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**SUBSTITUTE SENATE BILL 5876**

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**State of Washington**

**53rd Legislature**

**1993 Regular Session**

**By** Senate Committee on Transportation (originally sponsored by Senators Prentice, Skratek, Sellar, M. Rasmussen and Winsley)

Read first time 03/03/93.

1 AN ACT Relating to ride sharing, vanpools, and public  
2 transportation facilities and vehicles; amending RCW 82.08.0287,  
3 82.44.015, 82.12.0282, and 46.16.023; creating a new section; repealing  
4 1987 c 175 s 1 (uncodified); and prescribing penalties.

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

6 NEW SECTION. **Sec. 1.** The legislature finds that ride sharing and  
7 vanpools are the fastest growing transportation choice because of their  
8 flexibility and cost-effectiveness. Ride sharing and vanpools  
9 represent an effective means for local jurisdictions, transit agencies,  
10 and the private sector to assist in addressing the requirements of the  
11 Commute Trip Reduction Act, the Growth Management Act, the Americans  
12 with Dabilities Act, and the Clean Air Act.

13 **Sec. 2.** RCW 82.08.0287 and 1980 c 166 s 1 are each amended to read  
14 as follows:

15 The tax imposed by this chapter shall not apply to sales of  
16 (~~vans~~) passenger motor vehicles which are to be used (~~regularly~~)  
17 primarily as ride-sharing vehicles, as defined in RCW 46.74.010(3), by  
18 not less than (~~seven~~) five persons, including passengers and driver

1 if the ride-sharing vehicles are exempt under RCW 82.44.015 for thirty-  
2 six consecutive months beginning within thirty days of application for  
3 exemption under this section. If used as a ride-sharing vehicle for  
4 less than thirty-six consecutive months, the registered owner of one of  
5 these vehicles shall notify the department of revenue upon termination  
6 of primary use of the vehicle as a ride-sharing vehicle and is liable  
7 for the tax imposed by this chapter.

8 **Sec. 3.** RCW 82.44.015 and 1982 c 142 s 1 are each amended to read  
9 as follows:

10 For the purposes of this chapter, in addition to the exclusions  
11 under RCW 82.44.010, "motor vehicle" shall not include: (1) (~~Vans~~)  
12 Passenger motor vehicles used (~~regularly~~) primarily as ride-sharing  
13 vehicles, as defined in RCW 46.74.010(3), by not fewer than (~~seven~~)  
14 five persons, including passengers and driver, or not fewer than  
15 (~~five~~) four persons including the driver, when at least (~~three~~) two  
16 of those persons are confined to wheelchairs when riding; or (2)  
17 vehicles with a seating capacity greater than fifteen persons which  
18 otherwise qualify as ride-sharing vehicles under RCW 46.74.010(3) used  
19 exclusively for ride sharing for the elderly or the handicapped by not  
20 fewer than seven persons, including driver. The registered owner of  
21 one of these vehicles shall notify the department of licensing upon  
22 termination of (~~regular~~) primary use of the vehicle as a ride-sharing  
23 vehicle and shall be liable for the tax imposed by this chapter,  
24 prorated on the remaining months for which the vehicle is licensed.

25 **Sec. 4.** RCW 82.12.0282 and 1980 c 166 s 2 are each amended to read  
26 as follows:

27 The tax imposed by this chapter shall not apply with respect to the  
28 use of (~~vans~~) passenger motor vehicles used (~~regularly~~) primarily  
29 as ride-sharing vehicles, as defined in RCW 46.74.010(3), by not less  
30 than (~~seven~~) five persons, including passengers and driver, if the  
31 (~~vans~~) vehicles are exempt under RCW 82.44.015 for thirty-six  
32 consecutive months beginning within thirty days of application for  
33 exemption under this section. If used as a ride-sharing vehicle for  
34 less than thirty-six consecutive months, the registered owner of one of  
35 these vehicles shall notify the department of revenue upon termination  
36 of primary use of the vehicle as a ride-sharing vehicle and is liable  
37 for the tax imposed by this chapter.

1       **Sec. 5.** RCW 46.16.023 and 1987 c 175 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 for that vehicle, special plates of a distinguishing separate  
8 numerical series or design, as the director shall prescribe. In  
9 addition to paying all other initial fees required by law, each  
10 applicant for the special license plates shall pay an additional  
11 license fee of twenty-five dollars upon the issuance of such plates.  
12 The special fee shall be deposited in the motor vehicle fund.  
13 Application for renewal of the license plates shall be as prescribed  
14 for the renewal of other vehicle licenses. No renewal is required for  
15 vehicles exempted under RCW 46.16.020.

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

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

32       NEW SECTION.   **Sec. 6.** 1987 c 175 s 1 (uncodified) is repealed.

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