if the taxes and fees were properly paid in a  
18 timely fashion.

19 (5) These provisions shall not apply to the following vehicles:

20 (a) Motorized foot scooters;

21 (b) Electric-assisted bicycles;

22 (c) Off-road vehicles operating on nonhighway roads under RCW  
23 46.09.115;

24 (d) Farm vehicles if operated within a radius of fifteen miles of  
25 the farm where principally used or garaged, farm tractors and farm  
26 implements including trailers designed as cook or bunk houses used  
27 exclusively for animal herding temporarily operating or drawn upon the  
28 public highways, and trailers used exclusively to transport farm  
29 implements from one farm to another during the daylight hours or at  
30 night when such equipment has lights that comply with the law;

31 (e) Spray or fertilizer applicator rigs designed and used  
32 exclusively for spraying or fertilization in the conduct of  
33 agricultural operations and not primarily for the purpose of  
34 transportation, and nurse rigs or equipment auxiliary to the use of and  
35 designed or modified for the fueling, repairing, or loading of spray  
36 and fertilizer applicator rigs and not used, designed, or modified  
37 primarily for the purpose of transportation;

38 (f) Fork lifts operated during daylight hours on public highways  
39 adjacent to and within five hundred feet of the warehouses which they

1 serve: PROVIDED FURTHER, That these provisions shall not apply to  
2 vehicles used by the state parks and recreation commission exclusively  
3 for park maintenance and operations upon public highways within state  
4 parks;

5 (g) "Trams" used for transporting persons to and from facilities  
6 related to the horse racing industry as regulated in chapter 67.16 RCW,  
7 as long as the public right-of-way routes over which the trams operate  
8 are not more than one mile from end to end, the public rights-of-way  
9 over which the tram operates have an average daily traffic of not more  
10 than 15,000 vehicles per day, and the activity is in conformity with  
11 federal law. The operator must be a licensed driver and at least  
12 eighteen years old. For the purposes of this section, "tram" also  
13 means a vehicle, or combination of vehicles linked together with a  
14 single mode of propulsion, used to transport persons from one location  
15 to another;

16 (h) "Special highway construction equipment" defined as follows:  
17 Any vehicle which is designed and used primarily for grading of  
18 highways, paving of highways, earth moving, and other construction work  
19 on highways and which is not designed or used primarily for the  
20 transportation of persons or property on a public highway and which is  
21 only incidentally operated or moved over the highway. It includes, but  
22 is not limited to, road construction and maintenance machinery so  
23 designed and used such as portable air compressors, air drills, asphalt  
24 spreaders, bituminous mixers, bucket loaders, track laying tractors,  
25 ditchers, leveling graders, finishing machines, motor graders, paving  
26 mixers, road rollers, scarifiers, earth moving scrapers and carryalls,  
27 lighting plants, welders, pumps, power shovels and draglines, self-  
28 propelled and tractor-drawn earth moving equipment and machinery,  
29 including dump trucks and tractor-dump trailer combinations which  
30 either (i) are in excess of the legal width, or (ii) which, because of  
31 their length, height, or unladen weight, may not be moved on a public  
32 highway without the permit specified in RCW 46.44.090 and which are not  
33 operated laden except within the boundaries of the project limits as  
34 defined by the contract, and other similar types of construction  
35 equipment, or (iii) which are driven or moved upon a public highway  
36 only for the purpose of crossing such highway from one property to  
37 another, provided such movement does not exceed five hundred feet and  
38 the vehicle is equipped with wheels or pads which will not damage the  
39 roadway surface.

1 Exclusions:

2 "Special highway construction equipment" does not include any of  
3 the following:

4 Dump trucks originally designed to comply with the legal size and  
5 weight provisions of this code notwithstanding any subsequent  
6 modification which would require a permit, as specified in RCW  
7 46.44.090, to operate such vehicles on a public highway, including  
8 trailers, truck-mounted transit mixers, cranes and shovels, or other  
9 vehicles designed for the transportation of persons or property to  
10 which machinery has been attached.

11 (6) The following vehicles, whether operated solo or in  
12 combination, are exempt from license registration and displaying a  
13 license (~~(plates)~~) plate as required by this chapter:

14 (a) A converter gear used to convert a semitrailer into a trailer  
15 or a two-axle truck or tractor into a three or more axle truck or  
16 tractor or used in any other manner to increase the number of axles of  
17 a vehicle. Converter gear includes an auxiliary axle, booster axle,  
18 dolly, and jeep axle.

19 (b) A tow dolly that is used for towing a motor vehicle behind  
20 another motor vehicle. The front or rear wheels of the towed vehicle  
21 are secured to and rest on the tow dolly that is attached to the towing  
22 vehicle by a tow bar.

23 (7)(a) A motor vehicle subject to initial or renewal registration  
24 under this section shall not be registered to a natural person unless  
25 the person at time of application:

- 26 (i) Presents an unexpired Washington state driver's license; or  
27 (ii) Certifies that he or she is:

28 (A) A Washington resident who does not operate a motor vehicle on  
29 public roads; or

30 (B) Exempt from the requirement to obtain a Washington state  
31 driver's license under RCW 46.20.025.

32 (b) For shared or joint ownership, the department will set up  
33 procedures to verify that all owners meet the requirements of this  
34 subsection.

35 (c) A person falsifying residency is guilty of a gross misdemeanor  
36 punishable only by a fine of five hundred twenty-nine dollars.

37 (d) The department may adopt rules necessary to implement this  
38 subsection, including rules under which a natural person applying for  
39 registration may be exempt from the requirements of this subsection

1 where the person provides evidence satisfactory to the department that  
2 he or she has a valid and compelling reason for not being able to meet  
3 the requirements of this subsection.

4 **Sec. 6.** RCW 46.16.020 and 1986 c 30 s 1 are each amended to read  
5 as follows:

6 Any vehicle owned, rented, or leased by the state of Washington, or  
7 by any county, city, town, school district, or other political  
8 subdivision of the state of Washington and used exclusively by them,  
9 and all vehicles owned or leased with an option to purchase by the  
10 United States government, or by the government of foreign countries, or  
11 by international bodies to which the United States government is a  
12 signatory by treaty, or owned or leased by the governing body of an  
13 Indian tribe located within this state and recognized as a governmental  
14 entity by the United States department of the interior, and used  
15 exclusively in its or their service shall be exempt from the payment of  
16 license fees for the licensing thereof as in this chapter provided:  
17 PROVIDED, HOWEVER, That such vehicles, except those owned and used  
18 exclusively by the United States government and which are identified by  
19 clearly exhibited registration numbers or license plates assigned by an  
20 instrumentality of that government, shall be registered as prescribed  
21 for the license registration of other vehicles and shall display the  
22 vehicle license number plates assigned to ((it)) them. The department  
23 shall assign a plate ((or plates)) to each vehicle or may assign a  
24 block of plates to an agency or political subdivision for further  
25 assignment by the agency or political subdivision to individual  
26 vehicles registered to it pursuant to this section. The agency,  
27 political subdivision, or Indian tribe, except a foreign government or  
28 international body, shall pay a fee of two dollars for the plate ((or  
29 plates)) for each vehicle. An Indian tribe is not entitled to license  
30 and register any tribal government service vehicle under this section  
31 if that tribe itself licenses or registers any tribal government  
32 service vehicles under tribal law. No vehicle license or license  
33 number ((plates)) plate shall be issued to any such vehicle under the  
34 provisions of this section for the transportation of school children  
35 unless and until such vehicle shall have been first personally  
36 inspected by the director or the director's duly authorized  
37 representative.



1       **Sec. 7.** RCW 46.16.023 and 2004 c 223 s 2 are each amended to read  
2 as follows:

3       (1) Every owner or lessee of a vehicle seeking to apply for an  
4 excise tax exemption under RCW 82.08.0287, 82.12.0282, or 82.44.015  
5 shall apply to the director for, and upon satisfactory showing of  
6 eligibility, receive in lieu of the regular motor vehicle license  
7 (~~plates~~) plate for that vehicle, a special (~~plates~~) plate of a  
8 distinguishing separate numerical series or design, as the director  
9 shall prescribe. In addition to paying all other initial fees required  
10 by law, each applicant for the special license (~~plates~~) plate shall  
11 pay an additional license fee of twenty-five dollars upon the issuance  
12 of such (~~plates~~) plate. The special fee shall be deposited in the  
13 motor vehicle fund. Application for renewal of the license (~~plates~~)  
14 plate shall be as prescribed for the renewal of other vehicle licenses.  
15 No renewal is required for vehicles exempted under RCW 46.16.020.

16       (2) Whenever the ownership of a vehicle receiving a special  
17 (~~plates~~) plate under subsection (1) of this section is transferred or  
18 assigned, the (~~plates~~) plate shall be removed from the motor vehicle,  
19 and if another vehicle qualifying for a special (~~plates~~) plate is  
20 acquired, the (~~plates~~) plate shall be transferred to that vehicle for  
21 a fee of ten dollars, and the director shall be immediately notified of  
22 the transfer of the (~~plates~~) plate. Otherwise the removed (~~plates~~)  
23 plate shall be immediately forwarded to the director to be canceled.  
24 Whenever the owner or lessee of a vehicle receiving a special  
25 (~~plates~~) plate under subsection (1) of this section is for any reason  
26 relieved of the tax-exempt status, the special (~~plates~~) plate shall  
27 immediately be forwarded to the director along with an application for  
28 replacement plates and the required fee. Upon receipt the director  
29 shall issue the license (~~plates~~) plate that (~~are~~) is otherwise  
30 provided by law.

31       (3) Any person who knowingly makes any false statement of a  
32 material fact in the application for a special plate under subsection  
33 (1) of this section is guilty of a gross misdemeanor.

34       **Sec. 8.** RCW 46.16.047 and 1961 c 12 s 46.16.047 are each amended  
35 to read as follows:

36       Forms for such temporary permits shall be prescribed and furnished  
37 by the department. Temporary permits shall bear consecutive numbers,  
38 shall show the name and address of the applicant, trade name of the

1 vehicle, model, year, type of body, identification number, and date of  
2 application, and shall be such as may be affixed to the vehicle at the  
3 time of issuance, and remain on such vehicle only during the period of  
4 such registration and until the receipt of the permanent license  
5 (~~(plates)~~) plate. The application shall be registered in the office of  
6 the person issuing the permit and shall be forwarded by him to the  
7 department each day together with the fee accompanying it.

8 A fee of fifty cents shall be charged by the person authorized to  
9 issue such permit which shall be accounted for in the same manner as  
10 the other fees collected by such officers, provided that such fees  
11 collected by county auditors or their agents shall be paid to the  
12 county treasurer in the same manner as other fees collected by the  
13 county auditor and credited to the county current expense fund.

14 **Sec. 9.** RCW 46.16.088 and 1986 c 18 s 9 are each amended to read  
15 as follows:

16 Except as provided in RCW 46.16.290, the transfer of a license  
17 (~~(plates)~~) plate issued pursuant to this chapter between two or more  
18 vehicles is a traffic infraction subject to a fine not to exceed five  
19 hundred dollars. Any law enforcement agency that determines that a  
20 license plate has been transferred between two or more vehicles shall  
21 confiscate the license (~~(plates)~~) plate and return (~~(them)~~) it to the  
22 department for nullification along with full details of the reasons for  
23 confiscation. Each vehicle identified in the transfer will be issued  
24 a new license plate upon application by the owner or owners thereof and  
25 payment of the full fees and taxes.

26 **Sec. 10.** RCW 46.16.210 and 2001 c 206 s 1 are each amended to read  
27 as follows:

28 (1) Upon receipt of the application and proper fee for original  
29 vehicle license, the director shall make a recheck of the application  
30 and in the event that there is any error in the application it may be  
31 returned to the county auditor or other agent to effectively secure the  
32 correction of such error, who shall return the same corrected to the  
33 director.

34 (2) Application for the renewal of a vehicle license shall be made  
35 to the director or his agents, including county auditors, by the  
36 registered owner on a form prescribed by the director. The application  
37 must be accompanied by the payment of such license fees and excise tax

1 as may be required by law. Such application shall be handled in the  
2 same manner and the fees transmitted to the state treasurer in the same  
3 manner as in the case of an original application. Any such application  
4 which upon validation becomes a renewal certificate need not have  
5 entered upon it the name of the lien holder, if any, of the vehicle  
6 concerned.

7 (3) Persons expecting to be out of the state during the normal  
8 renewal period of a vehicle license may secure renewal of such vehicle  
9 license and have the license (~~((plates or tabs))~~) plate or tab preissued  
10 by making application to the director or his agents upon forms  
11 prescribed by the director. The application must be accompanied by  
12 such license fees, and excise tax as may be required by law.

13 (4) Application for the annual renewal of a vehicle license number  
14 plate to the director or the director's agents shall not be required  
15 for those vehicles owned, rented, or leased by the state of Washington,  
16 or by any county, city, town, school district, or other political  
17 subdivision of the state of Washington or a governing body of an Indian  
18 tribe located within this state and recognized as a governmental entity  
19 by the United States department of the interior.

20 **Sec. 11.** RCW 46.16.230 and 1992 c 7 s 41 are each amended to read  
21 as follows:

22 The director shall furnish to all persons making satisfactory  
23 application for vehicle license as provided by law, (~~((two identical))~~)  
24 one vehicle license number (~~((plates each))~~) plate containing the vehicle  
25 license number to be displayed on such vehicle as required by law  
26 (~~((required: PROVIDED, That if the vehicle to be licensed is a trailer,~~  
27 ~~semitrailer or motorcycle only one vehicle license number plate shall~~  
28 ~~be issued for each thereof))~~). The number and plate shall be of such  
29 size and color and shall contain such symbols indicative of the  
30 registration period for which the same is issued and of the state of  
31 Washington, as shall be determined and prescribed by the director. Any  
32 vehicle license number plate (~~(( or plates))~~) issued to a dealer shall  
33 contain thereon a sufficient and satisfactory indication that such  
34 (~~((plates have))~~) plate has been issued to a dealer in vehicles. All  
35 vehicle license number plates may be obtained by the director from the  
36 metal working plant of a state correctional facility or from any source  
37 in accordance with existing state of Washington purchasing procedures.

1 Notwithstanding the foregoing provisions of this section, the  
2 director may, in his discretion and under such rules and regulations as  
3 he may prescribe, adopt a type of vehicle license number plates whereby  
4 the same shall be used as long as legible on the vehicle for which  
5 issued, with provision for tabs or emblems to be attached thereto or  
6 elsewhere on the vehicle to signify renewals, in which event the term  
7 "vehicle license number plate" as used in any enactment shall be deemed  
8 to include in addition to such plate the tab or emblem signifying  
9 renewal except when such plate contains the designation of the current  
10 year without reference to any tab or emblem. Renewals shall be  
11 effected by the issuance and display of such tab or emblem.

12 **Sec. 12.** RCW 46.16.240 and 1987 c 330 s 704 and 1987 c 142 s 3 are  
13 each reenacted and amended to read as follows:

14 The vehicle license number (~~((plates))~~) plate shall be attached  
15 conspicuously at the (~~((front and))~~) rear of each vehicle for which (~~((the~~  
16 ~~same are))~~) it is issued and in such a manner that (~~((they))~~) it can be  
17 plainly seen and read at all times(~~((: PROVIDED, That if only one~~  
18 ~~license number plate is legally issued for any vehicle such plate shall~~  
19 ~~be conspicuously attached to the rear of such vehicle))~~). (~~(Each)~~) The  
20 vehicle license number plate shall be placed or hung in a horizontal  
21 position at a distance of not less than one foot nor more than four  
22 feet from the ground and shall be kept clean so as to be plainly seen  
23 and read at all times: PROVIDED, HOWEVER, That in cases where the body  
24 construction of the vehicle is such that compliance with this section  
25 is impossible, permission to deviate therefrom may be granted by the  
26 state patrol. It shall be unlawful to display upon the (~~((front or))~~)  
27 rear of any vehicle, a vehicle license number plate (~~((or plates))~~) other  
28 than (~~((those))~~) that furnished by the director for such vehicle or to  
29 display upon any vehicle any vehicle license number plate (~~((or plates~~  
30 ~~which have))~~) that has been in any manner changed, altered, disfigured,  
31 or (~~((have))~~) become illegible. License plate frames may be used on  
32 vehicle license number plates only if the frames do not obscure license  
33 tabs or identifying letters or numbers on the plates and the plates can  
34 be plainly seen and read at all times. It is unlawful to use any  
35 holders, frames, or any materials that in any manner change, alter, or  
36 make the vehicle license number plates illegible. It shall be unlawful  
37 for any person to operate any vehicle unless there shall be displayed

1 thereon a valid vehicle license number (~~((plates))~~) plate attached as  
2 herein provided.

3 **Sec. 13.** RCW 46.16.260 and 1986 c 18 s 16 are each amended to read  
4 as follows:

5 A certificate of license registration to be valid must have  
6 endorsed thereon the signature of the registered owner (if a firm or  
7 corporation, the signature of one of its officers or other duly  
8 authorized agent) and must be carried in the vehicle for which it is  
9 issued, at all times in the manner prescribed by the department. It  
10 shall be unlawful for any person to operate or have in his possession  
11 a vehicle without carrying thereon such certificate of license  
12 registration. Any person in charge of such vehicle shall, upon demand  
13 of any of the local authorities or of any police officer or of any  
14 representative of the department, permit an inspection of such  
15 certificate of license registration. This section does not apply to a  
16 vehicle for which annual renewal of its license (~~((plates))~~) plate is not  
17 required and which is marked in accordance with the provisions of RCW  
18 46.08.065.

19 **Sec. 14.** RCW 46.16.270 and 2005 c 314 s 302 are each amended to  
20 read as follows:

21 The total replacement plate fee shall be deposited in the motor  
22 vehicle fund.

23 Upon the loss, defacement, or destruction of (~~((one or both of))~~) the  
24 vehicle license number (~~((plates))~~) plate issued for any vehicle (~~((where  
25 more than one plate was originally issued))~~), or where (~~((one or both  
26 have))~~) it has become so illegible or in such a condition as to be  
27 difficult to distinguish, or upon the owner's option, the owner of the  
28 vehicle shall make application for a new vehicle license number  
29 (~~((plates))~~) plate upon a form furnished by the director. The  
30 application shall be filed with the director or the director's  
31 authorized agent, accompanied by the certificate of license  
32 registration of the vehicle and a fee in the amount of ten dollars  
33 (~~((per plate))~~), whereupon the director, or the director's authorized  
34 agent, shall issue a new vehicle license number (~~((plates))~~) plate to the  
35 applicant. It shall be accompanied by a fee of two dollars for a new  
36 motorcycle license number plate. In the event the director has issued  
37 a license period (~~((tabs))~~) tab or a windshield emblem instead of a

1 vehicle license number (~~(plates)~~) plate, and upon the loss, defacement,  
2 or destruction of the (~~(tabs)~~) tab or windshield emblem, application  
3 shall be made on a form provided by the director and in the same manner  
4 as above described, and shall be accompanied by a fee of one dollar for  
5 each (~~(pair of tabs or for each)~~) tab or windshield emblem, whereupon  
6 the director shall issue to the applicant a duplicate (~~(pair of tabs)~~)  
7 tab, year (~~(tabs)~~) tab, and when necessary a month (~~(tabs)~~) tab, or a  
8 windshield emblem to replace those lost, defaced, or destroyed. For  
9 vehicles owned, rented, or leased by the state of Washington or by any  
10 county, city, town, school district, or other political subdivision of  
11 the state of Washington or United States government, or owned or leased  
12 by the governing body of an Indian tribe as defined in RCW 46.16.020,  
13 a fee shall be charged for replacement of a vehicle license number  
14 plate only to the extent required by the provisions of RCW 46.16.020,  
15 46.16.237, and 46.01.140. For vehicles owned, rented, or leased by  
16 foreign countries or international bodies to which the United States  
17 government is a signatory by treaty, the payment of any fee for the  
18 replacement of a vehicle license number plate shall not be required.

19 **Sec. 15.** RCW 46.16.280 and 1987 c 244 s 7 are each amended to read  
20 as follows:

21 In case of loss, destruction, sale, or transfer of any motor  
22 vehicle with a registered gross weight in excess of twelve thousand  
23 pounds and subject to the license fees under RCW 46.16.070, the  
24 registered owner thereof may, under the following conditions, obtain  
25 credit for the unused portion of the licensing fee paid for the vehicle  
26 or may transfer such credit to the new owner if desired:

27 (1) The licensing fee paid for the motor vehicle will be reduced by  
28 one-twelfth for each calendar month and fraction thereof elapsing  
29 between the first month of the current registration year in which the  
30 motor vehicle was registered and the month the registrant surrenders  
31 the vehicle's registration certificate for the registration year to the  
32 department or an authorized agent of the department.

33 (2) If any such credit is less than fifteen dollars, no credit may  
34 be given.

35 (3) The credit may only be applied against the licensing fee  
36 liability due under RCW 46.16.070 for the replacement motor vehicle or  
37 if such credit was transferred to the new owner, it shall remain with

1 the vehicle. The credit may only be used during the registration year  
2 from which it was obtained.

3 (4) In no event is such credit subject to refund.

4 Whenever any vehicle has been so altered as to change its license  
5 classification in such a manner that the vehicle license number  
6 (~~(plates are)~~) plate is rendered improper, the current license  
7 (~~(plates)~~) plate shall be surrendered to the department. A new license  
8 (~~(plates)~~) plate shall be issued upon application accompanied by a one  
9 dollar fee in addition to any other or different charge by reason of  
10 licensing under a new classification. Such application shall be on  
11 forms prescribed by the department and forwarded with the proper fee to  
12 the department or the office of a duly authorized agent of the  
13 department.

14 **Sec. 16.** RCW 46.16.290 and 2004 c 223 s 3 are each amended to read  
15 as follows:

16 (1) In any case of a valid sale or transfer of the ownership of any  
17 vehicle, the right to the certificates properly transferable therewith,  
18 except as provided in RCW 46.16.280, and to the vehicle license  
19 (~~(plates)~~) plate passes to the purchaser or transferee. It is unlawful  
20 for the holder of such certificates, except as provided in RCW  
21 46.16.280, or vehicle license (~~(plates)~~) plate to fail, neglect, or  
22 refuse to endorse the certificates and deliver the vehicle license  
23 (~~(plates)~~) plate to the purchaser or transferee.

24 (2)(a) If the sale or transfer is of a vehicle licensed with a  
25 current standard issue license (~~(plates)~~) plate, the vehicle license  
26 (~~(plates)~~) plate may be retained and displayed upon a vehicle obtained  
27 in replacement of the vehicle so sold or transferred. If a person  
28 applies for a transfer of the plate (~~(or plates)~~) to another eligible  
29 vehicle, the (~~(plates)~~) plate must be transferred to a vehicle  
30 requiring the same type of plate. A transfer fee of ten dollars must  
31 be charged in addition to all other applicable fees. The transfer fees  
32 must be deposited in the motor vehicle fund.

33 (b) If the sale or transfer is of a vehicle licensed by the state  
34 or any county, city, town, school district, or other political  
35 subdivision entitled to exemption as provided by law, or, if the  
36 vehicle is licensed with a personalized (~~(plates)~~) plate, amateur radio  
37 operator (~~(plates)~~) plate, medal of honor (~~(plates)~~) plate, disabled  
38 person (~~(plates)~~) plate, disabled veteran (~~(plates)~~) plate, prisoner of

1 war ((plates)) plate, or other special license ((plates)) plate issued  
2 under ((RCW 46.16.301 as it existed before amendment by section 5,  
3 ~~chapter 291, Laws of 1997~~)) this chapter, the vehicle license  
4 ((plates)) plate therefor shall be retained and may be displayed upon  
5 a vehicle obtained in replacement of the vehicle so sold or  
6 transferred.

7 **Sec. 17.** RCW 46.16.301 and 1997 c 291 s 5 are each amended to read  
8 as follows:

9 The department shall create, design, and issue a special baseball  
10 stadium license plate that may be used in lieu of a regular or  
11 personalized license ((plates)) plate for all motor vehicles ((~~required~~  
12 ~~to display two motor vehicle license plates~~)), excluding vehicles  
13 registered under chapter 46.87 RCW, upon terms and conditions  
14 established by the department. The special (( plates)) plate shall  
15 commemorate the construction of a baseball stadium, as defined in RCW  
16 82.14.0485. The department shall also issue to each recipient of a  
17 special baseball stadium license plate a certificate of participation  
18 in the construction of the baseball stadium.

19 **Sec. 18.** RCW 46.16.305 and 1997 c 291 s 6 and 1997 c 241 s 10 are  
20 each reenacted and amended to read as follows:

21 The department shall continue to issue the categories of special  
22 plates issued by the department under the sections repealed under  
23 section 12 (1) through (7), chapter 250, Laws of 1990. Special license  
24 plates issued under those repealed sections before January 1, 1991, are  
25 valid to the extent and under the conditions provided in those repealed  
26 sections. The following conditions, limitations, or requirements apply  
27 to certain special license plates issued after January 1, 1991:

28 (1) A horseless carriage plate and a plate ((or plates)) issued for  
29 collectors' vehicles more than thirty years old, upon payment of the  
30 initial fees required by law and the additional special license plate  
31 fee established by the department, are valid for the life of the  
32 vehicle for which application is approved by the department. ((~~When a~~  
33 ~~single plate is issued, it shall be displayed on the rear of the~~  
34 ~~vehicle.~~))

35 (2) The department may issue special license plates denoting  
36 amateur radio operator status only to persons having a valid official  
37 radio operator license issued by the federal communications commission.



1 (3) The department shall issue one (~~set of~~) special license  
2 (~~plates~~) plate to each resident of this state who has been awarded  
3 the Congressional Medal of Honor for use on a passenger vehicle  
4 registered to that person. The department shall issue the plate  
5 without the payment of licensing fees and motor vehicle excise tax.

6 (4) The department may issue for use on only one motor vehicle  
7 owned by the qualified applicant a special license (~~plates~~) plate  
8 denoting that the recipient of the plate is a survivor of the attack on  
9 Pearl Harbor on December 7, 1941, to persons meeting all of the  
10 following criteria:

11 (a) Is a resident of this state;

12 (b) Was a member of the United States Armed Forces on December 7,  
13 1941;

14 (c) Was on station on December 7, 1941, during the hours of 7:55  
15 a.m. to 9:45 a.m. Hawaii time at Pearl Harbor, the island of Oahu, or  
16 offshore at a distance not to exceed three miles;

17 (d) Received an honorable discharge from the United States Armed  
18 Forces; and

19 (e) Is certified by a Washington state chapter of the Pearl Harbor  
20 survivors association as satisfying the qualifications in (c) of this  
21 subsection.

22 The department may issue such (~~plates~~) plate to the surviving  
23 spouse of any deceased Pearl Harbor survivor who met the requirements  
24 of this subsection. If the surviving spouse remarries, he or she shall  
25 return the special (~~plates~~) plate to the department within fifteen  
26 days and apply for a regular (~~plates~~) plate. The surviving spouse  
27 must be a resident of this state.

28 The department shall issue (~~these plates~~) the plate upon payment  
29 by the applicant of all other license fees, but the department may not  
30 set or charge an additional fee for (~~these~~) the special license  
31 (~~plates~~) plate.

32 (5) The department shall replace, free of charge, special license  
33 plates issued under subsections (3) and (4) of this section if they are  
34 lost, stolen, damaged, defaced, or destroyed. (~~Such plates~~) The  
35 plate shall remain with the (~~persons~~) person upon transfer or other  
36 disposition of the vehicle for which (~~they were~~) it was initially  
37 issued, and may be used on another vehicle registered to the recipient  
38 in accordance with the provisions of RCW 46.16.316(1).

1       **Sec. 19.** RCW 46.16.309 and 1997 c 291 s 7 are each amended to read  
2 as follows:

3       Persons applying to the department for a special license (~~((plates))~~)  
4 plate shall apply on forms obtained from the department and in  
5 accordance with RCW 46.16.040. The applicant shall provide all  
6 information as is required by the department in order to determine the  
7 applicant's eligibility for the special license (~~((plates))~~) plate.

8       **Sec. 20.** RCW 46.16.30901 and 2004 c 35 s 1 are each amended to  
9 read as follows:

10       The department shall issue a special license plate displaying a  
11 symbol, approved by the special license plate review board, for  
12 professional fire fighters and paramedics who are members of the  
13 Washington State Council of Fire Fighters. Upon initial application  
14 and subsequent renewals, applicants must show proof of eligibility by  
15 providing a certificate of current membership from the Washington State  
16 Council of Fire Fighters. The special license plate may be used in  
17 lieu of a regular or personalized license (~~((plates))~~) plate for all  
18 vehicles (~~((required to display one or two vehicle license plates))~~),  
19 excluding vehicles registered under chapter 46.87 RCW, upon the terms  
20 and conditions established by the department.

21       **Sec. 21.** RCW 46.16.30903 and 2004 c 48 s 1 are each amended to  
22 read as follows:

23       (1) The legislature recognizes the Helping Kids Speak license plate  
24 has been reviewed by the special license plate review board under RCW  
25 46.16.725, and found to fully comply with all provisions of RCW  
26 46.16.715 through 46.16.775.

27       (2) The department shall issue a special license plate displaying  
28 a symbol, approved by the special license plate review board,  
29 recognizing an organization that supports programs that provide no-cost  
30 speech pathology programs to children. The special license plate may  
31 be used in lieu of a regular or personalized license (~~((plates))~~) plate  
32 for all vehicles (~~((required to display one or two vehicle license~~  
33 ~~plates))~~), excluding vehicles registered under chapter 46.87 RCW, upon  
34 terms and conditions established by the department. The special plates  
35 will commemorate an organization that supports programs that provide  
36 free diagnostic and therapeutic services to children who have a severe  
37 delay in language or speech development.

1           **Sec. 22.** RCW 46.16.30905 and 2004 c 221 s 1 are each amended to  
2 read as follows:

3           (1) The legislature recognizes that the law enforcement memorial  
4 license plate has been reviewed by the special license plate review  
5 board as specified in chapter 196, Laws of 2003, and was found to fully  
6 comply with all provisions of chapter 196, Laws of 2003.

7           (2) The department shall issue a special license plate displaying  
8 a symbol, approved by the special license plate review board, honoring  
9 law enforcement officers in Washington killed in the line of duty. The  
10 special license plate may be used in lieu of a regular or personalized  
11 license (~~(plates)~~) plate for all vehicles (~~(required to display one or~~  
12 ~~two vehicle license plates)~~), excluding vehicles registered under  
13 chapter 46.87 RCW, upon the terms and conditions established by the  
14 department.

15           **Sec. 23.** RCW 46.16.30907 and 2005 c 42 s 1 are each amended to  
16 read as follows:

17           (1) The legislature recognizes that the Washington's Wildlife  
18 license plate collection, to include three distinct designs including  
19 bear, deer, and elk, has been reviewed by the special license plate  
20 review board under RCW 46.16.725 and was found to fully comply with all  
21 provisions of RCW 46.16.715 through 46.16.775.

22           (2) The department shall issue a special license plate collection  
23 displaying a symbol or artwork, approved by the special license plate  
24 review board and the legislature, recognizing Washington's wildlife,  
25 that may be used in lieu of a regular or personalized license  
26 (~~(plates)~~) plate for all vehicles (~~(required to display one or two~~  
27 ~~vehicle license plates)~~), excluding vehicles registered under chapter  
28 46.87 RCW, upon terms and conditions established by the department.

29           **Sec. 24.** RCW 46.16.30909 and 2005 c 44 s 1 are each amended to  
30 read as follows:

31           (1) The legislature recognizes that the Washington state parks and  
32 recreation commission license plate application has been reviewed by  
33 the special license plate review board under RCW 46.16.725 and was  
34 found to fully comply with all provisions of RCW 46.16.715 through  
35 46.16.775.

36           (2) The department shall issue a special license plate displaying  
37 a symbol or artwork, approved by the special license plate review board

1 and the legislature, recognizing Washington state parks as premier  
2 destinations of uncommon quality that preserve significant natural,  
3 cultural, historical, and recreational resources, that may be used in  
4 lieu of a regular or personalized license (~~((plates))~~) plate for all  
5 vehicles (~~((required to display one and two vehicle license plates))~~),  
6 excluding vehicles registered under chapter 46.87 RCW, upon terms and  
7 conditions established by the department.

8 **Sec. 25.** RCW 46.16.30911 and 2005 c 48 s 1 are each amended to  
9 read as follows:

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

14 (2) The department shall issue a special license plate displaying  
15 a symbol or artwork, approved by the special license plate review board  
16 and the legislature, recognizing an organization that supports selected  
17 Washington state lighthouses and provides environmental education  
18 programs. The special license plate may be used in lieu of a regular  
19 or personalized license (~~((plates))~~) plate for all vehicles (~~((required to~~  
20 ~~display one or two vehicle license plates))~~), excluding vehicles  
21 registered under chapter 46.87 RCW, upon terms and conditions  
22 established by the department.

23 **Sec. 26.** RCW 46.16.30913 and 2005 c 53 s 1 are each amended to  
24 read as follows:

25 (1) The legislature recognizes that the "Keep Kids Safe" license  
26 plate has been reviewed and approved by the special license plate  
27 review board under RCW 46.16.725, and found to fully comply with all  
28 provisions of RCW 46.16.715 through 46.16.775.

29 (2) The department shall issue a special license plate displaying  
30 artwork, approved by the special license plate review board,  
31 recognizing efforts to prevent child abuse and neglect. The special  
32 license plate may be used in lieu of a regular or personalized license  
33 (~~((plates))~~) plate for all vehicles (~~((required to display one or two~~  
34 ~~vehicle license plates))~~), excluding vehicles registered under chapter  
35 46.87 RCW, upon terms and conditions established by the department.

1           **Sec. 27.** RCW 46.16.30914 and 2005 c 71 s 1 are each amended to  
2 read as follows:

3           (1) The legislature recognizes that the "we love our pets" license  
4 plate has been reviewed by the special license plate review board under  
5 RCW 46.16.725, and found to fully comply with all provisions of RCW  
6 46.16.715 through 46.16.775.

7           (2) The department shall issue a special license plate displaying  
8 a symbol or artwork, approved by the special license plate review  
9 board, recognizing an organization that assists local member agencies  
10 of the federation of animal welfare and control agencies to promote and  
11 perform spay/neuter surgery on Washington state pets, in order to  
12 reduce pet overpopulation. The special license plate may be used in  
13 lieu of a regular or personalized license ((plates)) plate for all  
14 vehicles ((required to display one or two vehicle license plates)),  
15 excluding vehicles registered under chapter 46.87 RCW, upon terms and  
16 conditions established by the department.

17           **Sec. 28.** RCW 46.16.30916 and 2005 c 85 s 1 are each amended to  
18 read as follows:

19           (1) The legislature recognizes that the Gonzaga University alumni  
20 association license plate has been reviewed by the special license  
21 plate review board under RCW 46.16.725, and found to fully comply with  
22 all provisions of RCW 46.16.715 through 46.16.775.

23           (2) The department shall issue a special license plate displaying  
24 a symbol or artwork, approved by the special license plate review  
25 board, recognizing the Gonzaga University alumni association. The  
26 special license plate may be used in lieu of a regular or personalized  
27 license ((plates)) plate for all vehicles ((required to display one or  
28 two vehicle license plates)), excluding vehicles registered under  
29 chapter 46.87 RCW, upon terms and conditions established by the  
30 department.

31           **Sec. 29.** RCW 46.16.30918 and 2005 c 177 s 1 are each amended to  
32 read as follows:

33           (1) The legislature recognizes that the "Washington's National Park  
34 Fund" license plate has been reviewed by the special license plate  
35 review board under RCW 46.16.725, and found to fully comply with RCW  
36 46.16.715 through 46.16.775.

1 (2) The department shall issue a special license plate displaying  
2 a symbol or artwork, approved by the special license plate review board  
3 and the legislature, recognizing Washington's National Park Fund, that  
4 may be used in lieu of a regular or personalized license (~~(( plates))~~)  
5 plate for all vehicles (~~((required to display one or two vehicle license~~  
6 ~~plates))~~), excluding vehicles registered under chapter 46.87 RCW, upon  
7 terms and conditions established by the department.

8 **Sec. 30.** RCW 46.16.30920 and 2005 c 216 s 1 are each amended to  
9 read as follows:

10 (1) The legislature recognizes that the armed forces license plate  
11 collection has been reviewed and approved by the special license plate  
12 review board.

13 (2) The department shall issue a special license plate collection,  
14 approved by the special license plate review board and the legislature,  
15 recognizing the contribution of veterans, active duty military  
16 personnel, reservists, and members of the Washington national guard.  
17 The collection includes six separate designs, each containing a symbol  
18 representing a different branch of the armed forces to include army,  
19 navy, air force, marine corps, coast guard, and Washington national  
20 guard.

21 (3) An armed forces special license (~~((plates))~~) plate may be used in  
22 lieu of a regular or personalized license (~~(( plates))~~) plate for all  
23 vehicles (~~((required to display one and two vehicle license plates))~~),  
24 excluding vehicles registered under chapter 46.87 RCW, upon terms and  
25 conditions established by the department.

26 (4) Upon request, the department must make available to the  
27 purchaser, at no additional cost, a decal indicating the purchaser's  
28 military status. The department must work with the department of  
29 veterans affairs to establish a list of the decals to be made  
30 available. The list of available decals must include, but is not  
31 limited to, "veteran," "disabled veteran," "reservist," "retiree," or  
32 "active duty." The department may specify where the decal may be  
33 placed on the license plate. Decals are required to be made available  
34 only for standard six-inch by twelve-inch license plates.

35 (5) Armed forces license plates and decals are available only to  
36 veterans as defined in RCW 41.04.007, active duty military personnel,  
37 reservists, members of the Washington national guard, and the spouses  
38 of deceased veterans. Upon initial application, any purchaser

1 requesting an armed forces license plate and decal will be required to  
2 show proof of eligibility by providing: A DD-214 or discharge papers  
3 if a veteran; a military identification or retired military  
4 identification card; or a declaration of fact attesting to the  
5 purchaser's eligibility as required under this section.

6 (6) The department of veterans affairs must enter into an agreement  
7 with the department to reimburse the department for the costs  
8 associated with providing military status decals described in  
9 subsection (4) of this section.

10 (7) Armed forces license plates are not available free of charge to  
11 disabled veterans, former prisoners of war, or spouses of deceased  
12 former prisoners of war under the privileges defined in RCW 73.04.110  
13 and 73.04.115.

14 **Sec. 31.** RCW 46.16.30926 and 2005 c 225 s 1 are each amended to  
15 read as follows:

16 (1) The legislature recognizes that the Endangered Wildlife license  
17 plate has been reviewed by the special license plate review board under  
18 RCW 46.16.725 and was found to fully comply with all provisions of RCW  
19 46.16.715 through 46.16.775.

20 (2) The department shall issue a special license plate displaying  
21 a symbol or artwork, approved by the special license plate review board  
22 and the legislature, referred to as "Endangered Wildlife license  
23 plates," that may be used in lieu of a regular or personalized license  
24 ~~((plates))~~ plate for all vehicles ~~((required to display one or two~~  
25 ~~vehicle license plates))~~, excluding vehicles registered under chapter  
26 46.87 RCW, upon terms and conditions established by the department.

27 **Sec. 32.** RCW 46.16.30928 and 2005 c 426 s 1 are each amended to  
28 read as follows:

29 (1) The legislature recognizes that the "Share the Road" license  
30 plate has been reviewed by the special license plate review board under  
31 RCW 46.16.725, and found to fully comply with RCW 46.16.715 through  
32 46.16.775.

33 (2) The department shall issue a special license plate displaying  
34 a symbol or artwork, approved by the special license plate review board  
35 and the legislature, recognizing an organization that promotes bicycle  
36 safety and awareness education. The special license plate may be used  
37 in lieu of a regular or personalized license ~~((plates))~~ plate for all

1 vehicles (~~required to display one or two vehicle license plates~~),  
2 excluding vehicles registered under chapter 46.87 RCW, upon terms and  
3 conditions established by the department. The special plates will  
4 commemorate the life of Cooper Jones.

5 **Sec. 33.** RCW 46.16.316 and 2005 c 210 s 2 are each amended to read  
6 as follows:

7 Except as provided in RCW 46.16.305:

8 (1) When a person who has been issued a special license plate (~~or~~  
9 ~~plates~~): (a) Under RCW 46.16.30901, 46.16.30903, 46.16.30905, or  
10 46.16.301 as it existed before amendment by section 5, chapter 291,  
11 Laws of 1997, or under RCW 46.16.305(2) or 46.16.324; (b) approved by  
12 the special license plate review board under RCW 46.16.715 through  
13 46.16.775; or (c) under RCW 46.16.601 sells, trades, or otherwise  
14 transfers or releases ownership of the vehicle upon which the special  
15 license plate (~~or plates have~~) has been displayed, he or she shall  
16 immediately report the transfer of such plate (~~or plates~~) to an  
17 acquired vehicle or vehicle eligible for such (~~plates~~) plate pursuant  
18 to departmental rule, or he or she shall surrender such (~~plates~~)  
19 plate to the department immediately if such surrender is required by  
20 departmental rule. If a person applies for a transfer of the plate  
21 (~~or plates~~) to another eligible vehicle, a transfer fee of ten  
22 dollars shall be charged in addition to all other applicable fees.  
23 Such transfer fees shall be deposited in the motor vehicle fund.  
24 Failure to surrender the (~~plates~~) plate when required is a traffic  
25 infraction.

26 (2) If the special license plate (~~or plates~~) issued by the  
27 department (~~become~~) becomes lost, defaced, damaged, or destroyed,  
28 application for a replacement special license plate (~~or plates~~) shall  
29 be made and fees paid as provided by law for the replacement of a  
30 regular license (~~plates~~) plate.

31 **Sec. 34.** RCW 46.16.327 and 1990 c 250 s 8 are each amended to read  
32 as follows:

33 Vehicle license plate emblems and veteran remembrance emblems shall  
34 use fully reflectorized materials designed to provide visibility at  
35 night. Emblems shall be designed to be affixed to a vehicle license  
36 number plate by pressure-sensitive adhesive so as not to obscure the  
37 plate identification numbers or letters.



1       (~~Emblems will be issued for display on the front and rear license~~  
2 ~~number plates. Single emblems will be issued for vehicles authorized~~  
3 ~~to display one license number plate.~~)

4       **Sec. 35.** RCW 46.16.333 and 2005 c 426 s 5 are each amended to read  
5 as follows:

6       In cooperation with the Washington state patrol and the department  
7 of licensing, the traffic safety commission shall create and design,  
8 and the department shall issue, Cooper Jones license plate emblems  
9 displaying a symbol of bicycle safety that may be used on all motor  
10 vehicles (~~required to display two motor vehicle license plates~~),  
11 excluding vehicles registered under chapter 46.87 RCW, upon terms and  
12 conditions established by the department. These license plate emblems  
13 will fund the Cooper Jones act and provide funding for bicyclist and  
14 pedestrian safety education, enforcement, and encouragement.

15       Any person may purchase a Cooper Jones license plate (~~emblems~~)  
16 emblem. The (~~emblems are~~) emblem is to be displayed on the vehicle  
17 license (~~plates~~) plate in the manner described by the department,  
18 existing vehicular licensing procedures, and current laws. The fee for  
19 a Cooper Jones (~~emblems shall be~~) emblem is twenty-five dollars. All  
20 moneys collected shall first go to the department to be deposited into  
21 the motor vehicle fund until all expenses of designing and producing  
22 the emblems are recovered. Thereafter, the department shall deduct an  
23 amount not to exceed five dollars of each fee collected for Cooper  
24 Jones emblems for administration and collection expenses. The  
25 remaining proceeds shall be remitted to the custody of the state  
26 treasurer with a proper identifying detailed report. The state  
27 treasurer shall credit the proceeds to the "Share the Road" account  
28 established under RCW 46.16.30929.

29       **Sec. 36.** RCW 46.16.371 and 1987 c 237 s 1 are each amended to read  
30 as follows:

31       (1) Every honorary consul or official representative of any foreign  
32 government who is a citizen or resident of the United States of  
33 America, duly licensed and holding an exequatur issued by the  
34 department of state of the United States of America is entitled to  
35 apply to the director for, and upon satisfactory showing, and upon  
36 payment of regular license fees and excise tax, to receive, in lieu of  
37 the regular motor vehicle license (~~plates~~) plate, such special

1 ((~~plates~~)) plate of a distinguishing color and running in a separate  
2 numerical series, as the director shall prescribe. Application for  
3 renewal of the license ((~~plates~~)) plate shall be as prescribed for the  
4 license renewal of other vehicles.

5 (2) Whenever the owner or lessee as provided in subsection (1) of  
6 this section transfers or assigns his interest or title in the motor  
7 vehicle to which the special ((~~plates were~~)) plate was attached, the  
8 ((~~plates~~)) plate shall be removed from the motor vehicle, and if  
9 another vehicle is acquired, attached thereto, and the director shall  
10 be immediately notified of the transfer of the ((~~plates~~)) plate;  
11 otherwise the removed ((~~plates~~)) plate shall be immediately forwarded  
12 to the director to be destroyed. Whenever the owner or lessee as  
13 provided in subsection (1) of this section is for any reason relieved  
14 of his duties as an honorary consul or official representative of a  
15 foreign government, he shall immediately forward the special ((~~plates~~))  
16 plate to the director, who shall upon receipt thereof provide such  
17 ((~~plates as are~~)) plate as is otherwise provided by law.

18 **Sec. 37.** RCW 46.16.374 and 2001 c 64 s 5 are each amended to read  
19 as follows:

20 (1) If the eligible applicant bears the entire cost of plate  
21 production, the department shall provide for the issuance of special  
22 license plates, in lieu of regular motor vehicle license plates, for  
23 passenger vehicles having manufacturers' rated carrying capacities of  
24 one ton or less that are owned or leased by an officer of the Taipei  
25 Economic and Cultural Office. The department shall issue the special  
26 license plates in a distinguishing color, running in a separate  
27 numerical series, and bearing the words "Foreign Organization." A  
28 vehicle for which a special license ((~~plates are~~)) plate is issued  
29 under this section is exempt from regular license fees under RCW  
30 46.16.0621 ((~~and any additional vehicle license fees imposed under RCW~~  
31 ~~82.80.020~~)).

32 (2) Whenever the owner or lessee as provided in subsection (1) of  
33 this section transfers or assigns the interest or title in the motor  
34 vehicle for which the special ((~~plates were~~)) plate was issued, the  
35 ((~~plates~~)) plate must be removed from the motor vehicle, and if another  
36 qualified vehicle is acquired, attached to that vehicle, and the  
37 director must be immediately notified of the transfer of the ((~~plates~~))  
38 plate; otherwise the removed ((~~plates~~)) plate must be immediately

1 forwarded to the director to be destroyed. Whenever the owner or  
2 lessee as provided in subsection (1) of this section is for any reason  
3 relieved of his or her duties as a representative of a recognized  
4 foreign organization, he or she shall immediately forward the special  
5 ((~~plates~~)) plate to the director, who shall upon receipt dispose of the  
6 ((~~plates~~)) plate as otherwise provided by law.

7 **Sec. 38.** RCW 46.16.565 and 1985 c 173 s 1 are each amended to read  
8 as follows:

9 Any person who is the registered owner of a passenger motor  
10 vehicle, a motor truck, a trailer, a camper, a private bus, or a  
11 motorcycle registered with the department, excluding proportionally  
12 registered vehicles, or who makes application for an original  
13 registration or renewal registration of such vehicle or camper may,  
14 upon payment of the fee prescribed in RCW 46.16.585, apply to the  
15 department for a personalized license ((~~plates~~)) plate, in the manner  
16 described in RCW 46.16.580, which ((~~plates~~)) shall be affixed to the  
17 vehicle or camper for which registration is sought in lieu of the  
18 regular license ((~~plates~~)) plate.

19 **Sec. 39.** RCW 46.16.575 and 1973 1st ex.s. c 200 s 5 are each  
20 amended to read as follows:

21 A personalized license ((~~plates~~)) plate shall be issued only to the  
22 registered owner of a vehicle on which (( ~~they are~~)) it is to be  
23 displayed.

24 **Sec. 40.** RCW 46.16.580 and 1973 1st ex.s. c 200 s 6 are each  
25 amended to read as follows:

26 An applicant for issuance of a personalized license ((~~plates~~))  
27 plate or renewal of such ((~~plates~~)) plate in the subsequent year  
28 pursuant to this chapter shall file an application therefor in such  
29 form and by such date as the department may require, indicating thereon  
30 the combination of letters or numbers, or both, requested as a vehicle  
31 license plate number. There shall be no duplication or conflict with  
32 existing or projected vehicle license plate series or other numbering  
33 systems for records kept by the department, and the department may  
34 refuse to issue any combination of letters or numbers, or both, that  
35 may carry connotations offensive to good taste and decency or which

1 would be misleading or a duplication of license plates provided for in  
2 chapter 46.16 RCW.

3 **Sec. 41.** RCW 46.16.585 and 1979 ex.s. c 136 s 51 are each amended  
4 to read as follows:

5 In addition to the regular registration fee, and any other fees and  
6 taxes required to be paid upon registration, the applicant shall be  
7 charged a fee of thirty dollars. In addition to the regular renewal  
8 fee, and in addition to any other fees and taxes required to be paid,  
9 the applicant for a renewal of such (~~(plates)~~) plate shall be charged  
10 an additional fee of twenty dollars: PROVIDED, That any person who  
11 purchased personalized license plates containing three letters and  
12 three digits on or between the dates of August 9, 1971, and November 6,  
13 1973, shall not be required to pay the additional annual renewal fee of  
14 twenty dollars commencing with the year 1976. All personalized license  
15 plates must be renewed on an annual basis, regardless of whether a  
16 vehicle on which they are displayed will not be driven on public  
17 highways or may also be eligible to display a permanent license  
18 (~~(plates)~~) plate valid for the life of such vehicle without annual  
19 renewal. Personalized license plates that are not renewed must be  
20 surrendered to the department, and failure to do so is a traffic  
21 infraction.

22 **Sec. 42.** RCW 46.16.590 and 2004 c 223 s 5 are each amended to read  
23 as follows:

24 Whenever any person who has been issued a personalized license  
25 (~~(plates)~~) plate applies to the department for transfer of such  
26 (~~(plates)~~) plate to a subsequently acquired vehicle or camper eligible  
27 for a personalized license (~~(plates)~~) plate, a transfer fee of ten  
28 dollars shall be charged in addition to all other appropriate fees.  
29 Such transfer fees shall be deposited in the motor vehicle fund.

30 **Sec. 43.** RCW 46.16.595 and 1979 ex.s. c 136 s 52 are each amended  
31 to read as follows:

32 When any person who has been issued a personalized license  
33 (~~(plates)~~) plate sells, trades, or otherwise releases ownership of the  
34 vehicle upon which the personalized license (~~(plates have)~~) plate has  
35 been displayed, he or she shall immediately report the transfer of such  
36 (~~(plates)~~) plate to an acquired vehicle or camper eligible for a

1 personalized license ((~~plates~~)) plate, pursuant to RCW 46.16.590, or he  
2 or she shall surrender such (( ~~plates~~)) plate to the department  
3 forthwith and release his or her priority to the letters or numbers, or  
4 combination thereof, displayed on the personalized license ((~~plates~~))  
5 plate. Failure to surrender such (( ~~plates~~)) plate is a traffic  
6 infraction.

7 **Sec. 44.** RCW 46.16.606 and 1991 sp.s. c 7 s 13 are each amended to  
8 read as follows:

9 In addition to the fees imposed in RCW 46.16.585 for application  
10 and renewal of a personalized license ((~~plates~~)) plate an additional  
11 fee of ten dollars shall be charged. The revenue from the additional  
12 fee shall be deposited in the state wildlife ((~~fund~~)) account and used  
13 for the management of resources associated with the nonconsumptive use  
14 of wildlife.

15 **Sec. 45.** RCW 46.29.605 and 1981 c 309 s 6 are each amended to read  
16 as follows:

17 (1) Whenever the involvement in a motor vehicle accident in this  
18 state results in the driving privilege of a person being suspended for  
19 failure to pay a judgment or deposit security, the department shall  
20 suspend the Washington registration of the motor vehicle if the person  
21 driving at the time of the accident was also the registered owner of  
22 the motor vehicle.

23 (2) A notice of suspension shall be mailed by first class mail to  
24 the owner's last known address of record in the department and shall be  
25 effective notwithstanding the owner's failure to receive the notice.

26 (3) Upon suspension of the registration of a motor vehicle, the  
27 registered owner shall surrender ((~~all~~)) the vehicle license ((~~plates~~))  
28 plate registered to the vehicle. The department shall destroy the  
29 license ((~~plates~~)) plate and, upon reinstatement of the registration,  
30 shall issue a new vehicle license ((~~plates~~)) plate as provided in RCW  
31 46.16.270.

32 (4) Failure to surrender a license ((~~plates~~)) plate under  
33 subsection (3) of this section is a misdemeanor punishable by  
34 imprisonment for not less than one day nor more than five days and by  
35 a fine of not less than fifty dollars nor more than two hundred fifty  
36 dollars.

1 (5) No vehicle license (~~(plates)~~) plate or certificate of ownership  
2 or registration for a motor vehicle may be issued and no vehicle  
3 license may be renewed during the time the registration of the motor  
4 vehicle is suspended.

5 (6) Any person who operates a vehicle in this state while the  
6 registration of the vehicle is suspended is guilty of a gross  
7 misdemeanor and upon conviction thereof shall be imprisoned for not  
8 less than two days nor more than five days and fined not less than one  
9 hundred dollars nor more than five hundred dollars.

10 **Sec. 46.** RCW 46.32.010 and 1993 c 403 s 2 are each amended to read  
11 as follows:

12 (1) The chief of the Washington state patrol may operate, maintain,  
13 or designate, throughout the state of Washington, stations for the  
14 inspection of school buses and private carrier buses, with respect to  
15 vehicle equipment, drivers' qualifications, and hours of service and to  
16 set reasonable times when inspection of vehicles shall be performed.

17 (2) The state patrol may inspect a commercial motor vehicle while  
18 the vehicle is operating on the public highways of this state with  
19 respect to vehicle equipment, hours of service, and driver  
20 qualifications.

21 (3) It is unlawful for any vehicle required to be inspected to be  
22 operated over the public highways of this state unless and until it has  
23 been approved periodically as to equipment.

24 (4) Inspections shall be performed by a responsible employee of the  
25 chief of the Washington state patrol, who shall be duly authorized and  
26 who shall have authority to secure and withhold, with written notice to  
27 the director of licensing, the certificate of license registration and  
28 license (~~(plates)~~) plate of any vehicle found to be defective in  
29 equipment so as to be unsafe or unfit to be operated upon the highways  
30 of this state, and it shall be unlawful for any person to operate such  
31 vehicle unless and until it has been placed in a condition satisfactory  
32 to pass a subsequent equipment inspection. The police officer in  
33 charge of such vehicle equipment inspection shall grant to the operator  
34 of such defective vehicle the privilege to move such vehicle to a place  
35 for repair under such restrictions as may be reasonably necessary.

36 (5) In the event any insignia, sticker, or other marker is adopted  
37 to be displayed upon vehicles in connection with the inspection of  
38 vehicle equipment, it shall be displayed as required by the rules of

1 the chief of the Washington state patrol, and it is a traffic  
2 infraction for any person to mutilate, destroy, remove, or otherwise  
3 interfere with the display thereof.

4 (6) It is a traffic infraction for any person to refuse to have his  
5 motor vehicle examined as required by the chief of the Washington state  
6 patrol, or, after having had it examined, to refuse to place an  
7 insignia, sticker, or other marker, if issued, upon the vehicle, or  
8 fraudulently to obtain any such insignia, sticker, or other marker, or  
9 to refuse to place his motor vehicle in proper condition after having  
10 had it examined, or in any manner, to fail to conform to the provisions  
11 of this chapter.

12 (7) It is a traffic infraction for any person to perform false or  
13 improvised repairs, or repairs in any manner not in accordance with  
14 acceptable and customary repair practices, upon a motor vehicle.

15 **Sec. 47.** RCW 46.44.170 and 2005 c 399 s 1 are each amended to read  
16 as follows:

17 (1) Any person moving a mobile home as defined in RCW 46.04.302 or  
18 a park model trailer as defined in RCW 46.04.622 upon public highways  
19 of the state must obtain:

20 (a) A special permit from the department of transportation and  
21 local authorities pursuant to RCW 46.44.090 and 46.44.093 and shall pay  
22 the proper fee as prescribed by RCW 46.44.0941 and 46.44.096; and

23 (b) For mobile homes constructed before June 15, 1976, and already  
24 situated in the state: (i) A certification from the department of  
25 labor and industries that the mobile home was inspected for fire  
26 safety; or (ii) an affidavit in the form prescribed by the department  
27 of community, trade, and economic development signed by the owner at  
28 the county treasurer's office at the time of the application for the  
29 movement permit stating that the mobile home is being moved by the  
30 owner for his or her continued occupation or use; or (iii) a copy of  
31 the certificate of ownership or title together with an affidavit signed  
32 under penalty of perjury by the certified owner stating that the mobile  
33 home is being transferred to a wrecking yard or similar facility for  
34 disposal. In addition, the destroyed mobile home must be removed from  
35 the assessment rolls of the county and any outstanding taxes on the  
36 destroyed mobile home must be removed by the county treasurer.

37 (2) A special permit issued as provided in subsection (1) of this  
38 section for the movement of any mobile home or a park model trailer

1 that is assessed for purposes of property taxes shall not be valid  
2 until the county treasurer of the county in which the mobile home or  
3 park model trailer is located shall endorse or attach his or her  
4 certificate that all property taxes which are a lien or which are  
5 delinquent, or both, upon the mobile home or park model trailer being  
6 moved have been satisfied. Further, any mobile home or park model  
7 trailer required to have a special movement permit under this section  
8 shall display an easily recognizable decal. However, endorsement or  
9 certification by the county treasurer and the display of the decal is  
10 not required:

11 (a) When a mobile home or park model trailer is to enter the state  
12 or is being moved from a manufacturer or distributor to a retail sales  
13 outlet or directly to the purchaser's designated location or between  
14 retail and sales outlets;

15 (b) When a signed affidavit of destruction is filed with the county  
16 assessor and the mobile home or park model trailer is being moved to a  
17 disposal site by a landlord as defined in RCW 59.20.030 after (i) the  
18 mobile home or park model trailer has been abandoned as defined in RCW  
19 59.20.030; or (ii) a final judgment for restitution of the premises  
20 under RCW 59.18.410 has been executed in favor of the landlord with  
21 regard to the mobile home or park model trailer. The mobile home or  
22 park model trailer will be removed from the tax rolls and, upon  
23 notification by the assessor, any outstanding taxes on the destroyed  
24 mobile home or park model trailer will be removed by the county  
25 treasurer; or

26 (c) When a signed affidavit of destruction is filed with the county  
27 assessor by any mobile home or park model trailer owner or any property  
28 owner with an abandoned mobile home or park model trailer, the same  
29 shall be removed from the tax rolls and upon notification by the  
30 assessor, any outstanding taxes on the destroyed mobile home or park  
31 model trailer shall be removed by the county treasurer.

32 (3) If the landlord of a mobile home park takes ownership of a  
33 mobile home or park model trailer with the intent to resell or rent the  
34 same under RCW 59.20.030 after (a) the mobile home or park model  
35 trailer has been abandoned as defined in RCW 59.20.030; or (b) a final  
36 judgment for restitution of the premises under RCW 59.18.410 has been  
37 executed in favor of the landlord with regard to the mobile home or  
38 park model trailer, the outstanding taxes become the responsibility of  
39 the landlord.



1 (4) It is the responsibility of the owner of the mobile home or  
2 park model trailer subject to property taxes or the agent to obtain the  
3 endorsement and decal from the county treasurer before a mobile home or  
4 park model trailer is moved.

5 (5) This section does not prohibit the issuance of a vehicle  
6 license (~~((plates))~~) plate for a mobile home or park model trailer  
7 subject to property taxes, but (~~((plates))~~) a plate shall not be issued  
8 unless the mobile home or park model trailer subject to property taxes  
9 for which (~~((plates are))~~) the plate is sought has been listed for  
10 property tax purposes in the county in which it is principally located  
11 and the appropriate fee for the license has been paid.

12 (6) The department of transportation, the department of labor and  
13 industries, and local authorities are authorized to adopt reasonable  
14 rules for implementing the provisions of this section. The department  
15 of transportation shall adopt rules specifying the design, reflective  
16 characteristics, annual coloration, and for the uniform implementation  
17 of the decal required by this section. By January 1, 2006, the  
18 department of labor and industries shall also adopt procedures for  
19 notifying destination local jurisdictions concerning the arrival of  
20 mobile homes that failed safety inspections.

21 **Sec. 48.** RCW 46.61.725 and 2003 c 353 s 3 are each amended to read  
22 as follows:

23 (1) Absent prohibition by local authorities authorized under this  
24 section and except as prohibited elsewhere in this section, a person  
25 may operate a neighborhood electric vehicle upon a highway of this  
26 state having a speed limit of thirty-five miles per hour or less if:

27 (a) The person does not operate a neighborhood electric vehicle  
28 upon state highways that are listed in chapter 47.17 RCW;

29 (b) The person does not operate a neighborhood electric vehicle  
30 upon a highway of this state without first having obtained and having  
31 in full force and effect a current and proper vehicle license and  
32 display a vehicle license number (~~((plates))~~) plate in compliance with  
33 chapter 46.16 RCW;

34 (c) The person does not operate a neighborhood electric vehicle  
35 upon a highway of this state without first obtaining a valid driver's  
36 license issued to Washington residents in compliance with chapter 46.20  
37 RCW;

1 (d) The person does not operate a neighborhood electric vehicle  
2 subject to registration under chapter 46.16 RCW on a highway of this  
3 state unless the person is insured under a motor vehicle liability  
4 policy in compliance with chapter 46.30 RCW; and

5 (e) The person operating a neighborhood electric vehicle does not  
6 cross a roadway with a speed limit in excess of thirty-five miles per  
7 hour, unless the crossing begins and ends on a roadway with a speed  
8 limit of thirty-five miles per hour or less and occurs at an  
9 intersection of approximately ninety degrees, except that the operator  
10 of a neighborhood electric vehicle must not cross an uncontrolled  
11 intersection of streets and highways that are part of the state highway  
12 system subject to Title 47 RCW unless that intersection has been  
13 authorized by local authorities provided elsewhere in this section.

14 (2) Any person who violates this section commits a traffic  
15 infraction.

16 (3) This section does not prevent local authorities, with respect  
17 to streets and highways under their jurisdiction and within the  
18 reasonable exercise of their police power, from regulating the  
19 operation of neighborhood electric vehicles on streets and highways  
20 under their jurisdiction by resolution or ordinance of the governing  
21 body, if the regulation is consistent with the provisions of this  
22 title, except that:

23 (a) Local authorities may not authorize the operation of  
24 neighborhood electric vehicles on streets and highways that are part of  
25 the state highway system subject to the provisions of Title 47 RCW;

26 (b) Local authorities may not prohibit the operation of  
27 neighborhood electric vehicles upon highways of this state having a  
28 speed limit of twenty-five miles per hour or less; and

29 (c) Local authorities are prohibited from establishing any  
30 requirements for the registration and licensing of neighborhood  
31 electric vehicles.

32 **Sec. 49.** RCW 46.70.120 and 2001 c 272 s 7 are each amended to read  
33 as follows:

34 A dealer shall complete and maintain for a period of at least five  
35 years a record of the purchase and sale or lease of all vehicles  
36 purchased, sold, or leased by him or her. The records shall consist  
37 of:

- 1 (1) The license and title numbers of the state in which the last
- 2 license was issued;
- 3 (2) A description of the vehicle;
- 4 (3) The name and address of the person from whom purchased;
- 5 (4) The name of the legal owner, if any;
- 6 (5) The name and address of the purchaser or lessee;
- 7 (6) If purchased from a dealer, the name, business address, dealer
- 8 license number, and resale tax number of the dealer;
- 9 (7) The price paid for the vehicle and the method of payment;
- 10 (8) The vehicle odometer disclosure statement given by the seller
- 11 to the dealer, and the vehicle odometer disclosure statement given by
- 12 the dealer to the purchaser or lessee;
- 13 (9) The written agreement to allow a dealer to sell between the
- 14 dealer and the consignor, or the listing dealer and the seller;
- 15 (10) Trust account records of receipts, deposits, and withdrawals;
- 16 (11) All sale documents, which shall show the full name of dealer
- 17 employees involved in the sale or lease; and
- 18 (12) Any additional information the department may require.
- 19 However, the department may not require a dealer to collect or retain
- 20 the hardback copy of a temporary license permit after the permanent
- 21 license (~~((plates))~~) plate for a vehicle (~~((have))~~) has been provided to
- 22 the purchaser or lessee, if the dealer maintains some other copy of the
- 23 temporary license permit together with a log of the permits issued.
- 24 Such records shall be maintained separate from all other business
- 25 records of the dealer. Records older than two years may be kept at a
- 26 location other than the dealer's place of business if those records are
- 27 made available in hard copy for inspection within three calendar days,
- 28 exclusive of Saturday, Sunday, or a legal holiday, after a request by
- 29 the director or the director's authorized agent. Records kept at the
- 30 vehicle dealer's place of business must be available for inspection by
- 31 the director or the director's authorized agent during normal business
- 32 hours.
- 33 Dealers may maintain their recordkeeping and filing systems in
- 34 accordance with their own particular business needs and practices.
- 35 Nothing in this chapter requires dealers to maintain their records in
- 36 any particular order or manner, as long as the records identified in
- 37 this section are maintained in the dealership's recordkeeping system.

1       **Sec. 50.** RCW 46.70.180 and 2003 c 368 s 1 are each amended to read  
2 as follows:

3       Each of the following acts or practices is unlawful:

4       (1) To cause or permit to be advertised, printed, displayed,  
5 published, distributed, broadcasted, televised, or disseminated in any  
6 manner whatsoever, any statement or representation with regard to the  
7 sale, lease, or financing of a vehicle which is false, deceptive, or  
8 misleading, including but not limited to the following:

9       (a) That no down payment is required in connection with the sale of  
10 a vehicle when a down payment is in fact required, or that a vehicle  
11 may be purchased for a smaller down payment than is actually required;

12       (b) That a certain percentage of the sale price of a vehicle may be  
13 financed when such financing is not offered in a single document  
14 evidencing the entire security transaction;

15       (c) That a certain percentage is the amount of the service charge  
16 to be charged for financing, without stating whether this percentage  
17 charge is a monthly amount or an amount to be charged per year;

18       (d) That a new vehicle will be sold for a certain amount above or  
19 below cost without computing cost as the exact amount of the factory  
20 invoice on the specific vehicle to be sold;

21       (e) That a vehicle will be sold upon a monthly payment of a certain  
22 amount, without including in the statement the number of payments of  
23 that same amount which are required to liquidate the unpaid purchase  
24 price.

25       (2)(a) To incorporate within the terms of any purchase and sale or  
26 lease agreement any statement or representation with regard to the  
27 sale, lease, or financing of a vehicle which is false, deceptive, or  
28 misleading, including but not limited to terms that include as an added  
29 cost to the selling price or capitalized cost of a vehicle an amount  
30 for licensing or transfer of title of that vehicle which is not  
31 actually due to the state, unless such amount has in fact been paid by  
32 the dealer prior to such sale. However, an amount not to exceed  
33 thirty-five dollars per vehicle sale or lease may be charged by a  
34 dealer to recover administrative costs for collecting motor vehicle  
35 excise taxes, licensing and registration fees and other agency fees,  
36 verifying and clearing titles, transferring titles, perfecting,  
37 releasing, or satisfying liens or other security interests, and other  
38 administrative and documentary services rendered by a dealer in

1 connection with the sale or lease of a vehicle and in carrying out the  
2 requirements of this chapter or any other provisions of state law.

3 (b) A dealer may charge the documentary service fee in (a) of this  
4 subsection under the following conditions:

5 (i) The documentary service fee is disclosed in writing to a  
6 prospective purchaser or lessee before the execution of a purchase and  
7 sale or lease agreement;

8 (ii) The documentary service fee is not represented to the  
9 purchaser or lessee as a fee or charge required by the state to be paid  
10 by either the dealer or prospective purchaser or lessee;

11 (iii) The documentary service fee is separately designated from the  
12 selling price or capitalized cost of the vehicle and from any other  
13 taxes, fees, or charges; and

14 (iv) Dealers disclose in any advertisement that a documentary  
15 service fee in an amount up to thirty-five dollars may be added to the  
16 sale price or the capitalized cost.

17 For the purposes of this subsection (2), the term "documentary  
18 service fee" means the optional amount charged by a dealer to provide  
19 the services specified in (a) of this subsection.

20 (3) To set up, promote, or aid in the promotion of a plan by which  
21 vehicles are to be sold or leased to a person for a consideration and  
22 upon further consideration that the purchaser or lessee agrees to  
23 secure one or more persons to participate in the plan by respectively  
24 making a similar purchase and in turn agreeing to secure one or more  
25 persons likewise to join in said plan, each purchaser or lessee being  
26 given the right to secure money, credits, goods, or something of value,  
27 depending upon the number of persons joining the plan.

28 (4) To commit, allow, or ratify any act of "bushing" which is  
29 defined as follows: Taking from a prospective buyer or lessee of a  
30 vehicle a written order or offer to purchase or lease, or a contract  
31 document signed by the buyer or lessee, which:

32 (a) Is subject to the dealer's, or his or her authorized  
33 representative's future acceptance, and the dealer fails or refuses  
34 within three calendar days, exclusive of Saturday, Sunday, or legal  
35 holiday, and prior to any further negotiations with said buyer or  
36 lessee, either (i) to deliver to the buyer or lessee the dealer's  
37 signed acceptance, or (ii) to void the order, offer, or contract  
38 document and tender the return of any initial payment or security made  
39 or given by the buyer or lessee, including but not limited to money,

1 check, promissory note, vehicle keys, a trade-in, or certificate of  
2 title to a trade-in; or

3 (b) Permits the dealer to renegotiate a dollar amount specified as  
4 trade-in allowance on a vehicle delivered or to be delivered by the  
5 buyer or lessee as part of the purchase price or lease, for any reason  
6 except:

7 (i) Failure to disclose that the vehicle's certificate of ownership  
8 has been branded for any reason, including, but not limited to, status  
9 as a rebuilt vehicle as provided in RCW 46.12.050 and 46.12.075; or

10 (ii) Substantial physical damage or latent mechanical defect  
11 occurring before the dealer took possession of the vehicle and which  
12 could not have been reasonably discoverable at the time of the taking  
13 of the order, offer, or contract; or

14 (iii) Excessive additional miles or a discrepancy in the mileage.  
15 "Excessive additional miles" means the addition of five hundred miles  
16 or more, as reflected on the vehicle's odometer, between the time the  
17 vehicle was first valued by the dealer for purposes of determining its  
18 trade-in value and the time of actual delivery of the vehicle to the  
19 dealer. "A discrepancy in the mileage" means (A) a discrepancy between  
20 the mileage reflected on the vehicle's odometer and the stated mileage  
21 on the signed odometer statement; or (B) a discrepancy between the  
22 mileage stated on the signed odometer statement and the actual mileage  
23 on the vehicle; or

24 (c) Fails to comply with the obligation of any written warranty or  
25 guarantee given by the dealer requiring the furnishing of services or  
26 repairs within a reasonable time.

27 (5) To commit any offense relating to odometers, as such offenses  
28 are defined in RCW 46.37.540, 46.37.550, 46.37.560, and 46.37.570. A  
29 violation of this subsection is a class C felony punishable under  
30 chapter 9A.20 RCW.

31 (6) For any vehicle dealer or vehicle salesperson to refuse to  
32 furnish, upon request of a prospective purchaser or lessee, for  
33 vehicles previously registered to a business or governmental entity,  
34 the name and address of the business or governmental entity.

35 (7) To commit any other offense under RCW 46.37.423, 46.37.424, or  
36 46.37.425.

37 (8) To commit any offense relating to a dealer's temporary license  
38 permit, including but not limited to failure to properly complete each  
39 such permit, or the issuance of more than one such permit on any one

1 vehicle. However, a dealer may issue a second temporary permit on a  
2 vehicle if the following conditions are met:

3 (a) The lienholder fails to deliver the vehicle title to the dealer  
4 within the required time period;

5 (b) The dealer has satisfied the lien; and

6 (c) The dealer has proof that payment of the lien was made within  
7 two calendar days, exclusive of Saturday, Sunday, or a legal holiday,  
8 after the sales contract has been executed by all parties and all  
9 conditions and contingencies in the sales contract have been met or  
10 otherwise satisfied.

11 (9) For a dealer, salesperson, or mobile home manufacturer, having  
12 taken an instrument or cash "on deposit" from a purchaser or lessee  
13 prior to the delivery of the bargained-for vehicle, to commingle the  
14 "on deposit" funds with assets of the dealer, salesperson, or mobile  
15 home manufacturer instead of holding the "on deposit" funds as trustee  
16 in a separate trust account until the purchaser or lessee has taken  
17 delivery of the bargained-for vehicle. Delivery of a manufactured home  
18 shall be deemed to occur in accordance with RCW 46.70.135(5). Failure,  
19 immediately upon receipt, to endorse "on deposit" instruments to such  
20 a trust account, or to set aside "on deposit" cash for deposit in such  
21 trust account, and failure to deposit such instruments or cash in such  
22 trust account by the close of banking hours on the day following  
23 receipt thereof, shall be evidence of intent to commit this unlawful  
24 practice: PROVIDED, HOWEVER, That a motor vehicle dealer may keep a  
25 separate trust account which equals his or her customary total customer  
26 deposits for vehicles for future delivery. For purposes of this  
27 section, "on deposit" funds received from a purchaser of a manufactured  
28 home means those funds that a seller requires a purchaser to advance  
29 before ordering the manufactured home, but does not include any loan  
30 proceeds or moneys that might have been paid on an installment  
31 contract.

32 (10) For a dealer or manufacturer to fail to comply with the  
33 obligations of any written warranty or guarantee given by the dealer or  
34 manufacturer requiring the furnishing of goods and services or repairs  
35 within a reasonable period of time, or to fail to furnish to a  
36 purchaser or lessee, all parts which attach to the manufactured unit  
37 including but not limited to the undercarriage, and all items specified  
38 in the terms of a sales or lease agreement signed by the seller and  
39 buyer or lessee.

1 (11) For a vehicle dealer to pay to or receive from any person,  
2 firm, partnership, association, or corporation acting, either directly  
3 or through a subsidiary, as a buyer's agent for consumers, any  
4 compensation, fee, purchase moneys or funds that have been deposited  
5 into or withdrawn out of any account controlled or used by any buyer's  
6 agent, gratuity, or reward in connection with the purchase, sale, or  
7 lease of a new motor vehicle.

8 (12) For a buyer's agent, acting directly or through a subsidiary,  
9 to pay to or to receive from any motor vehicle dealer any compensation,  
10 fee, gratuity, or reward in connection with the purchase, sale, or  
11 lease of a new motor vehicle. In addition, it is unlawful for any  
12 buyer's agent to engage in any of the following acts on behalf of or in  
13 the name of the consumer:

14 (a) Receiving or paying any purchase moneys or funds into or out of  
15 any account controlled or used by any buyer's agent;

16 (b) Signing any vehicle purchase orders, sales contracts, leases,  
17 odometer statements, or title documents, or having the name of the  
18 buyer's agent appear on the vehicle purchase order, sales contract,  
19 lease, or title; or

20 (c) Signing any other documentation relating to the purchase, sale,  
21 lease, or transfer of any new motor vehicle.

22 It is unlawful for a buyer's agent to use a power of attorney  
23 obtained from the consumer to accomplish or effect the purchase, sale,  
24 lease, or transfer of ownership documents of any new motor vehicle by  
25 any means which would otherwise be prohibited under (a) through (c) of  
26 this subsection. However, the buyer's agent may use a power of  
27 attorney for physical delivery of a motor vehicle license (~~(plates)~~)  
28 plate to the consumer.

29 Further, it is unlawful for a buyer's agent to engage in any false,  
30 deceptive, or misleading advertising, disseminated in any manner  
31 whatsoever, including but not limited to making any claim or statement  
32 that the buyer's agent offers, obtains, or guarantees the lowest price  
33 on any motor vehicle or words to similar effect.

34 (13) For a buyer's agent to arrange for or to negotiate the  
35 purchase, or both, of a new motor vehicle through an out-of-state  
36 dealer without disclosing in writing to the customer that the new  
37 vehicle would not be subject to chapter 19.118 RCW. This subsection  
38 also applies to leased vehicles. In addition, it is unlawful for any  
39 buyer's agent to fail to have a written agreement with the customer



1 that: (a) Sets forth the terms of the parties' agreement; (b)  
2 discloses to the customer the total amount of any fees or other  
3 compensation being paid by the customer to the buyer's agent for the  
4 agent's services; and (c) further discloses whether the fee or any  
5 portion of the fee is refundable.

6 (14) Being a manufacturer, other than a (~~motorcycle~~) motorsports  
7 vehicle manufacturer governed by chapter (~~46.94~~) 46.93 RCW, to:

8 (a) Coerce or attempt to coerce any vehicle dealer to order or  
9 accept delivery of any vehicle or vehicles, parts or accessories, or  
10 any other commodities which have not been voluntarily ordered by the  
11 vehicle dealer: PROVIDED, That recommendation, endorsement,  
12 exposition, persuasion, urging, or argument are not deemed to  
13 constitute coercion;

14 (b) Cancel or fail to renew the franchise or selling agreement of  
15 any vehicle dealer doing business in this state without fairly  
16 compensating the dealer at a fair going business value for his or her  
17 capital investment which shall include but not be limited to tools,  
18 equipment, and parts inventory possessed by the dealer on the day he or  
19 she is notified of such cancellation or termination and which are still  
20 within the dealer's possession on the day the cancellation or  
21 termination is effective, if: (i) The capital investment has been  
22 entered into with reasonable and prudent business judgment for the  
23 purpose of fulfilling the franchise; and (ii) the cancellation or  
24 nonrenewal was not done in good faith. Good faith is defined as the  
25 duty of each party to any franchise to act in a fair and equitable  
26 manner towards each other, so as to guarantee one party freedom from  
27 coercion, intimidation, or threats of coercion or intimidation from the  
28 other party: PROVIDED, That recommendation, endorsement, exposition,  
29 persuasion, urging, or argument are not deemed to constitute a lack of  
30 good faith;

31 (c) Encourage, aid, abet, or teach a vehicle dealer to sell or  
32 lease vehicles through any false, deceptive, or misleading sales or  
33 financing practices including but not limited to those practices  
34 declared unlawful in this section;

35 (d) Coerce or attempt to coerce a vehicle dealer to engage in any  
36 practice forbidden in this section by either threats of actual  
37 cancellation or failure to renew the dealer's franchise agreement;

38 (e) Refuse to deliver any vehicle publicly advertised for immediate  
39 delivery to any duly licensed vehicle dealer having a franchise or

1 contractual agreement for the retail sale or lease of new and unused  
2 vehicles sold or distributed by such manufacturer within sixty days  
3 after such dealer's order has been received in writing unless caused by  
4 inability to deliver because of shortage or curtailment of material,  
5 labor, transportation, or utility services, or by any labor or  
6 production difficulty, or by any cause beyond the reasonable control of  
7 the manufacturer;

8 (f) To provide under the terms of any warranty that a purchaser or  
9 lessee of any new or unused vehicle that has been sold or leased,  
10 distributed for sale or lease, or transferred into this state for  
11 resale or lease by the vehicle manufacturer may only make any warranty  
12 claim on any item included as an integral part of the vehicle against  
13 the manufacturer of that item.

14 Nothing in this section may be construed to impair the obligations  
15 of a contract or to prevent a manufacturer, distributor,  
16 representative, or any other person, whether or not licensed under this  
17 chapter, from requiring performance of a written contract entered into  
18 with any licensee hereunder, nor does the requirement of such  
19 performance constitute a violation of any of the provisions of this  
20 section if any such contract or the terms thereof requiring  
21 performance, have been freely entered into and executed between the  
22 contracting parties. This paragraph and subsection (14)(b) of this  
23 section do not apply to new motor vehicle manufacturers governed by  
24 chapter 46.96 RCW.

25 (15) Unlawful transfer of an ownership interest in a motor vehicle  
26 as defined in RCW 19.116.050.

27 (16) To knowingly and intentionally engage in collusion with a  
28 registered owner of a vehicle to repossess and return or resell the  
29 vehicle to the registered owner in an attempt to avoid a suspended  
30 license impound under chapter 46.55 RCW. However, compliance with  
31 chapter 62A.9A RCW in repossessing, selling, leasing, or otherwise  
32 disposing of the vehicle, including providing redemption rights to the  
33 debtor, is not a violation of this section.

34 **Sec. 51.** RCW 46.76.030 and 1967 c 32 s 92 are each amended to read  
35 as follows:

36 Upon receiving an application for transporter's license the  
37 director, if satisfied that the applicant is entitled thereto, shall  
38 issue a proper certificate of license registration and a distinctive

1 (~~set of~~) license (~~plates~~) plate and shall transmit the fees  
2 obtained therefor with a proper identifying report to the state  
3 treasurer, who shall deposit such fees in the motor vehicle fund. The  
4 certificate of license registration and license (~~plates~~) plate issued  
5 by the director shall authorize the holder of the license to drive or  
6 tow any motor vehicle or trailers upon the public highways.

7 **Sec. 52.** RCW 46.76.040 and 1990 c 250 s 68 are each amended to  
8 read as follows:

9 The fee for an original transporter's license is twenty-five  
10 dollars. A transporter license number (~~plates~~) plate bearing an  
11 appropriate symbol and serial number shall be attached to (~~all~~  
12 ~~vehicles~~) each vehicle being delivered in the conduct of the business  
13 licensed under this chapter. The (~~plates~~) plate may be obtained for  
14 a fee of two dollars (~~for each set~~).

15 **Sec. 53.** RCW 46.79.060 and 1971 ex.s. c 110 s 6 are each amended  
16 to read as follows:

17 The hulk hauler or scrap processor shall obtain a special (~~set~~  
18 ~~of~~) license (~~plates~~) plate in addition to the regular licenses and  
19 plates required for the operation of vehicles owned and/or operated by  
20 him and used in the conduct of his business. Such special license  
21 shall be displayed on the operational vehicles and shall be in lieu of  
22 a trip permit or current license on any vehicle being transported. The  
23 fee for (~~these plates~~) this plate shall be five dollars for the  
24 original (~~plates~~) plate and two dollars for each additional (~~set of~~  
25 ~~plates~~) plate bearing the same license number.

26 **Sec. 54.** RCW 46.80.060 and 1995 c 256 s 8 are each amended to read  
27 as follows:

28 The vehicle wrecker shall obtain a special (~~set of~~) license  
29 (~~plates~~) plate in addition to the regular licenses and plates  
30 required for the operation of such vehicles. The special (~~plates~~)  
31 plate must be displayed on (~~vehicles~~) each vehicle owned and/or  
32 operated by the wrecker and used in the conduct of the business. The  
33 fee for (~~these plates~~) the plate shall be five dollars for the  
34 original (~~plates~~) plate and two dollars for each additional (~~set of~~  
35 ~~plates~~) plate bearing the same license number. A wrecker with more  
36 than one licensed location in the state may use a special (~~plates~~)

1 plate bearing the same license number for vehicles operated out of any  
2 of the licensed locations.

3 **Sec. 55.** RCW 46.87.080 and 2005 c 194 s 6 are each amended to read  
4 as follows:

5 (1) Upon making satisfactory application and payment of applicable  
6 fees and taxes for proportional registration under this chapter, the  
7 department shall issue a cab card and validation tab for each vehicle,  
8 and to vehicles of Washington-based fleets, ~~((two))~~ one distinctive  
9 apportionable license ~~((plates))~~ plate for each motor vehicle. License  
10 plates shall be displayed on vehicles as required by RCW 46.16.240.  
11 The number and plate shall be of a design, size, and color determined  
12 by the department. The ~~(( plates))~~ plate shall be treated with  
13 reflectorized material and clearly marked with the words "WASHINGTON"  
14 and "APPORTIONED," both words to appear in full and without  
15 abbreviation.

16 (2) The cab card serves as the certificate of registration for a  
17 proportionally registered vehicle. The face of the cab card shall  
18 contain the name and address of the registrant as contained in the  
19 records of the department, the license plate number assigned to the  
20 vehicle by the base jurisdiction, the vehicle identification number,  
21 and such other description of the vehicle and data as the department  
22 may require. The cab card shall be signed by the registrant, or a  
23 designated person if the registrant is a business firm, and shall at  
24 all times be carried in or on the vehicle to which it was issued.

25 (3) The apportioned license ~~((plates are))~~ plate is not  
26 transferrable from vehicle to vehicle unless otherwise determined by  
27 rule and shall be used only on the vehicle to which ~~((they are))~~ it is  
28 assigned by the department for as long as ~~((they are))~~ it is legible or  
29 until such time as the department requires ~~((them))~~ it to be removed  
30 and returned to the department.

31 (4) A distinctive validation tab~~((s))~~ of a design, size, and  
32 color determined by the department shall be affixed to the apportioned  
33 license plate~~((s))~~ as prescribed by the department to indicate the  
34 month, if necessary, and year for which the vehicle is registered.

35 (5) Renewals shall be effected by the issuance and display of such  
36 tab~~((s))~~ after making satisfactory application and payment of  
37 applicable fees and taxes.

1 (6) Fleet vehicles so registered and identified shall be deemed to  
2 be fully licensed and registered in this state for any type of movement  
3 or operation. However, in those instances in which a grant of  
4 authority is required for interstate or intrastate movement or  
5 operation, no such vehicle may be operated in interstate or intrastate  
6 commerce in this state unless the owner has been granted interstate  
7 operating authority in the case of interstate operations or intrastate  
8 operating authority by the Washington utility and transportation  
9 commission in the case of intrastate operations and unless the vehicle  
10 is being operated in conformity with that authority.

11 (7) The department may issue temporary authorization permits (TAPs)  
12 to qualifying operators for the operation of vehicles pending issuance  
13 of license identification. A fee of one dollar plus a one dollar  
14 filing fee shall be collected for each permit issued. The permit fee  
15 shall be deposited in the motor vehicle fund, and the filing fee shall  
16 be deposited in the highway safety fund. The department may adopt  
17 rules for use and issuance of the permits.

18 (8) The department may refuse to issue any license or permit  
19 authorized by subsection (1) or (7) of this section to any person: (a)  
20 who formerly held any type of license or permit issued by the  
21 department pursuant to chapter 46.16, 46.85, 46.87, 82.36, or 82.38 RCW  
22 that has been revoked for cause, which cause has not been removed; or  
23 (b) who is a subterfuge for the real party in interest whose license or  
24 permit issued by the department pursuant to chapter 46.16, 46.85,  
25 46.87, 82.36, or 82.38 RCW and has been revoked for cause, which cause  
26 has not been removed; or (c) who, as an individual licensee, or  
27 officer, director, owner, or managing employee of a nonindividual  
28 licensee, has had a license or permit issued by the department pursuant  
29 to chapter 46.16, 46.85, 46.87, 82.36, or 82.38 RCW which has been  
30 revoked for cause, which cause has not been removed; or (d) who has an  
31 unsatisfied debt to the state assessed under either chapter 46.16,  
32 46.85, 46.87, 82.36, 82.38, or 82.44 RCW.

33 (9) The department may revoke the license or permit authorized by  
34 subsection (1) or (7) of this section issued to any person for any of  
35 the grounds constituting cause for denial of licenses or permits set  
36 forth in subsection (8) of this section.

37 (10) Before such refusal or revocation under subsection (8) or (9)  
38 of this section, the department shall grant the applicant a hearing and  
39 at least ten days written notice of the time and place of the hearing.

1       **Sec. 56.** RCW 46.87.140 and 2005 c 194 s 9 are each amended to read  
2 as follows:

3       (1) Any owner engaged in interstate operations of one or more  
4 fleets of apportionable vehicles may, in lieu of registration of the  
5 vehicles under chapter 46.16 RCW, register and license the vehicles of  
6 each fleet under this chapter by filing a proportional registration  
7 application for each fleet with the department. The application shall  
8 contain the following information and such other information pertinent  
9 to vehicle registration as the department may require:

10       (a) A description and identification of each vehicle of the fleet.

11       (b) The member jurisdictions in which registration is desired and  
12 such other information as member jurisdictions require.

13       (c) An original or renewal application shall also be accompanied by  
14 a mileage schedule for each fleet.

15       (d) The USDOT number issued to the registrant and the USDOT number  
16 of the motor carrier responsible for the safety of the vehicle, if  
17 different.

18       (e) A completed Motor Carrier Identification Report (MCS-150) at  
19 the time of fleet renewal or at the time of vehicle registration, if  
20 required by the department.

21       (f) The Taxpayer Identification Number of the registrant and the  
22 motor carrier responsible for the safety of the vehicle, if different.

23       (2) Each application shall, at the time and in the manner required  
24 by the department, be supported by payment of a fee computed as  
25 follows:

26       (a) Divide the in-jurisdiction miles by the total miles and carry  
27 the answer to the nearest thousandth of a percent (three places beyond  
28 the decimal, e.g. 10.543%). This factor is known as the prorate  
29 percentage.

30       (b) Determine the total proratable fees and taxes required for each  
31 vehicle in the fleet for which registration is requested, based on the  
32 regular annual fees and taxes or applicable fees and taxes for the  
33 unexpired portion of the registration year under the laws of each  
34 jurisdiction for which fees or taxes are to be calculated.

35       Applicable fees and taxes for vehicles of Washington-based fleets  
36 are those prescribed under RCW 46.16.070, 46.16.085, and 82.38.075, as  
37 applicable. If, during the registration period, the lessor of an  
38 apportioned vehicle changes and the vehicle remains in the fleet of the  
39 registrant, the department shall only charge those fees prescribed for

1 the issuance of a new apportioned license (~~((plates))~~) plate, validation  
2 (~~((tabs))~~) tab, and cab card.

3 (c) Multiply the total, proratable fees or taxes for each motor  
4 vehicle by the prorate percentage applicable to the desired  
5 jurisdiction and round the results to the nearest cent.

6 (d) Add the total fees and taxes determined in (c) of this  
7 subsection for each vehicle to the nonproratable fees required under  
8 the laws of the jurisdiction for which fees are being calculated.  
9 Nonproratable fees required for vehicles of Washington-based fleets are  
10 the administrative fee required by RCW 82.38.075, if applicable, and  
11 the vehicle transaction fee pursuant to the provisions of RCW  
12 46.87.130.

13 (e) The amount due and payable for the application is the sum of  
14 the fees and taxes calculated for each member jurisdiction in which  
15 registration of the fleet is desired.

16 (3) All assessments for proportional registration fees are due and  
17 payable in United States funds on the date presented or mailed to the  
18 registrant at the address listed in the proportional registration  
19 records of the department. The registrant may petition for  
20 reassessment of the fees or taxes due under this section within thirty  
21 days of the date of original service as provided for in this chapter.

22 **Sec. 57.** RCW 73.04.110 and 2005 c 216 s 6 are each amended to read  
23 as follows:

24 (1) Any person who is a veteran as defined in RCW 41.04.007 who  
25 submits to the department of licensing satisfactory proof of a service-  
26 connected disability rating from the veterans administration or the  
27 military service from which the veteran was discharged and:

28 (a) Has lost the use of both hands or one foot;

29 (b) Was captured and incarcerated for more than twenty-nine days by  
30 an enemy of the United States during a period of war with the United  
31 States;

32 (c) Has become blind in both eyes as the result of military  
33 service; or

34 (d) Is rated by the veterans administration or the military service  
35 from which the veteran was discharged and is receiving service-  
36 connected compensation at the one hundred percent rate that is expected  
37 to exist for more than one year;

1 is entitled to a regular or special license (~~((plates))~~) plate issued by  
2 the department of licensing. The special license (~~(( plates))~~) plate  
3 shall bear distinguishing marks, letters, or numerals indicating that  
4 the motor vehicle is owned by a disabled veteran or former prisoner of  
5 war. This license shall be issued annually for one personal use  
6 vehicle without payment of any license fees or excise tax thereon.  
7 Whenever any person who has been issued a license (~~((plates))~~) plate  
8 under the provisions of this section applies to the department for  
9 transfer of the (~~((plates))~~) plate to a subsequently acquired motor  
10 vehicle, a transfer fee of ten dollars shall be charged in addition to  
11 all other appropriate fees. The department may periodically verify the  
12 one hundred percent rate as provided in subsection (1)(d) of this  
13 section.

14 (2) Any person who has been issued free motor vehicle license  
15 plates under this section prior to July 1, 1983, shall continue to be  
16 eligible for the annual free license (~~((plates))~~) plate.

17 (3) For the purposes of this section: (a) "Blind" means the  
18 definition of "blind" used by the state of Washington in determining  
19 eligibility for financial assistance to the blind under Title 74 RCW;  
20 and (b) "special license (~~((plates))~~) plate" does not include any plate  
21 from the armed forces license plate collection established in RCW  
22 46.16.30920.

23 Any unauthorized use of a special plate is a gross misdemeanor.

24 **Sec. 58.** RCW 73.04.115 and 2005 c 216 s 5 are each amended to read  
25 as follows:

26 (1) The department shall issue to the surviving spouse of any  
27 deceased former prisoner of war described in RCW 73.04.110(~~(( +2))~~)  
28 (1)(b), one (~~((set of))~~) regular or special license (~~((plates))~~) plate for  
29 use on a personal passenger vehicle registered to that person.

30 (2) The (~~((plates))~~) plate shall be issued without the payment of any  
31 license fees or excise tax on the vehicle. Whenever any person who has  
32 been issued a license (~~((plates))~~) plate under this section applies to  
33 the department for transfer of the (~~((plates))~~) plate to a subsequently  
34 acquired motor vehicle, a transfer fee of five dollars shall be charged  
35 in addition to all other appropriate fees. If the surviving spouse  
36 remarries, he or she shall return the special (~~((plates))~~) plate to the  
37 department within fifteen days and apply for a regular license  
38 (~~((plates))~~) plate.



1 (3) For purposes of this section, the term "special license  
2 (~~plates~~) plate" does not include any plate from the armed forces  
3 license plate collection established in RCW 46.16.30920.

4 **Sec. 59.** RCW 82.44.023 and 1998 c 321 s 38 and 1998 c 145 s 1 are  
5 each reenacted and amended to read as follows:

6 (~~Rental cars as defined in RCW 46.04.465 are exempt from the taxes~~  
7 ~~imposed in RCW 82.44.020(1).~~) When a rental car ceases to be used for  
8 rental car purposes the year and month tabs on the license (~~plates~~)  
9 plate shall be altered by the rental car company in such a manner as to  
10 render the plate void of any designation of month and year. The  
11 department of licensing shall, by rule, set forth the process of  
12 alteration and shall provide at no cost to the rental car company, any  
13 materials necessary to render the plate void of any designation of the  
14 month and year tabs. At the time of retail sale, (~~motor vehicle~~  
15 ~~excise tax and~~) applicable licensing fees will be collected for a full  
16 twelve months.

17 **Sec. 60.** RCW 82.44.060 and 1990 c 42 s 304 are each amended to  
18 read as follows:

19 The excise tax hereby imposed shall be due and payable to the  
20 department or its agents at the time of registration of a motor  
21 vehicle. Whenever an application is made to the department or its  
22 agents for a license for a motor vehicle there shall be collected, in  
23 addition to the amount of the license fee or renewal license fee, the  
24 amount of the excise tax imposed by this chapter, and no dealer's  
25 license or license (~~plates~~) plate, and no license or license  
26 (~~plates~~) plate for a motor vehicle shall be issued unless such tax is  
27 paid in full. The excise tax hereby imposed shall be collected for  
28 each registration year. The excise tax upon a motor vehicle licensed  
29 for the first time in this state shall be levied for one full  
30 registration year commencing on the date of the calendar year  
31 designated by the department and ending on the same date of the next  
32 succeeding calendar year. For vehicles registered under chapter 46.87  
33 RCW, proportional registration, and for a vehicle dealer (~~plates~~)  
34 plate issued under chapter 46.70 RCW, the registration year is the  
35 period provided in those chapters: PROVIDED, That the tax shall in no  
36 case be less than two dollars except for proportionally registered  
37 vehicles.

1 A motor vehicle shall be deemed licensed for the first time in this  
2 state when such vehicle was not previously licensed by this state for  
3 the registration year immediately preceding the registration year in  
4 which the application for license is made or when the vehicle has been  
5 registered in another jurisdiction subsequent to any prior registration  
6 in this state.

7 No additional tax shall be imposed under this chapter upon any  
8 vehicle upon the transfer of ownership thereof if the tax imposed with  
9 respect to such vehicle has already been paid for the registration year  
10 or fraction of a registration year in which transfer of ownership  
11 occurs.

12 **Sec. 61.** RCW 82.44.090 and 1961 c 15 s 82.44.090 are each amended  
13 to read as follows:

14 It shall be unlawful for the county auditor or any other person to  
15 issue a dealer's license or dealer's license (( ~~plates~~)) plate or a  
16 license or identification ((~~plates~~)) plate with respect to any motor  
17 vehicle without collecting, with the required license fee, the amount  
18 of the excise tax due thereon under the provisions of this chapter.  
19 Any violation of this section shall constitute a gross misdemeanor.

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