

CERTIFICATION OF ENROLLMENT

SENATE BILL 5977

59th Legislature
2005 Regular Session

Passed by the Senate March 12, 2005
YEAS 47 NAYS 0

President of the Senate

Passed by the House April 5, 2005
YEAS 83 NAYS 11

Speaker of the House of Representatives

Approved

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5977** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SENATE BILL 5977

Passed Legislature - 2005 Regular Session

State of Washington 59th Legislature 2005 Regular Session

By Senators Oke and Regala

Read first time 02/17/2005. Referred to Committee on Transportation.

1 AN ACT Relating to the "we love our pets" special license plates;
2 reenacting and amending RCW 46.16.313; adding new sections to chapter
3 46.16 RCW; and adding a new section to chapter 46.04 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 46.16 RCW
6 to read as follows:

7 (1) The legislature recognizes that the "we love our pets" license
8 plate has been reviewed by the special license plate review board under
9 RCW 46.16.725, and found to fully comply with all provisions of RCW
10 46.16.715 through 46.16.775.

11 (2) The department shall issue a special license plate displaying
12 a symbol or artwork, approved by the special license plate review
13 board, recognizing an organization that assists local member agencies
14 of the federation of animal welfare and control agencies to promote and
15 perform spay/neuter surgery on Washington state pets, in order to
16 reduce pet overpopulation. The special license plate may be used in
17 lieu of regular or personalized license plates for vehicles required to
18 display one or two vehicle license plates, excluding vehicles

1 registered under chapter 46.87 RCW, upon terms and conditions
2 established by the department.

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

5 "We love our pets license plates" means license plates issued under
6 section 1 of this act that display a symbol or artwork recognizing the
7 efforts of the Washington state federation of animal care and control
8 agencies in Washington state that assists local member agencies of the
9 federation to promote and perform spay/neuter surgery of Washington
10 state pets, in order to reduce pet overpopulation.

11 **Sec. 3.** RCW 46.16.313 and 2004 c 221 s 3, 2004 c 48 s 3, and 2004
12 c 35 s 3 are each reenacted and amended to read as follows:

13 (1) The department may establish a fee of no more than forty
14 dollars for each type of special license plates issued under RCW
15 46.16.301(1) (a), (b), or (c), as existing before amendment by section
16 5, chapter 291, Laws of 1997, in an amount calculated to offset the
17 cost of production of the special license plates and the administration
18 of this program. This fee is in addition to all other fees required to
19 register and license the vehicle for which the plates have been
20 requested. All such additional special license plate fees collected by
21 the department shall be deposited in the state treasury and credited to
22 the motor vehicle fund.

23 (2) In addition to all fees and taxes required to be paid upon
24 application and registration of a motor vehicle, the holder of a
25 collegiate license plate shall pay an initial fee of forty dollars.
26 The department shall deduct an amount not to exceed twelve dollars of
27 each fee collected under this subsection for administration and
28 collection expenses incurred by it. The remaining proceeds shall be
29 remitted to the custody of the state treasurer with a proper
30 identifying detailed report. The state treasurer shall credit the
31 funds to the appropriate collegiate license plate fund as provided in
32 RCW 28B.10.890.

33 (3) In addition to all fees and taxes required to be paid upon
34 renewal of a motor vehicle registration, the holder of a collegiate
35 license plate shall pay a fee of thirty dollars. The department shall
36 deduct an amount not to exceed two dollars of each fee collected under

1 this subsection for administration and collection expenses incurred by
2 it. The remaining proceeds shall be remitted to the custody of the
3 state treasurer with a proper identifying detailed report. The state
4 treasurer shall credit the funds to the appropriate collegiate license
5 plate fund as provided in RCW 28B.10.890.

6 (4) In addition to all fees and taxes required to be paid upon
7 application and registration of a motor vehicle, the holder of a
8 special baseball stadium license plate shall pay an initial fee of
9 forty dollars. The department shall deduct an amount not to exceed
10 twelve dollars of each fee collected under this subsection for
11 administration and collection expenses incurred by it. The remaining
12 proceeds, minus the cost of plate production, shall be distributed to
13 a county for the purpose of paying the principal and interest payments
14 on bonds issued by the county to construct a baseball stadium, as
15 defined in RCW 82.14.0485, including reasonably necessary
16 preconstruction costs, while the taxes are being collected under RCW
17 82.14.360. After this date, the state treasurer shall credit the funds
18 to the state general fund.

19 (5) In addition to all fees and taxes required to be paid upon
20 renewal of a motor vehicle registration, the holder of a special
21 baseball stadium license plate shall pay a fee of thirty dollars. The
22 department shall deduct an amount not to exceed two dollars of each fee
23 collected under this subsection for administration and collection
24 expenses incurred by it. The remaining proceeds shall be distributed
25 to a county for the purpose of paying the principal and interest
26 payments on bonds issued by the county to construct a baseball stadium,
27 as defined in RCW 82.14.0485, including reasonably necessary
28 preconstruction costs, while the taxes are being collected under RCW
29 82.14.360. After this date, the state treasurer shall credit the funds
30 to the state general fund.

31 (6) Effective with vehicle registrations due or to become due on
32 January 1, 2005, in addition to all fees and taxes required to be paid
33 upon application and registration of a vehicle, the holder of a
34 professional fire fighters and paramedics license plate shall pay an
35 initial fee of forty dollars. The department shall deduct an amount
36 not to exceed twelve dollars of each fee collected under this
37 subsection for administration and collection expenses incurred by it.
38 The remaining proceeds must be remitted to the custody of the state

1 treasurer with a proper identifying detailed report. Under RCW
2 46.16.755, the state treasurer shall credit the proceeds to the motor
3 vehicle account until the department determines that the state has been
4 reimbursed for the cost of implementing the professional fire fighters
5 and paramedics license plates. Upon the determination by the
6 department that the state has been reimbursed, the treasurer shall
7 credit the proceeds to the Washington State Council of Fire Fighters
8 benevolent fund established under RCW 46.16.30902.

9 (7) Effective with annual renewals due or to become due on January
10 1, 2006, in addition to all fees and taxes required to be paid upon
11 renewal of a vehicle registration, the holder of a professional fire
12 fighters and paramedics license plate shall, upon application, pay a
13 fee of thirty dollars. The department shall deduct an amount not to
14 exceed two dollars of each fee collected under this subsection for
15 administration and collection expenses incurred by it. The remaining
16 proceeds must be remitted to the custody of the state treasurer with a
17 proper identifying detailed report. Under RCW 46.16.755, the state
18 treasurer shall credit the proceeds to the motor vehicle account until
19 the department determines that the state has been reimbursed for the
20 cost of implementing the professional fire fighters and paramedics
21 special license plate. Upon the determination by the department that
22 the state has been reimbursed, the treasurer shall credit the proceeds
23 to the Washington State Council of Fire Fighters benevolent fund
24 established under RCW 46.16.30902.

25 (8) Effective with vehicle registrations due or to become due on
26 November 1, 2004, in addition to all fees and taxes required to be paid
27 upon application and registration of a vehicle, the holder of a
28 "Helping Kids Speak" 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 must be
32 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 "Helping Kids Speak" special license plate.
37 Upon the determination by the department that the state has been

1 reimbursed, the treasurer shall credit the proceeds to the "Helping
2 Kids Speak" account established under RCW 46.16.30904.

3 (9) Effective with annual renewals due or to become due on November
4 1, 2005, in addition to all fees and taxes required to be paid upon
5 renewal of a vehicle registration, the holder of a "Helping Kids Speak"
6 license plate shall, upon application, pay a fee of thirty dollars.
7 The department shall deduct an amount not to exceed two dollars of each
8 fee collected under this subsection for administration and collection
9 expenses incurred by it. The remaining proceeds must be remitted to
10 the custody of the state treasurer with a proper identifying detailed
11 report. Pursuant to RCW 46.16.755, the state treasurer shall credit
12 the proceeds to the motor vehicle account until the department
13 determines that the state has been reimbursed for the cost of
14 implementing the "Helping Kids Speak" special license plate. Upon the
15 determination by the department that the state has been reimbursed, the
16 treasurer shall credit the proceeds to the "Helping Kids Speak" account
17 established under RCW 46.16.30904.

18 (10) Effective with vehicle registrations due or to become due on
19 January 1, 2005, in addition to all fees and taxes required to be paid
20 upon application and registration of a vehicle, the holder of a "law
21 enforcement memorial" license plate shall pay an initial fee of forty
22 dollars. The department shall deduct an amount not to exceed twelve
23 dollars of each fee collected under this subsection for administration
24 and collection expenses incurred by it. The remaining proceeds shall
25 be remitted to the custody of the state treasurer with a proper
26 identifying detailed report. Pursuant to RCW 46.16.755, the state
27 treasurer shall credit the proceeds to the motor vehicle account until
28 the department determines that the state has been reimbursed for the
29 cost of implementing the law enforcement memorial special license
30 plate. Upon the determination by the department that the state has
31 been reimbursed, the treasurer shall credit the proceeds to the law
32 enforcement memorial account established under RCW 46.16.30906.

33 (11) Effective with annual renewals due or to become due on January
34 1, 2006, in addition to all fees and taxes required to be paid upon
35 renewal of a vehicle registration, the holder of a "law enforcement
36 memorial" license plate shall, upon application, pay a fee of thirty
37 dollars. The department shall deduct an amount not to exceed two
38 dollars of each fee collected under this subsection for administration

1 and collection expenses incurred by it. The remaining proceeds shall
2 be remitted to the custody of the state treasurer with a proper
3 identifying detailed report. Pursuant to RCW 46.16.755, the state
4 treasurer shall credit the proceeds to the motor vehicle account until
5 the department determines that the state has been reimbursed for the
6 cost of implementing the law enforcement memorial special license
7 plate. Upon the determination by the department that the state has
8 been reimbursed, the treasurer shall credit the proceeds to the law
9 enforcement memorial account established under RCW 46.16.30906.

10 (12)(a) Effective with vehicle registrations due or to become due
11 on or after January 1, 2006, in addition to all fees and taxes required
12 to be paid upon application and registration of a vehicle, the holder
13 of a "we love our pets" license plate shall pay an initial fee of forty
14 dollars. The department shall deduct an amount not to exceed twelve
15 dollars of each fee collected under this subsection for administrative
16 and collection expenses incurred by it. The remaining proceeds shall
17 be remitted to the custody of the state treasurer with a proper
18 identifying detailed report. Pursuant to RCW 46.16.755, the state
19 treasurer shall credit the proceeds to the motor vehicle account until
20 the department determines that the state has been reimbursed for the
21 cost of implementing the "we love our pets" license plate. Upon
22 determination by the department that the state has been reimbursed, the
23 treasurer shall credit the proceeds to the we love our pets account
24 established under section 4 of this act.

25 (b) Effective with annual renewals due or to become due on or after
26 January 1, 2007, in addition to all fees and taxes required to be paid
27 upon renewal of a vehicle registration, the holder of a "we love our
28 pets" license plate shall, upon application, pay a fee of thirty
29 dollars. The department shall deduct an amount not to exceed two
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 "we love our pets" license plate. Upon
37 determination by the department that the state has been reimbursed, the

1 treasurer shall credit the proceeds to the we love our pets account
2 established under section 4 of this act.

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

5 (1) The we love our pets account is created in the custody of the
6 state treasurer. Upon the department's determination that the state
7 has been reimbursed for the cost of implementing the we love our pets
8 special license plate, all receipts, except as provided in RCW
9 46.16.313(12) (a) and (b), from we love our pets license plates must be
10 deposited into the account. Only the director of the department of
11 licensing or the director's designee may authorize expenditures from
12 the account. The account is subject to allotment procedures under
13 chapter 43.88 RCW, but an appropriation is not required for
14 expenditures.

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

17 (a) Pursuant to the requirements set out in RCW 46.16.765, the
18 department must contract with a qualified nonprofit organization to
19 support and to enable the Washington federation of animal welfare and
20 control agencies to promote and perform spay/neuter surgery of
21 Washington state pets, in order to reduce pet overpopulation.

22 (b) For the purposes of this section, a "qualified nonprofit
23 organization" means a not-for-profit corporation incorporated and
24 operating exclusively in Washington that has received a determination
25 of tax exempt status under section 501(c)(3) of the federal internal
26 revenue code. The organization must have been established for the
27 express purpose of assisting local member agencies of the federation of
28 animal welfare and control agencies to promote and perform spay/neuter
29 surgery on Washington state pets, in order to reduce pet
30 overpopulation.

31 (c) The qualified nonprofit organization must meet all requirements
32 set out in RCW 46.16.765.

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