
HOUSE BILL 1485

State of Washington 63rd Legislature 2013 Regular Session

By Representatives Fey, Sawyer, Jinkins, Lias, Fitzgibbon, and Ryu

Read first time 01/29/13. Referred to Committee on Transportation.

1 AN ACT Relating to transportation benefit district vehicle fees;
2 and amending RCW 36.73.065 and 82.80.140.

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

4 **Sec. 1.** RCW 36.73.065 and 2012 c 152 s 3 are each amended to read
5 as follows:

6 (1) Except as provided in subsection (4) of this section, taxes,
7 fees, charges, and tolls may not be imposed by a district without
8 approval of a majority of the voters in the district voting on a
9 proposition at a general or special election. The proposition must
10 include a specific description of: (a) The transportation improvement
11 or improvements proposed by the district; (b) any rebate program
12 proposed to be established under RCW 36.73.067; and (c) the proposed
13 taxes, fees, charges, and the range of tolls imposed by the district to
14 raise revenue to fund the improvement or improvements or rebate
15 program, as applicable.

16 (2) Voter approval under this section must be accorded substantial
17 weight regarding the validity of a transportation improvement as
18 defined in RCW 36.73.015.

1 (3) A district may not increase any taxes, fees, charges, or range
2 of tolls imposed or change a rebate program under this chapter once the
3 taxes, fees, charges, tolls, or rebate program takes effect, unless
4 authorized by the district voters pursuant to RCW 36.73.160.

5 (4)(a) A district that includes all the territory within the
6 boundaries of the jurisdiction, or jurisdictions, establishing the
7 district may impose by a majority vote of the governing board of the
8 district the following fees and charges:

9 (i) Up to (~~twenty~~) forty dollars of the vehicle fee authorized in
10 RCW 82.80.140; or

11 (ii) A fee or charge in accordance with RCW 36.73.120.

12 (b) The vehicle fee authorized in (a) of this subsection may only
13 be imposed for a passenger-only ferry transportation improvement if the
14 vehicle fee is first approved by a majority of the voters within the
15 jurisdiction of the district.

16 (c)(i) A district solely comprised of a city or cities shall not
17 impose the fees or charges identified in (a) of this subsection within
18 one hundred eighty days after July 22, 2007, unless the county in which
19 the city or cities reside, by resolution, declares that it will not
20 impose the fees or charges identified in (a) of this subsection within
21 the one hundred eighty-day period; or

22 (ii) A district solely comprised of a city or cities identified in
23 RCW 36.73.020(6)(b) may not impose the fees or charges until after May
24 22, 2008, unless the county in which the city or cities reside, by
25 resolution, declares that it will not impose the fees or charges
26 identified in (a) of this subsection through May 22, 2008.

27 (5) If the interlocal agreement in RCW 82.80.140(2)(a) cannot be
28 reached, a district that includes only the unincorporated territory of
29 a county may impose by a majority vote of the governing body of the
30 district up to (~~twenty~~) forty dollars of the vehicle fee authorized
31 in RCW 82.80.140.

32 **Sec. 2.** RCW 82.80.140 and 2010 c 161 s 917 are each amended to
33 read as follows:

34 (1) Subject to the provisions of RCW 36.73.065, a transportation
35 benefit district under chapter 36.73 RCW may fix and impose an annual
36 vehicle fee, not to exceed one hundred dollars per vehicle registered
37 in the district, for each vehicle subject to vehicle license fees under

1 RCW 46.17.350(1) (a), (c), (d), (e), (g), (h), (j), or (n) through (q)
2 and for each vehicle subject to gross weight license fees under RCW
3 46.17.355 with a scale weight of six thousand pounds or less.

4 (2)(a) A district that includes all the territory within the
5 boundaries of the jurisdiction, or jurisdictions, establishing the
6 district may impose by a majority vote of the governing board of the
7 district up to (~~twenty~~) forty dollars of the vehicle fee authorized
8 in subsection (1) of this section. If the district is countywide, the
9 revenues of the fee shall be distributed to each city within the county
10 by interlocal agreement. The interlocal agreement is effective when
11 approved by the county and sixty percent of the cities representing
12 seventy-five percent of the population of the cities within the county
13 in which the countywide fee is collected.

14 (b) A district may not impose a fee under this subsection (2):

15 (i) For a passenger-only ferry transportation improvement unless
16 the vehicle fee is first approved by a majority of the voters within
17 the jurisdiction of the district; or

18 (ii) That, if combined with the fees previously imposed by another
19 district within its boundaries under RCW 36.73.065(4)(a)(i), exceeds
20 (~~twenty~~) forty dollars.

21 If a district imposes or increases a fee under this subsection (2)
22 that, if combined with the fees previously imposed by another district
23 within its boundaries, exceeds (~~twenty~~) forty dollars, the district
24 shall provide a credit for the previously imposed fees so that the
25 combined vehicle fee does not exceed (~~twenty~~) forty dollars.

26 (3) The department of licensing shall administer and collect the
27 fee. The department shall deduct a percentage amount, as provided by
28 contract, not to exceed one percent of the fees collected, for
29 administration and collection expenses incurred by it. The department
30 shall remit remaining proceeds to the custody of the state treasurer.
31 The state treasurer shall distribute the proceeds to the district on a
32 monthly basis.

33 (4) No fee under this section may be collected until six months
34 after approval under RCW 36.73.065.

35 (5) The vehicle fee under this section applies only when renewing
36 a vehicle registration, and is effective upon the registration renewal
37 date as provided by the department of licensing.

1 (6) The following vehicles are exempt from the fee under this
2 section:
3 (a) Campers, as defined in RCW 46.04.085;
4 (b) Farm tractors or farm vehicles, as defined in RCW 46.04.180 and
5 46.04.181;
6 (c) Mopeds, as defined in RCW 46.04.304;
7 (d) Off-road and nonhighway vehicles, as defined in RCW 46.04.365;
8 (e) Private use single-axle trailer, as defined in RCW 46.04.422;
9 (f) Snowmobiles, as defined in RCW 46.04.546; and
10 (g) Vehicles registered under chapter 46.87 RCW and the
11 international registration plan.

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