

2 **ESHB 2067** - S AMD - 000765  
3 By Senators Drew, Nelson and Vognild

4 ADOPTED 4/13/93

5 Strike everything after the enacting clause and insert the  
6 following:

7 "NEW SECTION. **Sec. 1.** The legislature finds that reducing the  
8 number of commute trips to work is an effective way of reducing  
9 automobile-related air pollution, traffic congestion, and energy use.  
10 The legislature intends that state agencies shall assume a leadership  
11 role in implementing programs to reduce vehicle miles traveled and  
12 single-occupant vehicle commuting, under RCW 70.94.521 through  
13 70.94.551.

14 The legislature has established and directed an interagency task  
15 force to consider mechanisms for funding state agency commute trip  
16 reduction programs; and to consider and recommend policies for employee  
17 incentives for commuting by other than single-occupant vehicles, and  
18 policies for the use of state-owned vehicles.

19 It is the purpose of this act to provide state agencies with the  
20 authority to provide employee incentives, including subsidies for use  
21 of high occupancy vehicles to meet commute trip reduction goals, and to  
22 remove existing statutory barriers for state agencies to use public  
23 funds, including parking revenue, to operate, maintain, lease, or  
24 construct parking facilities at state-owned and leased facilities, to  
25 reduce parking subsidies, and to support commute trip reduction  
26 programs.

27 It is also the purpose of this act to revise other portions of  
28 state law that will assist state agencies in meeting their commute trip  
29 reduction requirements. A revision to the requirement for motor  
30 vehicle tax exemptions for owners of ride-sharing vehicles is one cost-  
31 effective and practical incentive that encourages state employees to  
32 commute by carpool and vanpool.

33 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.01 RCW  
34 to read as follows:

35 The definitions in this section apply throughout this chapter.

1 (1) "Guaranteed ride home" means an assured ride home for commuters  
2 participating in a commute trip reduction program who are not able to  
3 use their normal commute mode because of personal emergencies.

4 (2) "Pledged" means parking revenue designated through any means,  
5 including moneys received from the natural resource building, which is  
6 used for the debt service payment of bonds issued for parking  
7 facilities.

8 **Sec. 3.** RCW 43.41.140 and 1979 c 151 s 119 are each amended to  
9 read as follows:

10 Pursuant to policies and regulations promulgated by the office of  
11 financial management (~~((after consultation with and approval by the  
12 automotive policy board))~~), an elected state officer or ~~((his))~~ delegate  
13 or a state agency director or ~~((his))~~ delegate may permit an employee  
14 ~~((commuting))~~ to commute in a state-owned or leased vehicle ~~((only))~~ if  
15 such travel is on official business, as determined in accordance with  
16 RCW 43.41.130, and is determined to be economical and advantageous to  
17 the state, or as part of a commute trip reduction program as required  
18 by RCW 70.94.551.

19 **Sec. 4.** RCW 46.08.172 and 1991 sp.s. c 31 s 12 and 1991 sp.s. c 13  
20 s 41 are each reenacted and amended to read as follows:

21 ~~((There is hereby established an account in the state treasury to  
22 be known as the "state capitol vehicle parking account".))~~ The  
23 director of the department of general administration shall establish  
24 equitable and consistent parking rental fees for state-owned or leased  
25 property, to be charged to employees, visitors, clients, service  
26 providers, and others, that reflect the legislature's intent to reduce  
27 state subsidization of parking. The department shall solicit  
28 representatives from affected state agencies, employees, and state  
29 employee bargaining units to meet as regional committees. These  
30 regional committees will advise the director on parking rental fees,  
31 taking into account the market rate of comparable, privately owned  
32 rental parking in each region. In the event that such fees become part  
33 of a collective bargaining agreement and there is a conflict between  
34 the agency and the collective bargaining unit, the terms of the  
35 collective bargaining agreement shall prevail. All fees shall take  
36 into account the market rate of comparable privately owned rental  
37 parking, as determined by the director. ~~((All unpledged parking rental~~

1 ~~income collected by the department of general administration from~~  
2 ~~rental of parking space on the capitol grounds and the east capitol~~  
3 ~~site shall be deposited in the "state capitol vehicle parking~~  
4 ~~account".)) However, parking rental fees are not to exceed the local  
5 market rate of comparable privately owned rental parking.~~

6 The director may delegate the responsibility for the collection of  
7 parking fees to other agencies of state government when cost-effective.

8 ((~~The "state capitol vehicle parking account" shall be used to pay~~  
9 ~~costs incurred in the operation, maintenance, regulation and~~  
10 ~~enforcement of vehicle parking and parking facilities.))~~

11 NEW SECTION. Sec. 5. A new section is added to chapter 43.01 RCW  
12 to read as follows:

13 There is hereby established an account in the state treasury to be  
14 known as the "state capitol vehicle parking account." All parking  
15 rental income collected from rental of parking space at state-owned or  
16 leased property shall be deposited in the "state capitol vehicle  
17 parking account." Revenue deposited in the "state capitol vehicle  
18 parking account" shall be first applied to pledged purposes. Unpledged  
19 parking revenues deposited in the "state capitol vehicle parking  
20 account" may be used to:

21 (1) Pay costs incurred in the operation, maintenance, regulation,  
22 and enforcement of vehicle parking and parking facilities on state-  
23 owned or leased properties;

24 (2) Support the lease costs and/or capital investment costs of  
25 vehicle parking and parking facilities at agency-owned and leased  
26 facilities off the capitol campus; and

27 (3) Support commute trip reduction programs under RCW 70.94.521  
28 through 70.94.551.

29 Distribution of funds from the "state capitol vehicle parking  
30 account" are subject to appropriation by the legislature and will be  
31 made by the office of financial management after considering  
32 recommendations from the director of general administration and the  
33 interagency task force for commute trip reduction, under RCW 70.94.551.

34 NEW SECTION. Sec. 6. A new section is added to chapter 43.01 RCW  
35 to read as follows:

36 State agencies may, subject to appropriation and under the internal  
37 revenue code rules, use public funds to financially assist agency-

1 approved incentives for alternative commute modes, including but not  
2 limited to carpools, vanpools, purchase of transit and ferry passes,  
3 and guaranteed ride home programs, if the financial assistance is an  
4 element of the agency's commute trip reduction program as required  
5 under RCW 70.94.521 through 70.94.551. This section does not permit  
6 any payment for the use of state-owned vehicles for commuter ride  
7 sharing.

8 NEW SECTION. **Sec. 7.** A new section is added to chapter 43.01 RCW  
9 to read as follows:

10 All state higher education institutions are exempt from section 5  
11 of this act.

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

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

29 **Sec. 9.** RCW 46.16.023 and 1987 c 175 s 2 are each amended to read  
30 as follows:

31 (1) Every owner or lessee of a vehicle seeking to apply for an  
32 excise tax exemption under RCW 82.08.0287, 82.12.0282, or 82.44.015  
33 shall apply to the director for, and upon satisfactory showing of  
34 eligibility, receive in lieu of the regular motor vehicle license  
35 plates for that vehicle, special plates of a distinguishing separate  
36 numerical series or design, as the director shall prescribe. In

1 addition to paying all other initial fees required by law, each  
2 applicant for the special license plates shall pay an additional  
3 license fee of twenty-five dollars upon the issuance of such plates.  
4 The special fee shall be deposited in the motor vehicle fund.  
5 Application for renewal of the license plates shall be as prescribed  
6 for the renewal of other vehicle licenses. No renewal is required for  
7 vehicles exempted under RCW 46.16.020.

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

21 (3) Any person who shall knowingly make any false statement of a  
22 material fact in the application for a special plate under subsection  
23 (1) of this section shall be guilty of a gross misdemeanor."

24 **ESHB 2067 - S AMD**

25 By Senators Drew, Nelson and Vognild

26 ADOPTED 4/13/93

27 On page 1, line 1 of the title, after "programs;" strike the  
28 remainder of the title and insert "amending RCW 43.41.140, 82.44.015,  
29 and 46.16.023; reenacting and amending RCW 46.08.172; adding new  
30 sections to chapter 43.01 RCW; creating a new section; and prescribing  
31 penalties."

--- END ---