
HOUSE BILL 3289

State of Washington 60th Legislature 2008 Regular Session

By Representatives Simpson, Kelley, Sells, Dunn, Linville, and Barlow

Read first time 01/29/08. Referred to Committee on Transportation.

1 AN ACT Relating to special license plates for family members of
2 United States armed forces members killed in combat; amending RCW
3 46.16.725; reenacting and amending RCW 46.16.305; and creating a new
4 section.

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

6 **Sec. 1.** RCW 46.16.305 and 1997 c 291 s 6 and 1997 c 241 s 10 are
7 each reenacted and amended to read as follows:

8 The department shall continue to issue the categories of special
9 plates issued by the department under the sections repealed under
10 section 12 (1) through (7), chapter 250, Laws of 1990. Special license
11 plates issued under those repealed sections before January 1, 1991, are
12 valid to the extent and under the conditions provided in those repealed
13 sections. The following conditions, limitations, or requirements apply
14 to certain special license plates issued after January 1, 1991:

15 (1) A horseless carriage plate and a plate or plates issued for
16 collectors' vehicles more than thirty years old, upon payment of the
17 initial fees required by law and the additional special license plate
18 fee established by the department, are valid for the life of the

1 vehicle for which application is approved by the department. When a
2 single plate is issued, it shall be displayed on the rear of the
3 vehicle.

4 (2) The department may issue special license plates denoting
5 amateur radio operator status only to persons having a valid official
6 radio operator license issued by the federal communications commission.

7 (3) The department shall issue one set of special license plates to
8 each resident of this state who has been awarded the Congressional
9 Medal of Honor for use on a passenger vehicle registered to that
10 person. The department shall issue the plate without the payment of
11 licensing fees and motor vehicle excise tax.

12 (4) The department may issue for use on only one motor vehicle
13 owned by the qualified applicant special license plates denoting that
14 the recipient of the plate is a survivor of the attack on Pearl Harbor
15 on December 7, 1941, to persons meeting all of the following criteria:

16 (a) Is a resident of this state;

17 (b) Was a member of the United States Armed Forces on December 7,
18 1941;

19 (c) Was on station on December 7, 1941, during the hours of 7:55
20 a.m. to 9:45 a.m. Hawaii time at Pearl Harbor, the island of Oahu, or
21 offshore at a distance not to exceed three miles;

22 (d) Received an honorable discharge from the United States Armed
23 Forces; and

24 (e) Is certified by a Washington state chapter of the Pearl Harbor
25 survivors association as satisfying the qualifications in (c) of this
26 subsection.

27 The department may issue such plates to the surviving spouse of any
28 deceased Pearl Harbor survivor who met the requirements of this
29 subsection. If the surviving spouse remarries, he or she shall return
30 the special plates to the department within fifteen days and apply for
31 regular plates. The surviving spouse must be a resident of this state.

32 The department shall issue these plates upon payment by the
33 applicant of all other license fees, but the department may not set or
34 charge an additional fee for these special license plates.

35 (5) Effective with registrations that are due or become due on or
36 after January 1, 2009, the department may issue for use on motor
37 vehicles owned by the qualified applicant special license plates

1 denoting that the recipient is a parent of a member of the United
2 States armed forces killed in combat to persons meeting all of the
3 following criteria:

4 (a) Is a resident of this state; and

5 (b) Is a parent of a member of the United States armed forces
6 killed in combat, as certified by the Washington state department of
7 veterans affairs.

8 The department shall issue these plates upon payment by the
9 applicant of all other license fees, but the department may not set or
10 charge an additional fee for these special plates.

11 (6) The department shall replace, free of charge, special license
12 plates issued under subsections (3) (~~and (4)~~) through (5) of this
13 section if they are lost, stolen, damaged, defaced, or destroyed. Such
14 plates shall remain with the persons upon transfer or other disposition
15 of the vehicle for which they were initially issued, and may be used on
16 another vehicle registered to the recipient in accordance with the
17 provisions of RCW 46.16.316(1).

18 **Sec. 2.** RCW 46.16.725 and 2007 c 518 s 711 are each amended to
19 read as follows:

20 (1) The creation of the board does not in any way preclude the
21 authority of the legislature to independently propose and enact special
22 license plate legislation.

23 (2) The board must review and either approve or reject special
24 license plate applications submitted by sponsoring organizations.

25 (3) Duties of the board include but are not limited to the
26 following:

27 (a) Review and approve the annual financial reports submitted by
28 sponsoring organizations with active special license plate series and
29 present those annual financial reports to the senate and house
30 transportation committees;

31 (b) Report annually to the senate and house transportation
32 committees on the special license plate applications that were
33 considered by the board;

34 (c) Issue approval and rejection notification letters to sponsoring
35 organizations, the department, the chairs of the senate and house of
36 representatives transportation committees, and the legislative sponsors

1 identified in each application. The letters must be issued within
2 seven days of making a determination on the status of an application;

3 (d) Review annually the number of plates sold for each special
4 license plate series created after January 1, 2003. The board may
5 submit a recommendation to discontinue a special plate series to the
6 chairs of the senate and house of representatives transportation
7 committees;

8 (e) Provide policy guidance and directions to the department
9 concerning the adoption of rules necessary to limit the number of
10 special license plates that an organization or a governmental entity
11 may apply for.

12 (4) Except as provided in this act, in order to assess the effects
13 and impact of the proliferation of special license plates, the
14 legislature declares a temporary moratorium on the issuance of any
15 additional plates until July 1, 2009. During this period of time, the
16 special license plate review board created in RCW 46.16.705 and the
17 department of licensing are prohibited from accepting, reviewing,
18 processing, or approving any applications. Additionally, no special
19 license plate may be enacted by the legislature during the moratorium,
20 unless the proposed license plate has been approved by the board before
21 February 15, 2005.

22 NEW SECTION. **Sec. 3.** Section 1 of this act is exempt from the
23 requirements of RCW 46.16.775.

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