
SENATE BILL 5253

State of Washington 58th Legislature 2003 Regular Session

By Senators Kohl-Welles, Benton, Jacobsen, McAuliffe, Rossi,
Prentice, Johnson, Rasmussen and Esser

Read first time 01/20/2003. Referred to Committee on Highways &
Transportation.

1 AN ACT Relating to special license plates; amending RCW 46.16.313
2 and 46.16.316; adding a new section to chapter 46.04 RCW; adding new
3 sections to chapter 46.16 RCW; and creating a new section.

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

5 NEW SECTION. **Sec. 1.** The legislature recognizes that athletic
6 courts, community centers, schools, and parks are important activity
7 centers to Washington's youth. These activity centers provide
8 opportunities for youth in Washington to grow academically as well as
9 athletically. It further recognizes the need for preserving basketball
10 courts in our parks, schools, and community centers. To aid
11 communities in maintaining and creating valuable youth programs
12 designed to promote fitness and education for Washington youth, a
13 "Sonics and Storm T.E.A.M. Foundation" license plate is established.

14 NEW SECTION. **Sec. 2.** A new section is added to chapter 46.04 RCW
15 to read as follows:

16 "Sonics and Storm T.E.A.M Foundation license plates" means license
17 plates that display a symbol of the sponsor of the Sonics and Storm

1 T.E.A.M. Foundation, a charitable organization that aids communities in
2 promoting fitness and educational opportunities for youth.

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

5 In cooperation with the Washington state patrol and the department,
6 the sponsor of the Sonics and Storm T.E.A.M. Foundation license plates
7 shall create and design, and the department shall issue, a special
8 license plate that may be used in lieu of regular or personalized
9 license plates for motor vehicles required to display two motor vehicle
10 license plates, excluding vehicles registered under chapter 46.87 RCW,
11 upon terms and conditions established by the department. The special
12 license plates will commemorate the Sonics and Storm T.E.A.M.
13 Foundation and their goal to enrich communities by supporting
14 educational and athletic opportunities for Washington's youth.

15 **Sec. 4.** RCW 46.16.313 and 1997 c 291 s 8 are each amended to read
16 as follows:

17 (1) The department may establish a fee of no more than forty
18 dollars for each type of special license plates issued under RCW
19 46.16.301(1) (a), (b), or (c), as existing before amendment by section
20 5, chapter 291, Laws of 1997, in an amount calculated to offset the
21 cost of production of the special license plates and the administration
22 of this program. (~~Until December 31, 1997, the fee shall not exceed~~
23 ~~thirty five dollars, but effective with vehicle registrations due or to~~
24 ~~become due on January 1, 1998, the department may adjust the fee to no~~
25 ~~more than forty dollars.)) This fee is in addition to all other fees
26 required to register and license the vehicle for which the plates have
27 been requested. All such additional special license plate fees
28 collected by the department shall be deposited in the state treasury
29 and credited to the motor vehicle fund.~~

30 (2) (~~Until December 31, 1997, in addition to all fees and taxes~~
31 ~~required to be paid upon application, registration, and renewal~~
32 ~~registration of a motor vehicle, the holder of a collegiate license~~
33 ~~plate shall pay a fee of thirty dollars. The department shall deduct~~
34 ~~an amount not to exceed two dollars of each fee collected under this~~
35 ~~subsection for administration and collection expenses incurred by it.~~
36 ~~The remaining proceeds, minus the cost of plate production, shall be~~

1 ~~remitted to the custody of the state treasurer with a proper~~
2 ~~identifying detailed report. The state treasurer shall credit the~~
3 ~~funds to the appropriate collegiate license plate fund as provided in~~
4 ~~RCW 28B.10.890.~~

5 ~~(3) Effective with vehicle registrations due or to become due on~~
6 ~~January 1, 1998,))~~ In addition to all fees and taxes required to be
7 paid upon application and registration of a motor vehicle, the holder
8 of a collegiate license plate shall pay an initial fee of forty
9 dollars. The department shall deduct an amount not to exceed twelve
10 dollars of each fee collected under this subsection for administration
11 and collection expenses incurred by it. The remaining proceeds shall
12 be remitted to the custody of the state treasurer with a proper
13 identifying detailed report. The state treasurer shall credit the
14 funds to the appropriate collegiate license plate fund as provided in
15 RCW 28B.10.890.

16 ~~((4) Effective with annual renewals due or to become due on~~
17 ~~January 1, 1999,))~~ (3) In addition to all fees and taxes required to be
18 paid upon renewal of a motor vehicle registration, the holder of a
19 collegiate license plate shall pay a fee of thirty dollars. The
20 department shall deduct an amount not to exceed two dollars of each fee
21 collected under this subsection for administration and collection
22 expenses incurred by it. The remaining proceeds shall be remitted to
23 the custody of the state treasurer with a proper identifying detailed
24 report. The state treasurer shall credit the funds to the appropriate
25 collegiate license plate fund as provided in RCW 28B.10.890.

26 ~~((5))~~ (4) In addition to all fees and taxes required to be paid
27 upon application and registration of a motor vehicle, the holder of a
28 special baseball stadium license plate shall pay an initial fee of
29 forty dollars. The department shall deduct an amount not to exceed
30 twelve dollars of each fee collected under this subsection for
31 administration and collection expenses incurred by it. The remaining
32 proceeds, minus the cost of plate production, shall be distributed to
33 a county for the purpose of paying the principal and interest payments
34 on bonds issued by the county to construct a baseball stadium, as
35 defined in RCW 82.14.0485, including reasonably necessary
36 preconstruction costs, while the taxes are being collected under RCW
37 82.14.360. After this date, the state treasurer shall credit the funds
38 to the state general fund.

1 ~~((6) Effective with annual renewals due or to become due on~~
2 ~~January 1, 1999,))~~ (5) In addition to all fees and taxes required to be
3 paid upon renewal of a motor vehicle registration, the holder of a
4 special baseball stadium license plate shall 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 distributed to a county for the purpose of paying the principal and
9 interest payments on bonds issued by the county to construct a baseball
10 stadium, as defined in RCW 82.14.0485, including reasonably necessary
11 preconstruction costs, while the taxes are being collected under RCW
12 82.14.360. After this date, the state treasurer shall credit the funds
13 to the state general fund.

14 (6) Effective with vehicle registrations due or to become due on
15 January 1, 2004, in addition to all fees and taxes required to be paid
16 upon application and registration of a motor vehicle, the holder of a
17 Sonics and Storm T.E.A.M. Foundation license plate shall pay an initial
18 fee of forty dollars. The department shall deduct an amount not to
19 exceed twelve dollars of each fee collected under this subsection for
20 administration and collection expenses incurred by it. The remaining
21 proceeds must be remitted to the custody of the state treasurer with a
22 proper identifying detailed report. The state treasurer shall credit
23 the proceeds to the Sonics and Storm T.E.A.M. Foundation license plate
24 account established under section 6 of this act.

25 (7) Effective with annual renewals due or to become due on January
26 1, 2005, in addition to all fees and taxes required to be paid upon
27 renewal of a motor vehicle registration, the holder of a Sonics and
28 Storm T.E.A.M. Foundation license plate shall, upon application, pay a
29 fee of thirty dollars. The department shall deduct an amount not to
30 exceed two dollars of each fee collected under this subsection for
31 administration and collection expenses incurred by it. The remaining
32 proceeds must be remitted to the custody of the state treasurer with a
33 proper identifying detailed report. The state treasurer shall credit
34 the funds to the Sonics and Storm T.E.A.M. Foundation license plate
35 account established under section 6 of this act.

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

1 Except as provided in RCW 46.16.305:

2 (1) When a person who has been issued a special license plate or
3 plates under section 3 of this act or RCW 46.16.301 as it existed
4 before amendment by section 5, chapter 291, Laws of 1997, sells,
5 trades, or otherwise transfers or releases ownership of the vehicle
6 upon which the special license plate or plates have been displayed, he
7 or she shall immediately report the transfer of such plate or plates to
8 an acquired vehicle or vehicle eligible for such plates pursuant to
9 departmental rule, or he or she shall surrender such plates to the
10 department immediately if such surrender is required by departmental
11 rule. If a person applies for a transfer of the plate or plates to
12 another eligible vehicle, a transfer fee of five dollars shall be
13 charged in addition to all other applicable fees. Such transfer fees
14 shall be deposited in the motor vehicle fund. Failure to surrender the
15 plates when required is a traffic infraction.

16 (2) If the special license plate or plates issued by the department
17 become lost, defaced, damaged, or destroyed, application for a
18 replacement special license plate or plates shall be made and fees paid
19 as provided by law for the replacement of regular license plates.

20 NEW SECTION. **Sec. 6.** A new section is added to chapter 46.16 RCW
21 to read as follows:

22 (1) The Sonics and Storm T.E.A.M. Foundation license plate account
23 is created in the custody of the state treasurer. All receipts, except
24 as provided in RCW 46.16.313 (6) and (7), from the Sonics and Storm
25 T.E.A.M. Foundation license plates must be deposited into the account.
26 Only the director of the department or the director's designee may
27 authorize expenditures from the account. The account is subject to
28 allotment procedures under chapter 43.88 RCW, but an appropriation is
29 not required for expenditures.

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

32 (a) The director of the department or the director's designee may
33 disburse the funds solely for the purpose of contracting with a
34 qualified nonprofit organization to provide programs dedicated to: (i)
35 Improving local youth athletic opportunities, especially those focused
36 on the sport of basketball; and (ii) preserving valuable community
37 basketball courts in community centers, schools, and parks.

1 (b) For purposes of this section, a "qualified nonprofit
2 organization" means a not-for-profit corporation incorporated and
3 operating exclusively in Washington that has received a determination
4 of tax exempt status under section 501(c)(3) of the Federal Internal
5 Revenue Code. The organization must have been established for the
6 express purpose of providing athletic opportunities to youth and
7 preserving valuable community basketball courts in schools, parks, and
8 community centers.

9 (c) Disbursements must be made quarterly beginning with the quarter
10 following such time as the department has recovered its development
11 costs.

12 (d) Beginning January 31, 2005, the designated nonprofit
13 organization shall prepare and submit to the department an annual
14 independent audit, an annual financial statement, and an annual report
15 detailing the nonprofit organization's expenditure of the funds from
16 the account created in subsection (1) of this section.

17 (e) Disbursement of these funds from the account to the nonprofit
18 organization is contingent upon the organization meeting all reporting
19 and review requirements as specified under (d) of this subsection.

20 (f) No portion of any funds disbursed under this section may be
21 used, directly or indirectly, for any of the following purposes:

22 (i) Attempting to influence: (A) The passage or defeat of any
23 legislation by the legislature of the state of Washington, by a county,
24 city, town, or other political subdivision of the state of Washington,
25 or by the Congress; or (B) the adoption or rejection of any rule,
26 standard, rate, or other legislative enactment of any state agency;

27 (ii) Making contributions reportable under chapter 42.17 RCW; or

28 (iii) Providing any: (A) Gift; (B) honoraria; or (C) travel,
29 lodging, meals, or entertainment to a public officer or employee.

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