

SHB 1036 - S COMM AMD

By Committee on Highways & Transportation

ADOPTED 04/15/2003

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

3 "Sec. 1. RCW 46.01.230 and 1994 c 262 s 1 are each amended to read
4 as follows:

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

27 (2) It is a traffic infraction to fail to surrender within ten days
28 to the department or any authorized agent of the department any
29 certificate, license, or permit after being notified that such
30 certificate, license, or permit has been canceled pursuant to this

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

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

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

31 NEW SECTION. Sec. 2. This act takes effect October 1, 2003.

32 NEW SECTION. Sec. 3. If specific funding for the purposes of this
33 act, referencing this act by bill or chapter number, is not provided by
34 June 30, 2003, in the omnibus transportation appropriations act, this
35 act is null and void."

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1 In line 2 of the title, after "provisions;" strike the remainder of
2 the title and insert "amending RCW 46.01.230; providing contingent
3 effect; and providing an effective date."

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