

---

SENATE BILL 5266

---

State of Washington

63rd Legislature

2013 Regular Session

By Senators Mullet, Nelson, and Kohl-Welles

Read first time 01/24/13. Referred to Committee on Natural Resources & Parks.

1 AN ACT Relating to the discover pass; amending RCW 46.16A.090;  
2 creating a new section; and providing an effective date.

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

4 NEW SECTION. **Sec. 1.** The legislature intends to provide a  
5 convenient method for users of state recreational lands to purchase the  
6 annual discover pass at the time of annual vehicle relicensing. By  
7 providing this option for purchasing the discover pass, the legislature  
8 intends to foster greater participation in the annual pass program and  
9 provide for a more adequate and stable source of funding for the  
10 maintenance and operation of state parks and other state recreational  
11 facilities.

12 **Sec. 2.** RCW 46.16A.090 and 2012 c 261 s 9 are each amended to read  
13 as follows:

14 (1) The department, county auditor or other agent, or subagent  
15 appointed by the director must provide an opportunity for a vehicle  
16 owner to make a voluntary donation and to purchase a discover pass as  
17 provided in this section when applying for an initial or renewal  
18 vehicle registration.

1 (2)(a) A vehicle owner who registers a vehicle under this chapter  
2 may donate one dollar or more to the organ and tissue donation  
3 awareness account to promote the donation of organs and tissues under  
4 the uniform anatomical gift act as described in chapter 68.64 RCW. The  
5 donation of one or more dollars is voluntary and may be refused by the  
6 vehicle owner.

7 (b) The department, county auditor or other agent, or subagent  
8 appointed by the director must:

9 (i) Ask a vehicle owner applying for a vehicle registration if the  
10 owner would like to donate one dollar or more;

11 (ii) Inform a vehicle owner of the option for organ and tissue  
12 donations as required under RCW 46.20.113; and

13 (iii) Make information booklets or other informational material  
14 available regarding the importance of organ and tissue donations to  
15 vehicle owners.

16 (c) All reasonable costs associated with the creation of the  
17 donation program created under this section must be paid proportionally  
18 or by another agreement by a participating Washington state organ  
19 procurement organization established for organ and tissue donation  
20 awareness purposes by the Washington state organ procurement  
21 organizations. For the purposes of this section, "reasonable costs"  
22 and "Washington state organ procurement organization" have the same  
23 meaning as in RCW 68.64.010.

24 (3) The department must collect from a vehicle owner who pays a  
25 vehicle license fee under RCW 46.17.350(1) (a), (d) through (l), (n),  
26 (o), or (q) or who registers a vehicle under RCW 46.16A.455 with a  
27 declared gross weight of twelve thousand pounds or less a voluntary  
28 donation of five dollars. The donation may not be collected from any  
29 vehicle owner actively opting not to participate in the donation  
30 program. The department must ensure that the opt-out donation under  
31 this section is clear, visible, and prominently displayed in both paper  
32 and online vehicle registration renewals. Notification of intent to  
33 not participate in the donation program must be provided annually at  
34 the time of vehicle registration renewal. The donation must be  
35 deposited in the state parks renewal and stewardship account  
36 established in RCW 79A.05.215 to be used for the operation and  
37 maintenance of state parks.

1       (4)(a) Except as otherwise provided in this subsection, a vehicle  
2 owner who registers a vehicle under this chapter ((may)) must purchase  
3 a discover pass for the price amount established in RCW 79A.80.020.  
4 Purchase of a discover pass is ((voluntary by the vehicle owner)) not  
5 required where the owner affirms in the registration renewal that any  
6 of the following apply:

7       (i) That the vehicle will not be used to access a state park or  
8 other state recreational facility requiring the display of a discover  
9 pass;

10       (ii) That the owner plans to purchase a discover pass or day pass  
11 at a later time if the vehicle will be used to access a facility  
12 requiring a pass; or

13       (iii) That a discover pass has already been obtained for the  
14 vehicle and is valid for at least the next succeeding six months from  
15 the vehicle license renewal date.

16       (b) The department must inform the owner in the vehicle  
17 registration renewal form that a discover pass may be used for two  
18 vehicles. The discover pass fee must be deposited in the recreation  
19 access pass account created in RCW 79A.80.090. The department, county  
20 auditor((7)) or other agent, or subagent appointed by the director is  
21 not responsible for delivering a purchased discover pass to a motor  
22 vehicle owner. The agencies, as defined in RCW 79A.80.010, must  
23 deliver the purchased discover pass to a motor vehicle owner.

24       NEW SECTION. Sec. 3. This act takes effect November 1, 2013.

--- END ---