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**SUBSTITUTE SENATE BILL 5769**

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**State of Washington**

**52nd Legislature**

**1992 Regular Session**

**By** Senate Committee on Transportation (originally sponsored by Senators West, Vognild, Nelson and Madsen)

Read first time 02/07/92.

1       AN ACT Relating to apportionment of fees and taxes for Washington-  
2 based nonpower vehicles; amending RCW 46.87.140; and providing an  
3 effective date.

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

5       **Sec. 1.** RCW 46.87.140 and 1991 c 339 s 10 are each amended to read  
6 as follows:

7       (1) Any owner engaged in interstate operations of one or more  
8 fleets of apportionable or commercial vehicles may, in lieu of  
9 registration of the vehicles under chapter 46.16 RCW, register and  
10 license the vehicles of each fleet under this chapter by filing a  
11 proportional registration application for each fleet with the  
12 department. The nonmotor vehicles of Washington-based fleets which are  
13 operated in IRP jurisdictions that require registration of such  
14 vehicles may be proportionally registered for operation in those

1 jurisdictions as herein provided. The application shall contain the  
2 following information and such other information pertinent to vehicle  
3 registration as the department may require:

4 (a) A description and identification of each vehicle of the fleet.  
5 Motor vehicles and nonpower units shall be placed in separate fleets.

6 (b) If registering under the provisions of the IRP, the registrant  
7 shall also indicate member jurisdictions in which registration is  
8 desired and furnish such other information as those member  
9 jurisdictions require.

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

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

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

19 (b) Determine the total proratable fees and taxes required for each  
20 vehicle in the fleet for which registration is requested, based on the  
21 regular annual fees and taxes or applicable fees and taxes for the  
22 unexpired portion of the registration year under the laws of each  
23 jurisdiction for which fees or taxes are to be calculated.

24 Washington-based nonmotor vehicles (~~shall normally be fully~~  
25 ~~licensed under the provisions of chapter 46.16 RCW. If these vehicles~~  
26 ~~are being operated in jurisdictions that require the registration of~~  
27 ~~such vehicles, the applicable vehicles may be considered as~~  
28 ~~apportionable vehicles for the purpose of registration in those~~  
29 ~~jurisdictions and this state. The prorate percentage for which~~  
30 ~~registration fees and taxes were paid to such jurisdictions may be~~

1 ~~credited toward the one hundred percent of registration fees and taxes~~  
2 ~~due this state for full licensing.))~~ that operate in other  
3 jurisdictions shall be assessed registration fees and taxes based upon  
4 the Washington prorate percentage. The balance of fees and taxes shall  
5 be waived with the exception of those fees and taxes required by other  
6 jurisdictions. Applicable fees and taxes for vehicles of Washington-  
7 based fleets are those prescribed under RCW 46.16.070, 46.16.085,  
8 82.38.075, and 82.44.020, as applicable.

9 (c) Multiply the total, proratable fees or taxes for each motor  
10 vehicle by the prorate percentage applicable to the desired  
11 jurisdiction and round the results to the nearest cent. Fees and taxes  
12 for nonmotor vehicles being prorated will be calculated as indicated in  
13 (b) of this subsection.

14 (d) Add the total fees and taxes determined in (c) of this  
15 subsection for each vehicle to the nonproratable fees required under  
16 the laws of the jurisdiction for which fees are being calculated.  
17 Nonproratable fees required for vehicles of Washington-based fleets are  
18 the administrative fee required by RCW 82.38.075, if applicable, and  
19 the vehicle transaction fee pursuant to the provisions of RCW  
20 46.87.130.

21 (e) Add the total fees and taxes determined in (d) of this  
22 subsection for each vehicle listed on the application. Assuming the  
23 fees and taxes calculated were for Washington, this would be the amount  
24 due and payable for the application under the provisions of the Western  
25 Compact. Under the provisions of the IRP, the amount due and payable  
26 for the application would be the sum of the fees and taxes referred to  
27 in (d) of this subsection, calculated for each member jurisdiction in  
28 which registration of the fleet is desired.

29 (3) All assessments for proportional registration fees are due and  
30 payable in United States funds on the date presented or mailed to the

1 registrant at the address listed in the proportional registration  
2 records of the department. The registrant may petition for  
3 reassessment of the fees or taxes due under this section within thirty  
4 days of the date of original service as provided for in this chapter.

5 NEW SECTION. **Sec. 2.** This act shall take effect January 1,  
6 1993.