

SSB 6148 - H COMM AMD
By Committee on Transportation

ADOPTED 03/04/2004

1 Strike everything after the enacting clause and insert the
2 following:

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

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

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

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

18 "Law enforcement memorial license plates" means license plates
19 issued under section 1 of this act that display a symbol honoring law
20 enforcement officers in Washington killed in the line of duty.

21 **Sec. 3.** RCW 46.16.313 and 1997 c 291 s 8 are each amended to read
22 as follows:

23 (1) The department may establish a fee for each type of special
24 license plates issued under RCW 46.16.301(1) (a), (b), or (c), as
25 existing before amendment by section 5, chapter 291, Laws of 1997, in
26 an amount calculated to offset the cost of production of the special
27 license plates and the administration of this program. Until December
28 31, 1997, the fee shall not exceed thirty-five dollars, but effective
29 with vehicle registrations due or to become due on January 1, 1998, the

1 department may adjust the fee to no more than forty dollars. This fee
2 is in addition to all other fees required to register and license the
3 vehicle for which the plates have been requested. All such additional
4 special license plate fees collected by the department shall be
5 deposited in the state treasury and credited to the motor vehicle fund.

6 (2) Until December 31, 1997, in addition to all fees and taxes
7 required to be paid upon application, registration, and renewal
8 registration of a motor vehicle, the holder of a collegiate license
9 plate shall pay a fee of thirty dollars. The department shall deduct
10 an amount not to exceed two dollars of each fee collected under this
11 subsection for administration and collection expenses incurred by it.
12 The remaining proceeds, minus the cost of plate production, shall be
13 remitted to the custody of the state treasurer with a proper
14 identifying detailed report. The state treasurer shall credit the
15 funds to the appropriate collegiate license plate fund as provided in
16 RCW 28B.10.890.

17 (3) Effective with vehicle registrations due or to become due on
18 January 1, 1998, in addition to all fees and taxes required to be paid
19 upon application and registration of a motor vehicle, the holder of a
20 collegiate license plate shall pay an initial fee of forty dollars.
21 The department shall deduct an amount not to exceed twelve dollars of
22 each fee collected under this subsection for administration and
23 collection expenses incurred by it. The remaining proceeds shall be
24 remitted to the custody of the state treasurer with a proper
25 identifying detailed report. The state treasurer shall credit the
26 funds to the appropriate collegiate license plate fund as provided in
27 RCW 28B.10.890.

28 (4) Effective with annual renewals due or to become due on January
29 1, 1999, in addition to all fees and taxes required to be paid upon
30 renewal of a motor vehicle registration, the holder of a collegiate
31 license plate shall pay a fee of thirty dollars. The department shall
32 deduct an amount not to exceed two dollars of each fee collected under
33 this subsection for administration and collection expenses incurred by
34 it. The remaining proceeds shall be remitted to the custody of the
35 state treasurer with a proper identifying detailed report. The state
36 treasurer shall credit the funds to the appropriate collegiate license
37 plate fund as provided in RCW 28B.10.890.

38 (5) In addition to all fees and taxes required to be paid upon
39 application and registration of a motor vehicle, the holder of a

1 special baseball stadium license plate shall pay an initial fee of
2 forty dollars. The department shall deduct an amount not to exceed
3 twelve dollars of each fee collected under this subsection for
4 administration and collection expenses incurred by it. The remaining
5 proceeds, minus the cost of plate production, shall be distributed to
6 a county for the purpose of paying the principal and interest payments
7 on bonds issued by the county to construct a baseball stadium, as
8 defined in RCW 82.14.0485, including reasonably necessary
9 preconstruction costs, while the taxes are being collected under RCW
10 82.14.360. After this date, the state treasurer shall credit the funds
11 to the state general fund.

12 (6) Effective with annual renewals due or to become due on January
13 1, 1999, in addition to all fees and taxes required to be paid upon
14 renewal of a motor vehicle registration, the holder of a special
15 baseball stadium license plate shall pay a fee of thirty dollars. The
16 department shall deduct an amount not to exceed two dollars of each fee
17 collected under this subsection for administration and collection
18 expenses incurred by it. The remaining proceeds shall be distributed
19 to a county for the purpose of paying the principal and interest
20 payments on bonds issued by the county to construct a baseball stadium,
21 as defined in RCW 82.14.0485, including reasonably necessary
22 preconstruction costs, while the taxes are being collected under RCW
23 82.14.360. After this date, the state treasurer shall credit the funds
24 to the state general fund.

25 (7) Effective with vehicle registrations due or to become due on
26 January 1, 2005, in addition to all fees and taxes required to be paid
27 upon application and registration of a vehicle, the holder of a "law
28 enforcement memorial" license plate shall pay an initial fee of forty
29 dollars. The department shall deduct an amount not to exceed twelve
30 dollars of each fee collected under this subsection for administration
31 and collection expenses incurred by it. The remaining proceeds shall
32 be remitted to the custody of the state treasurer with a proper
33 identifying detailed report. Pursuant to RCW 46.16.755, the state
34 treasurer shall credit the proceeds to the motor vehicle account until
35 the department determines that the state has been reimbursed for the
36 cost of implementing the law enforcement memorial special license
37 plate. Upon the determination by the department that the state has
38 been reimbursed, the treasurer shall credit the proceeds to the law
39 enforcement memorial account established under section 4 of this act.

1 (8) Effective with annual renewals due or to become due on January
2 1, 2006, in addition to all fees and taxes required to be paid upon
3 renewal of a vehicle registration, the holder of a "law enforcement
4 memorial" license plate shall, upon application, pay a fee of thirty
5 dollars. The department shall deduct an amount not to exceed two
6 dollars of each fee collected under this subsection for administration
7 and collection expenses incurred by it. The remaining proceeds shall
8 be remitted to the custody of the state treasurer with a proper
9 identifying detailed report. Pursuant to RCW 46.16.755, the state
10 treasurer shall credit the proceeds to the motor vehicle account until
11 the department determines that the state has been reimbursed for the
12 cost of implementing the law enforcement memorial special license
13 plate. Upon the determination by the department that the state has
14 been reimbursed, the treasurer shall credit the proceeds to the law
15 enforcement memorial account established under section 4 of this act.

16 NEW SECTION. Sec. 4. A new section is added to chapter 46.16 RCW
17 to read as follows:

18 (1) The law enforcement memorial account is created in the custody
19 of the state treasurer. Upon the department's determination that the
20 state has been reimbursed for the cost of implementing the law
21 enforcement memorial special license plate, all receipts, except as
22 provided in RCW 46.16.313 (7) and (8), from law enforcement memorial
23 license plates must be deposited into the account. Only the director
24 of the department of licensing or the director's designee may authorize
25 expenditures from the account. The account is subject to allotment
26 procedures under chapter 43.88 RCW, but an appropriation is not
27 required for expenditures.

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

30 (a) Pursuant to the requirements set out in RCW 46.16.765 the
31 department must contract with a qualified nonprofit organization to
32 provide support and assistance to survivors and families of law
33 enforcement officers in Washington killed in the line of duty and to
34 organize, finance, fund, construct, utilize, and maintain a memorial on
35 the state capitol grounds to honor those fallen officers.

36 (b) For the purposes of this section, a "qualified nonprofit
37 organization" means a not-for-profit corporation incorporated and
38 operating exclusively in Washington that has received a determination

1 of tax exempt status under section 501(c)(3) of the federal internal
2 revenue code. The organization must have been established for the
3 express purposes of providing support and assistance to the survivors
4 and families of law enforcement officers in Washington killed in the
5 line of duty and to organize, finance, fund, construct, utilize, and
6 maintain a memorial on the state capitol grounds to honor those fallen
7 officers.

8 (c) The qualified nonprofit must meet all requirements set out in
9 RCW 46.16.765.

10 **Sec. 5.** RCW 46.16.316 and 1997 c 291 s 10 are each amended to read
11 as follows:

12 Except as provided in RCW 46.16.305:

13 (1) When a person who has been issued a special license plate or
14 plates under section 1 of this act or RCW 46.16.301 as it existed
15 before amendment by section 5, chapter 291, Laws of 1997, sells,
16 trades, or otherwise transfers or releases ownership of the vehicle
17 upon which the special license plate or plates have been displayed, he
18 or she shall immediately report the transfer of such plate or plates to
19 an acquired vehicle or vehicle eligible for such plates pursuant to
20 departmental rule, or he or she shall surrender such plates to the
21 department immediately if such surrender is required by departmental
22 rule. If a person applies for a transfer of the plate or plates to
23 another eligible vehicle, a transfer fee of five dollars shall be
24 charged in addition to all other applicable fees. Such transfer fees
25 shall be deposited in the motor vehicle fund. Failure to surrender the
26 plates when required is a traffic infraction.

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

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