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SENATE BILL 5970

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State of Washington

67th Legislature

2022 Regular Session

By Senators Wagoner, Fortunato, and J. Wilson

Read first time 02/02/22. Referred to Committee on Transportation.

1 AN ACT Relating to limiting state and local taxes, fees, and  
2 other charges relating to vehicles; amending RCW 46.17.355,  
3 46.17.323, 82.08.020, 82.12.020, 82.44.065, 81.104.140, and  
4 81.104.160; reenacting and amending RCW 46.17.350; adding a new  
5 section to chapter 46.17 RCW; adding a new section to chapter 82.44  
6 RCW; adding a new section to chapter 81.112 RCW; creating new  
7 sections; repealing RCW 46.17.365, 46.68.415, 82.80.130, 82.80.140,  
8 82.44.035, and 81.104.160; providing an effective date; providing  
9 contingent effective dates; and declaring an emergency.

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

11 **BRING BACK OUR \$30 CAR TABS**  
12 **POLICIES AND PURPOSES**

13 NEW SECTION. **Sec. 1.** Voters have repeatedly approved  
14 initiatives limiting vehicle costs, yet politicians keep ignoring the  
15 voters' repeated, unambiguous mandate by imposing higher and higher  
16 vehicle taxes and fees. It's not fair and it must stop. Without this  
17 follow-up ballot measure, vehicle costs will continue to skyrocket  
18 until vehicle charges are obscenely expensive, as they were prior to  
19 Initiative 695. This act and each of its provisions limit state and  
20 local taxes, fees, and other charges relating to motor vehicles. This

1 act would limit annual motor vehicle license fees to \$30, except  
2 voter-approved charges; repeal and remove authority to impose certain  
3 vehicle taxes and charges; and base vehicle taxes on Kelley Blue  
4 Book.

5 **LIMITING ANNUAL MOTOR VEHICLE LICENSE FEES TO \$30, EXCEPT VOTER-**  
6 **APPROVED CHARGES**

7 NEW SECTION. **Sec. 2.** A new section is added to chapter 46.17  
8 RCW to read as follows:

9 (1) State and local motor vehicle license fees may not exceed \$30  
10 per year for motor vehicles, regardless of year, value, make, or  
11 model.

12 (2) For the purposes of this section, "state and local motor  
13 vehicle license fees" means the general license tab fees paid  
14 annually for licensing motor vehicles, including but not limited to  
15 cars, sport utility vehicles, light trucks under RCW 46.17.355,  
16 motorcycles, and motor homes, and do not include charges approved by  
17 voters after the effective date of this section. This annual fee must  
18 be paid and collected annually and is due at the time of initial and  
19 renewal vehicle registration.

20 **Sec. 3.** RCW 46.17.350 and 2019 c 44 s 4 are each reenacted and  
21 amended to read as follows:

22 (1) Before accepting an application for a vehicle registration,  
23 the department, county auditor or other agent, or subagent appointed  
24 by the director shall require the applicant, unless specifically  
25 exempt, to pay the following vehicle license fee by vehicle type:

26	VEHICLE TYPE	INITIAL	RENEWAL	DISTRIBUTED
27		FEE	FEE	UNDER
28	(a) Auto stage, six seats or	\$ 30.00	\$ 30.00	RCW 46.68.030
29	less			
30	(b) Camper	\$ 4.90	\$ 3.50	RCW 46.68.030
31	(c) Commercial trailer	\$ ((34.00))	\$ ((34.00))	RCW 46.68.035
32		<u>30.00</u>	<u>30.00</u>	
33	(d) For hire vehicle, six	\$ 30.00	\$ 30.00	RCW 46.68.030
34	seats or less			

1	(e) Mobile home (if	\$ 30.00	\$ 30.00	RCW 46.68.030
2	registered)			
3	(f) Moped	\$ 30.00	\$ 30.00	RCW 46.68.030
4	(g) Motor home	\$ 30.00	\$ 30.00	RCW 46.68.030
5	(h) Motorcycle	\$ 30.00	\$ 30.00	RCW 46.68.030
6	(i) Off-road vehicle	\$ 18.00	\$ 18.00	RCW 46.68.045
7	(j) Passenger car	\$ 30.00	\$ 30.00	RCW 46.68.030
8	(k) Private use single-axle	\$ 15.00	\$ 15.00	RCW 46.68.035
9	trailer			
10	(l) Snowmobile	\$ <del>((50.00))</del>	\$ <del>((50.00))</del>	RCW 46.68.350
11		<u>30.00</u>	<u>30.00</u>	
12	(m) Snowmobile, vintage	\$ 12.00	\$ 12.00	RCW 46.68.350
13	(n) Sport utility vehicle	\$ 30.00	\$ 30.00	RCW 46.68.030
14	(o) Tow truck	\$ 30.00	\$ 30.00	RCW 46.68.030
15	(p) Trailer, over 2000	\$ 30.00	\$ 30.00	RCW 46.68.030
16	pounds			
17	(q) Travel trailer	\$ 30.00	\$ 30.00	RCW 46.68.030
18	(r) Wheeled all-terrain	\$ 12.00	\$ 12.00	RCW 46.09.540
19	vehicle, on-road use			
20	(s) Wheeled all-terrain	\$ 18.00	\$ 18.00	RCW 46.09.510
21	vehicle, off-road use			

22       (2) The vehicle license fee required in subsection (1) of this  
23 section is in addition to the filing fee required under RCW  
24 46.17.005, and any other fee or tax required by law.

25       **Sec. 4.** RCW 46.17.355 and 2015 3rd sp.s. c 44 s 201 are each  
26 amended to read as follows:

27       (1) (a) For vehicle registrations that are due or become due  
28 before July 1, 2016, in lieu of the vehicle license fee required  
29 under RCW 46.17.350 and before accepting an application for a vehicle  
30 registration for motor vehicles described in RCW 46.16A.455, the  
31 department, county auditor or other agent, or subagent appointed by  
32 the director shall require the applicant, unless specifically exempt,  
33 to pay the following license fee by weight:

	WEIGHT	SCHEDULE	SCHEDULE
		A	B
3	4,000 pounds	\$ 38.00	\$ 38.00
4	6,000 pounds	\$ 48.00	\$ 48.00
5	8,000 pounds	\$ 58.00	\$ 58.00
6	10,000 pounds	\$ 60.00	\$ 60.00
7	12,000 pounds	\$ 77.00	\$ 77.00
8	14,000 pounds	\$ 88.00	\$ 88.00
9	16,000 pounds	\$ 100.00	\$ 100.00
10	18,000 pounds	\$ 152.00	\$ 152.00
11	20,000 pounds	\$ 169.00	\$ 169.00
12	22,000 pounds	\$ 183.00	\$ 183.00
13	24,000 pounds	\$ 198.00	\$ 198.00
14	26,000 pounds	\$ 209.00	\$ 209.00
15	28,000 pounds	\$ 247.00	\$ 247.00
16	30,000 pounds	\$ 285.00	\$ 285.00
17	32,000 pounds	\$ 344.00	\$ 344.00
18	34,000 pounds	\$ 366.00	\$ 366.00
19	36,000 pounds	\$ 397.00	\$ 397.00
20	38,000 pounds	\$ 436.00	\$ 436.00
21	40,000 pounds	\$ 499.00	\$ 499.00
22	42,000 pounds	\$ 519.00	\$ 609.00
23	44,000 pounds	\$ 530.00	\$ 620.00
24	46,000 pounds	\$ 570.00	\$ 660.00
25	48,000 pounds	\$ 594.00	\$ 684.00
26	50,000 pounds	\$ 645.00	\$ 735.00
27	52,000 pounds	\$ 678.00	\$ 768.00
28	54,000 pounds	\$ 732.00	\$ 822.00
29	56,000 pounds	\$ 773.00	\$ 863.00
30	58,000 pounds	\$ 804.00	\$ 894.00
31	60,000 pounds	\$ 857.00	\$ 947.00
32	62,000 pounds	\$ 919.00	\$ 1,009.00
33	64,000 pounds	\$ 939.00	\$ 1,029.00

1	66,000 pounds	\$ 1,046.00	\$ 1,136.00
2	68,000 pounds	\$ 1,091.00	\$ 1,181.00
3	70,000 pounds	\$ 1,175.00	\$ 1,265.00
4	72,000 pounds	\$ 1,257.00	\$ 1,347.00
5	74,000 pounds	\$ 1,366.00	\$ 1,456.00
6	76,000 pounds	\$ 1,476.00	\$ 1,566.00
7	78,000 pounds	\$ 1,612.00	\$ 1,702.00
8	80,000 pounds	\$ 1,740.00	\$ 1,830.00
9	82,000 pounds	\$ 1,861.00	\$ 1,951.00
10	84,000 pounds	\$ 1,981.00	\$ 2,071.00
11	86,000 pounds	\$ 2,102.00	\$ 2,192.00
12	88,000 pounds	\$ 2,223.00	\$ 2,313.00
13	90,000 pounds	\$ 2,344.00	\$ 2,434.00
14	92,000 pounds	\$ 2,464.00	\$ 2,554.00
15	94,000 pounds	\$ 2,585.00	\$ 2,675.00
16	96,000 pounds	\$ 2,706.00	\$ 2,796.00
17	98,000 pounds	\$ 2,827.00	\$ 2,917.00
18	100,000 pounds	\$ 2,947.00	\$ 3,037.00
19	102,000 pounds	\$ 3,068.00	\$ 3,158.00
20	104,000 pounds	\$ 3,189.00	\$ 3,279.00
21	105,500 pounds	\$ 3,310.00	\$ 3,400.00

22 (b) For vehicle registrations that are due or become due on or  
23 after July 1, 2016, in lieu of the vehicle license fee required under  
24 RCW 46.17.350 and before accepting an application for a vehicle  
25 registration for motor vehicles described in RCW 46.16A.455, the  
26 department, county auditor or other agent, or subagent appointed by  
27 the director shall require the applicant, unless specifically exempt,  
28 to pay the following license fee by gross weight:

29	WEIGHT	SCHEDULE	SCHEDULE
30		A	B
31	4,000 pounds	\$ <del>((53.00))</del>	\$ <del>((53.00))</del>
32		<u>30.00</u>	<u>30.00</u>
33	6,000 pounds	\$ <del>((73.00))</del>	\$ <del>((73.00))</del>
34		<u>30.00</u>	<u>30.00</u>

1	8,000 pounds	\$ ((93.00))	\$ ((93.00))
2		<u>30.00</u>	<u>30.00</u>
3	10,000 pounds	\$ ((93.00))	\$ ((93.00))
4		<u>30.00</u>	<u>30.00</u>
5	12,000 pounds	\$ 81.00	\$ 81.00
6	14,000 pounds	\$ 88.00	\$ 88.00
7	16,000 pounds	\$ 100.00	\$ 100.00
8	18,000 pounds	\$ 152.00	\$ 152.00
9	20,000 pounds	\$ 169.00	\$ 169.00
10	22,000 pounds	\$ 183.00	\$ 183.00
11	24,000 pounds	\$ 198.00	\$ 198.00
12	26,000 pounds	\$ 209.00	\$ 209.00
13	28,000 pounds	\$ 247.00	\$ 247.00
14	30,000 pounds	\$ 285.00	\$ 285.00
15	32,000 pounds	\$ 344.00	\$ 344.00
16	34,000 pounds	\$ 366.00	\$ 366.00
17	36,000 pounds	\$ 397.00	\$ 397.00
18	38,000 pounds	\$ 436.00	\$ 436.00
19	40,000 pounds	\$ 499.00	\$ 499.00
20	42,000 pounds	\$ 519.00	\$ 609.00
21	44,000 pounds	\$ 530.00	\$ 620.00
22	46,000 pounds	\$ 570.00	\$ 660.00
23	48,000 pounds	\$ 594.00	\$ 684.00
24	50,000 pounds	\$ 645.00	\$ 735.00
25	52,000 pounds	\$ 678.00	\$ 768.00
26	54,000 pounds	\$ 732.00	\$ 822.00
27	56,000 pounds	\$ 773.00	\$ 863.00
28	58,000 pounds	\$ 804.00	\$ 894.00
29	60,000 pounds	\$ 857.00	\$ 947.00
30	62,000 pounds	\$ 919.00	\$ 1,009.00
31	64,000 pounds	\$ 939.00	\$ 1,029.00
32	66,000 pounds	\$ 1,046.00	\$ 1,136.00
33	68,000 pounds	\$ 1,091.00	\$ 1,181.00

1	70,000 pounds	\$ 1,175.00	\$ 1,265.00
2	72,000 pounds	\$ 1,257.00	\$ 1,347.00
3	74,000 pounds	\$ 1,366.00	\$ 1,456.00
4	76,000 pounds	\$ 1,476.00	\$ 1,566.00
5	78,000 pounds	\$ 1,612.00	\$ 1,702.00
6	80,000 pounds	\$ 1,740.00	\$ 1,830.00
7	82,000 pounds	\$ 1,861.00	\$ 1,951.00
8	84,000 pounds	\$ 1,981.00	\$ 2,071.00
9	86,000 pounds	\$ 2,102.00	\$ 2,192.00
10	88,000 pounds	\$ 2,223.00	\$ 2,313.00
11	90,000 pounds	\$ 2,344.00	\$ 2,434.00
12	92,000 pounds	\$ 2,464.00	\$ 2,554.00
13	94,000 pounds	\$ 2,585.00	\$ 2,675.00
14	96,000 pounds	\$ 2,706.00	\$ 2,796.00
15	98,000 pounds	\$ 2,827.00	\$ 2,917.00
16	100,000 pounds	\$ 2,947.00	\$ 3,037.00
17	102,000 pounds	\$ 3,068.00	\$ 3,158.00
18	104,000 pounds	\$ 3,189.00	\$ 3,279.00
19	105,500 pounds	\$ 3,310.00	\$ 3,400.00

20 (2) Schedule A applies to vehicles either used exclusively for  
21 hauling logs or that do not tow trailers. Schedule B applies to  
22 vehicles that tow trailers and are not covered under Schedule A.

23 (3) If the resultant gross weight is not listed in the table  
24 provided in subsection (1) of this section, it must be increased to  
25 the next higher weight.

26 (4) The license fees provided in subsection (1) of this section  
27 and the freight project fee provided in subsection (~~((6))~~) (7) of  
28 this section are in addition to the filing fee required under RCW  
29 46.17.005 and any other fee or tax required by law.

30 (5) The license fees provided in subsection (1) of this section  
31 for light trucks weighing 10,000 pounds or less are limited to \$30.

32 (6) The license fee based on declared gross weight as provided in  
33 subsection (1) of this section must be distributed under RCW  
34 46.68.035.

1       ~~((6))~~ (7) For vehicle registrations that are due or become due  
2 on or after July 1, 2016, in addition to the license fee based on  
3 declared gross weight as provided in subsection (1) of this section,  
4 the department, county auditor or other agent, or subagent appointed  
5 by the director must require an applicant with a vehicle with a  
6 declared gross weight of more than 10,000 pounds, unless specifically  
7 exempt, to pay a freight project fee equal to ~~((fifteen))~~ 15 percent  
8 of the license fee provided in subsection (1) of this section,  
9 rounded to the nearest whole dollar, which must be distributed under  
10 RCW 46.68.035.

11       ~~((7))~~ (8) For vehicle registrations that are due or become due  
12 on or after July 1, 2022, in addition to the license fee based on  
13 declared gross weight as provided in subsection (1) of this section,  
14 the department, county auditor or other agent, or subagent appointed  
15 by the director must require an applicant with a vehicle with a  
16 declared gross weight of less than or equal to 12,000 pounds, unless  
17 specifically exempt, to pay an additional weight fee of ~~((ten  
18 dollars))~~ \$10, which must be distributed under RCW 46.68.035.

19       **Sec. 5.** RCW 46.17.323 and 2015 3rd sp.s. c 44 s 203 are each  
20 amended to read as follows:

21       (1) Before accepting an application for an annual vehicle  
22 registration renewal for a vehicle that both (a) uses at least one  
23 method of propulsion that is capable of being reenergized by an  
24 external source of electricity and (b) is capable of traveling at  
25 least thirty miles using only battery power, the department, county  
26 auditor or other agent, or subagent appointed by the director must  
27 require the applicant to pay a ~~((one hundred dollar fee in addition  
28 to any other fees and taxes required by law))~~ \$30 fee. The ~~((one  
29 hundred dollar))~~ \$30 fee is due only at the time of annual  
30 registration renewal.

31       (2) This section only applies to a vehicle that is designed to  
32 have the capability to drive at a speed of more than ~~((thirty-five))~~  
33 35 miles per hour.

34       (3) ~~((a) The fee under this section is imposed to provide funds  
35 to mitigate the impact of vehicles on state roads and highways and  
36 for the purpose of evaluating the feasibility of transitioning from a  
37 revenue collection system based on fuel taxes to a road user  
38 assessment system, and is separate and distinct from other vehicle  
39 license fees. Proceeds from the fee must be used for highway~~



1 ~~purposes, and must be deposited in the motor vehicle fund created in~~  
2 ~~RCW 46.68.070, subject to (b) of this subsection.~~

3 ~~(b))~~ If in any year the amount of proceeds from the fee  
4 collected under this section exceeds ~~((one million dollars))~~  
5 \$1,000,000, the excess amount over ~~((one million dollars))~~ \$1,000,000  
6 must be deposited as follows:

7 ~~((i))~~ (a) Seventy percent to the motor vehicle fund created in  
8 RCW 46.68.070;

9 ~~((ii))~~ (b) Fifteen percent to the transportation improvement  
10 account created in RCW 47.26.084; and

11 ~~((iii))~~ (c) Fifteen percent to the rural arterial trust account  
12 created in RCW 36.79.020.

13 ~~((4) (a) In addition to the fee established in subsection (1) of~~  
14 ~~this section, before accepting an application for an annual vehicle~~  
15 ~~registration renewal for a vehicle that both (i) uses at least one~~  
16 ~~method of propulsion that is capable of being reenergized by an~~  
17 ~~external source of electricity and (ii) is capable of traveling at~~  
18 ~~least thirty miles using only battery power, the department, county~~  
19 ~~auditor or other agent, or subagent appointed by the director must~~  
20 ~~require the applicant to pay a fifty dollar fee.~~

21 ~~(b) The fee required under (a) of this subsection must be~~  
22 ~~distributed as follows:~~

23 ~~(i) The first one million dollars raised by the fee must be~~  
24 ~~deposited into the multimodal transportation account created in RCW~~  
25 ~~47.66.070; and~~

26 ~~(ii) Any remaining amounts must be deposited into the motor~~  
27 ~~vehicle fund created in RCW 46.68.070.~~

28 ~~(5) This section applies to annual vehicle registration renewals~~  
29 ~~until the effective date of enacted legislation that imposes a~~  
30 ~~vehicle miles traveled fee or tax.))~~

31 **REPEAL AND REMOVE AUTHORITY TO IMPOSE**  
32 **CERTAIN VEHICLE TAXES AND CHARGES**

33 NEW SECTION. **Sec. 6.** The following acts or parts of acts are  
34 each repealed:

35 (1) RCW 46.17.365 (Motor vehicle weight fee—Motor home vehicle  
36 weight fee) and 2021 c 317 s 19, 2015 3rd sp.s. c 44 s 202, & 2010 c  
37 161 s 533;

1 (2) RCW 46.68.415 (Motor vehicle weight fee, motor home vehicle  
2 weight fee—Disposition) and 2010 c 161 s 813;

3 (3) RCW 82.80.130 (Passenger-only ferry service—Local option  
4 motor vehicle excise tax authorized) and 2010 c 161 s 916, 2006 c 318  
5 s 4, & 2003 c 83 s 206; and

6 (4) RCW 82.80.140 (Vehicle fee—Transportation benefit district—  
7 Exemptions) and 2015 3rd sp.s. c 44 s 310, 2010 c 161 s 917, 2007 c  
8 329 s 2, & 2005 c 336 s 16.

9 **Sec. 7.** RCW 82.08.020 and 2014 c 140 s 12 are each amended to  
10 read as follows:

11 (1) There is levied and collected a tax equal to six and five-  
12 tenths percent of the selling price on each retail sale in this state  
13 of:

14 (a) Tangible personal property, unless the sale is specifically  
15 excluded from the RCW 82.04.050 definition of retail sale;

16 (b) Digital goods, digital codes, and digital automated services,  
17 if the sale is included within the RCW 82.04.050 definition of retail  
18 sale;

19 (c) Services, other than digital automated services, included  
20 within the RCW 82.04.050 definition of retail sale;

21 (d) Extended warranties to consumers; and

22 (e) Anything else, the sale of which is included within the RCW  
23 82.04.050 definition of retail sale.

24 (2) There is levied and collected an additional tax on each  
25 retail car rental, regardless of whether the vehicle is licensed in  
26 this state, equal to five and nine-tenths percent of the selling  
27 price. The revenue collected under this subsection must be deposited  
28 in the multimodal transportation account created in RCW 47.66.070.

29 (3) (a) Beginning July 1, 2003, there is levied and collected an  
30 additional tax of three-tenths of one percent of the selling price on  
31 each retail sale of a motor vehicle in this state, other than retail  
32 car rentals taxed under subsection (2) of this section. The revenue  
33 collected under this subsection must be deposited in the multimodal  
34 transportation account created in RCW 47.66.070.

35 (b) For purposes of this subsection (3), "motor vehicle" has the  
36 meaning provided in RCW 46.04.320, but does not include:

1 (i) Farm tractors or farm vehicles as defined in RCW 46.04.180  
2 and 46.04.181, unless the farm tractor or farm vehicle is for use in  
3 the production of marijuana;

4 (ii) Off-road vehicles as defined in RCW 46.04.365;

5 (iii) Nonhighway vehicles as defined in RCW 46.09.310; and

6 (iv) Snowmobiles as defined in RCW 46.04.546.

7 ~~(4) ((For purposes of subsection (3) of this section, "motor~~  
8 ~~vehicle" has the meaning provided in RCW 46.04.320, but does not~~  
9 ~~include:~~

10 ~~(a) Farm tractors or farm vehicles as defined in RCW 46.04.180~~  
11 ~~and 46.04.181, unless the farm tractor or farm vehicle is for use in~~  
12 ~~the production of marijuana;~~

13 ~~(b) Off-road vehicles as defined in RCW 46.04.365;~~

14 ~~(c) Nonhighway vehicles as defined in RCW 46.09.310; and~~

15 ~~(d) Snowmobiles as defined in RCW 46.04.546.))~~ (a) Beginning July  
16 1, 2022, and each fiscal year thereafter, from the revenue collected  
17 under subsection (1) of this section on each new and used retail sale  
18 of a vehicle in this state, including private party sales, but  
19 excluding retail car rentals taxed under subsection (2) of this  
20 section, the state treasurer must transfer sufficient funds from the  
21 state general fund to each of the accounts negatively impacted by  
22 this act to compensate for the reduced revenue in each fiscal year.

23 (b) The amount of the transfers in each fiscal year pursuant to  
24 this subsection (4) shall be based on the revenue loss to each  
25 respective account from this act as projected in the quarterly  
26 transportation revenue forecast produced by the office of financial  
27 management in the spring prior to the start of each fiscal year.

28 (c) For purposes of this subsection (4), "vehicle" has the  
29 meaning provided in RCW 46.04.670 including, but not limited to,  
30 passenger vehicles, light trucks, commercial vehicles, travel  
31 trailers, recreational vehicles, intermittent use trailers,  
32 motorcycles, and campers, but "vehicle" does not include:

33 (i) Farm tractors or farm vehicles as defined in RCW 46.04.180  
34 and 46.04.181, unless the farm tractor or farm vehicle is for use in  
35 the production of marijuana;

36 (ii) Off-road vehicles as defined in RCW 46.04.365;

37 (iii) Nonhighway vehicles as defined in RCW 46.09.310;

38 (iv) Bicycles as defined in RCW 46.04.071; and

39 (v) Snowmobiles as defined in RCW 46.04.546.

1 (5) Beginning on December 8, 2005, 0.16 percent of the taxes  
2 collected under subsection (1) of this section must be dedicated to  
3 funding comprehensive performance audits required under RCW  
4 43.09.470. The revenue identified in this subsection must be  
5 deposited in the performance audits of government account created in  
6 RCW 43.09.475.

7 (6) The taxes imposed under this chapter apply to successive  
8 retail sales of the same property.

9 (7) The rates provided in this section apply to taxes imposed  
10 under chapter 82.12 RCW as provided in RCW 82.12.020.

11 **Sec. 8.** RCW 82.12.020 and 2017 c 323 s 520 are each amended to  
12 read as follows:

13 (1) There is levied and collected from every person in this state  
14 a tax or excise for the privilege of using within this state as a  
15 consumer any:

16 (a) Article of tangible personal property acquired by the user in  
17 any manner, including tangible personal property acquired at a casual  
18 or isolated sale, and including by-products used by the manufacturer  
19 thereof, except as otherwise provided in this chapter, irrespective  
20 of whether the article or similar articles are manufactured or are  
21 available for purchase within this state;

22 (b) Prewritten computer software, regardless of the method of  
23 delivery, but excluding prewritten computer software that is either  
24 provided free of charge or is provided for temporary use in viewing  
25 information, or both;

26 (c) Services defined as a retail sale in RCW 82.04.050 (2) (a) or  
27 (g) or (6)(c), excluding services defined as a retail sale in RCW  
28 82.04.050(6)(c) that are provided free of charge;

29 (d) Extended warranty; or

30 (e)(i) Digital good, digital code, or digital automated service,  
31 including the use of any services provided by a seller exclusively in  
32 connection with digital goods, digital codes, or digital automated  
33 services, whether or not a separate charge is made for such services.

34 (ii) With respect to the use of digital goods, digital automated  
35 services, and digital codes acquired by purchase, the tax imposed in  
36 this subsection (1)(e) applies in respect to:

37 (A) Sales in which the seller has granted the purchaser the right  
38 of permanent use;

1 (B) Sales in which the seller has granted the purchaser a right  
2 of use that is less than permanent;

3 (C) Sales in which the purchaser is not obligated to make  
4 continued payment as a condition of the sale; and

5 (D) Sales in which the purchaser is obligated to make continued  
6 payment as a condition of the sale.

7 (iii) With respect to digital goods, digital automated services,  
8 and digital codes acquired other than by purchase, the tax imposed in  
9 this subsection (1)(e) applies regardless of whether or not the  
10 consumer has a right of permanent use or is obligated to make  
11 continued payment as a condition of use.

12 (2) The provisions of this chapter do not apply in respect to the  
13 use of any article of tangible personal property, extended warranty,  
14 digital good, digital code, digital automated service, or service  
15 taxable under RCW 82.04.050 (2) (a) or (g) or (6)(c), if the sale to,  
16 or the use by, the present user or the present user's bailor or donor  
17 has already been subjected to the tax under chapter 82.08 RCW or this  
18 chapter and the tax has been paid by the present user or by the  
19 present user's bailor or donor.

20 (3)(a) Except as provided in this section, payment of the tax  
21 imposed by this chapter or chapter 82.08 RCW by one purchaser or user  
22 of tangible personal property, extended warranty, digital good,  
23 digital code, digital automated service, or other service does not  
24 have the effect of exempting any other purchaser or user of the same  
25 property, extended warranty, digital good, digital code, digital  
26 automated service, or other service from the taxes imposed by such  
27 chapters.

28 (b) The tax imposed by this chapter does not apply:

29 (i) If the sale to, or the use by, the present user or his or her  
30 bailor or donor has already been subjected to the tax under chapter  
31 82.08 RCW or this chapter and the tax has been paid by the present  
32 user or by his or her bailor or donor;

33 (ii) In respect to the use of any article of tangible personal  
34 property acquired by bailment and the tax has once been paid based on  
35 reasonable rental as determined by RCW 82.12.060 measured by the  
36 value of the article at time of first use multiplied by the tax rate  
37 imposed by chapter 82.08 RCW or this chapter as of the time of first  
38 use;

39 (iii) In respect to the use of any article of tangible personal  
40 property acquired by bailment, if the property was acquired by a

1 previous bailee from the same bailor for use in the same general  
2 activity and the original bailment was prior to June 9, 1961; or

3 (iv) To the use of digital goods or digital automated services,  
4 which were obtained through the use of a digital code, if the sale of  
5 the digital code to, or the use of the digital code by, the present  
6 user or the present user's bailor or donor has already been subjected  
7 to the tax under chapter 82.08 RCW or this chapter and the tax has  
8 been paid by the present user or by the present user's bailor or  
9 donor.

10 (4) (a) Except as provided in (b) of this subsection (4), the tax  
11 is levied and must be collected in an amount equal to the value of  
12 the article used, value of the digital good or digital code used,  
13 value of the extended warranty used, or value of the service used by  
14 the taxpayer, multiplied by the applicable rates in effect for the  
15 retail sales tax under RCW 82.08.020.

16 (b) In the case of a seller required to collect use tax from the  
17 purchaser, the tax must be collected in an amount equal to the  
18 purchase price multiplied by the applicable rate in effect for the  
19 retail sales tax under RCW 82.08.020.

20 (5) For purposes of the tax imposed in this section, "person"  
21 includes anyone within the definition of "buyer," "purchaser," and  
22 "consumer" in RCW 82.08.010.

23 (6) (a) Beginning July 1, 2022, and each fiscal year thereafter,  
24 from the use tax revenue collected under subsection (1) of this  
25 section on each new and used retail sale of a vehicle in this state,  
26 including private party sales, but excluding retail car rentals taxed  
27 under RCW 82.08.020, the state treasurer must transfer sufficient  
28 funds from the state general fund to each of the accounts negatively  
29 impacted by this act to compensate for the reduced revenue in each  
30 year.

31 (b) The amount of the transfers in each fiscal year pursuant to  
32 this subsection (6) shall be based on the revenue loss to each  
33 respective account from this act as projected in the quarterly  
34 transportation revenue forecast produced by the office of financial  
35 management in the spring prior to the start of each fiscal year.

36 **BASE VEHICLE TAXES USING KELLEY BLUE BOOK VALUE**

37 NEW SECTION. **Sec. 9.** A new section is added to chapter 82.44  
38 RCW to read as follows:

1 BASE VEHICLE TAXES USING KELLEY BLUE BOOK VALUE. (1) Any motor  
2 vehicle excise tax must be calculated in an honest and accurate way  
3 so the burden on vehicle owners is not artificially inflated. For the  
4 purpose of determining a vehicle tax, a taxing district imposing a  
5 vehicle tax must set a vehicle's taxable value at the vehicle's base  
6 model Kelley Blue Book value. This ensures an honest and accurate  
7 calculation of the tax and, combined with the appeal process in RCW  
8 82.44.065, ensures that vehicle owners are taxed on their vehicle's  
9 market value.

10 (2) For the purpose of determining a tax under this chapter, the  
11 value of a truck-type power or trailing unit, or motor vehicle,  
12 including a passenger vehicle, motorcycle, motor home, sport utility  
13 vehicle, or light duty truck is the base model Kelley Blue Book value  
14 of the vehicle, excluding applicable federal excise taxes, state and  
15 local sales or use taxes, transportation or shipping costs, or  
16 preparatory or delivery costs.

17 **Sec. 10.** RCW 82.44.065 and 2010 c 161 s 912 are each amended to  
18 read as follows:

19 If the department determines a value for a vehicle (~~equivalent~~  
20 ~~to a manufacturer's base suggested retail price or the value of a~~  
21 ~~truck or trailer under RCW 82.44.035)) under section 9 of this act,  
22 any person who pays a state or locally imposed tax for that vehicle  
23 may appeal the valuation to the department under chapter 34.05 RCW.  
24 If the taxpayer is successful on appeal, the department shall refund  
25 the excess tax in the manner provided in RCW 82.44.120. Using Kelley  
26 Blue Book value ensures an honest and accurate calculation.~~

27 **Sec. 11.** RCW 81.104.140 and 2015 3rd sp.s. c 44 s 318 are each  
28 amended to read as follows:

29 (1) Agencies authorized to provide high capacity transportation  
30 service, including transit agencies and regional transit authorities,  
31 and regional transportation investment districts acting with the  
32 agreement of an agency, are hereby granted dedicated funding sources  
33 for such systems. These dedicated funding sources, as set forth in  
34 RCW 81.104.150, 81.104.160, 81.104.170, and 81.104.175, are  
35 authorized only for agencies located in (a) each county with a  
36 population of (~~two hundred ten thousand~~) 210,000 or more and (b)  
37 each county with a population of from (~~one hundred twenty-five~~  
38 ~~thousand~~) 125,000 to less than (~~two hundred ten thousand~~) 210,000

1 except for those counties that do not border a county with a  
2 population as described under (a) of this subsection. In any county  
3 with a population of (~~one million~~) 1,000,000 or more or in any  
4 county having a population of (~~four hundred thousand~~) 400,000 or  
5 more bordering a county with a population of (~~one million~~)  
6 1,000,000 or more, these funding sources may be imposed only by a  
7 regional transit authority or a regional transportation investment  
8 district. Regional transportation investment districts may, with the  
9 approval of the regional transit authority within its boundaries,  
10 impose the taxes authorized under this chapter, but only upon  
11 approval of the voters and to the extent that the maximum amount of  
12 taxes authorized under this chapter have not been imposed.

13 (2) Agencies planning to construct and operate a high capacity  
14 transportation system should also seek other funds, including  
15 federal, state, local, and private sector assistance.

16 (3) Funding sources should satisfy each of the following criteria  
17 to the greatest extent possible:

- 18 (a) Acceptability;
- 19 (b) Ease of administration;
- 20 (c) Equity;
- 21 (d) Implementation feasibility;
- 22 (e) Revenue reliability; and
- 23 (f) Revenue yield.

24 (4) (a) Agencies participating in regional high capacity  
25 transportation system development are authorized to levy and collect  
26 the following voter-approved local option funding sources:

27 (i) Employer tax as provided in RCW 81.104.150, other than by  
28 regional transportation investment districts;

29 (ii) (~~Special motor vehicle excise tax as provided in RCW~~  
30 ~~81.104.160;~~

31 ~~(iii))~~ Regular property tax as provided in RCW 81.104.175; and

32 (~~(iv))~~ (iii) Sales and use tax as provided in RCW 81.104.170.

33 (b) Revenues from these taxes may be used only to support those  
34 purposes prescribed in subsection (10) of this section. Before the  
35 date of an election authorizing an agency to impose any of the taxes  
36 enumerated in this section and authorized in RCW 81.104.150,  
37 81.104.160, 81.104.170, and 81.104.175, the agency must comply with  
38 the process prescribed in RCW 81.104.100 (1) and (2) and 81.104.110.  
39 No construction on exclusive right-of-way may occur before the  
40 requirements of RCW 81.104.100(3) are met.



1 (5) Except for the regular property tax authorized in RCW  
2 81.104.175, the authorization in subsection (4) of this section may  
3 not adversely affect the funding authority of transit agencies not  
4 provided for in this chapter. Local option funds may be used to  
5 support implementation of interlocal agreements with respect to the  
6 establishment of regional high capacity transportation service.  
7 Except when a regional transit authority exists, local jurisdictions  
8 must retain control over moneys generated within their boundaries,  
9 although funds may be commingled with those generated in other areas  
10 for planning, construction, and operation of high capacity  
11 transportation systems as set forth in the agreements.

12 (6) Except for the regular property tax authorized in RCW  
13 81.104.175, agencies planning to construct and operate high capacity  
14 transportation systems may contract with the state for collection and  
15 transference of voter-approved local option revenue.

16 (7) Dedicated high capacity transportation funding sources  
17 authorized in RCW 81.104.150, 81.104.160, 81.104.170, and 81.104.175  
18 are subject to voter approval by a simple majority. A single ballot  
19 proposition may seek approval for one or more of the authorized  
20 taxing sources. The ballot title must reference the document  
21 identified in subsection (8) of this section.

22 (8) Agencies must provide to the registered voters in the area a  
23 document describing the systems plan and the financing plan set forth  
24 in RCW 81.104.100. It must also describe the relationship of the  
25 system to regional issues such as development density at station  
26 locations and activity centers, and the interrelationship of the  
27 system to adopted land use and transportation demand management goals  
28 within the region. This document must be provided to the voters at  
29 least (~~twenty~~) 20 days prior to the date of the election.

30 (9) For any election in which voter approval is sought for a high  
31 capacity transportation system plan and financing plan pursuant to  
32 RCW 81.104.040, a local voter's pamphlet must be produced as provided  
33 in chapter 29A.32 RCW.

34 (10)(a) Agencies providing high capacity transportation service  
35 must retain responsibility for revenue encumbrance, disbursement, and  
36 bonding. Funds may be used for any purpose relating to planning,  
37 construction, and operation of high capacity transportation systems  
38 and commuter rail systems, personal rapid transit, busways, bus sets,  
39 and entrained and linked buses.

1 (b) A regional transit authority that (~~imposes a motor vehicle~~  
2 ~~excise tax after July 15, 2015,~~) imposes a property tax(~~(r)~~) or  
3 increases a sales and use tax to more than nine-tenths of one percent  
4 must undertake a process in which the authority's board formally  
5 considers inclusion of the name, Scott White, in the naming  
6 convention associated with either the University of Washington or  
7 Roosevelt stations.

8 NEW SECTION. **Sec. 12.** The following acts or parts of acts are  
9 each repealed:

10 (1) RCW 82.44.035 (Valuation of vehicles) and 2010 c 161 s 910 &  
11 2006 c 318 s 1; and

12 (2) RCW 81.104.160 (Motor vehicle excise tax for regional transit  
13 authorities—Sales and use tax on car rentals—Former motor vehicle  
14 excise tax repealed) and 2015 3rd sp.s. c 44 s 319, 2010 c 161 s 903,  
15 2009 c 280 s 4, 2003 c 1 s 6, & 1998 c 321 s 35.

16 NEW SECTION. **Sec. 13.** A new section is added to chapter 81.112  
17 RCW to read as follows:

18 In order to effectuate the policies, purposes, and intent of this  
19 act and to ensure that the motor vehicle excise taxes repealed by  
20 this act are no longer imposed or collected, an authority that  
21 imposes a motor vehicle excise tax under RCW 81.104.160 must fully  
22 retire, defease, or refinance any outstanding bonds issued under this  
23 chapter if:

24 (1) Any revenue collected prior to the effective date of this  
25 section from the motor vehicle excise tax imposed under RCW  
26 81.104.160 has been pledged to such bonds; and

27 (2) The bonds, by virtue of the terms of the bond contract,  
28 covenants, or similar terms, may be retired or defeased early or  
29 refinanced.

30 **Sec. 14.** RCW 81.104.160 and 2015 3rd sp.s. c 44 s 319 are each  
31 amended to read as follows:

32 (1) Regional transit authorities that include a county with a  
33 population of more than (~~one million five hundred thousand~~)  
34 1,500,000 may submit an authorizing proposition to the voters, and if  
35 approved, may levy and collect an excise tax, at a rate approved by  
36 the voters, but not exceeding (~~eight-tenths~~) two-tenths of one  
37 percent on the value, under chapter 82.44 RCW, of every motor vehicle

1 owned by a resident of the taxing district, solely for the purpose of  
2 providing high capacity transportation service. The maximum tax rate  
3 under this subsection does not include a motor vehicle excise tax  
4 approved before July 15, 2015, if the tax will terminate on the date  
5 bond debt to which the tax is pledged is repaid. This tax does not  
6 apply to vehicles licensed under RCW 46.16A.455 except vehicles with  
7 an unladen weight of (~~six thousand~~) 6,000 pounds or less, RCW  
8 46.16A.425 or 46.17.335(2). Notwithstanding any other provision of  
9 this subsection or chapter 82.44 RCW, a motor vehicle excise tax  
10 imposed by a regional transit authority before or after July 15,  
11 2015, must comply with chapter 82.44 RCW as it existed on January 1,  
12 1996, until December 31st of the year in which the regional transit  
13 authority repays bond debt to which a motor vehicle excise tax was  
14 pledged before July 15, 2015. Motor vehicle taxes collected by  
15 regional transit authorities after December 31st of the year in which  
16 a regional transit authority repays bond debt to which a motor  
17 vehicle excise tax was pledged before July 15, 2015, must comply with  
18 chapter 82.44 RCW as it existed on the date the tax was approved by  
19 voters.

20 (2) An agency and high capacity transportation corridor area may  
21 impose a sales and use tax solely for the purpose of providing high  
22 capacity transportation service, in addition to the tax authorized by  
23 RCW 82.14.030, upon retail car rentals within the applicable  
24 jurisdiction that are taxable by the state under chapters 82.08 and  
25 82.12 RCW. The rate of tax may not exceed 2.172 percent. The rate of  
26 tax imposed under this subsection must bear the same ratio of the  
27 2.172 percent authorized that the rate imposed under subsection (1)  
28 of this section bears to the rate authorized under subsection (1) of  
29 this section. The base of the tax is the selling price in the case of  
30 a sales tax or the rental value of the vehicle used in the case of a  
31 use tax.

32 (3) Any motor vehicle excise tax previously imposed under the  
33 provisions of (~~RCW 81.104.160(1)~~) subsection (1) of this section  
34 shall be repealed, terminated, and expire on December 5, 2002, except  
35 for a motor vehicle excise tax for which revenues have been  
36 contractually pledged to repay a bonded debt issued before December  
37 5, 2002, as determined by *Pierce County et al. v. State*, 159 Wn.2d  
38 16, 148 P.3d 1002 (2006). In the case of bonds that were previously  
39 issued, the motor vehicle excise tax must comply with chapter 82.44  
40 RCW as it existed on January 1, 1996.

1 (4) If a regional transit authority imposes the tax authorized  
2 under subsection (1) of this section, the authority may not receive  
3 any state grant funds provided in an omnibus transportation  
4 appropriations act except transit coordination grants created in  
5 chapter 11, Laws of 2015 3rd sp. sess.

6 NEW SECTION. **Sec. 15.** CONSTRUCTION CLAUSE. The provisions of  
7 this act are to be liberally construed to effectuate the intent,  
8 policies, and purposes of this act.

9 NEW SECTION. **Sec. 16.** SEVERABILITY CLAUSE. If any provision of  
10 this act or its application to any person or circumstance is held  
11 invalid, the remainder of the act or the application of the provision  
12 to other persons or circumstances is not affected.

13 NEW SECTION. **Sec. 17.** EFFECTIVE DATE. (1) Sections 11 and 12 of  
14 this act take effect on the date that the regional transit authority  
15 complies with section 13 of this act and retires, defeases, or  
16 refinances its outstanding bonds.

17 (2) Section 14 of this act is necessary for the immediate  
18 preservation of the public peace, health, or safety, or support of  
19 the state government and its existing public institutions, and takes  
20 effect April 1, 2022, if sections 11 and 12 of this act have not  
21 taken effect by March 31, 2022.

22 (3) The regional transit authority must provide written notice of  
23 the effective dates of sections 11, 12, and 14 of this act to  
24 affected parties, the chief clerk of the house of representatives,  
25 the secretary of the senate, the office of the code reviser, and  
26 others as deemed appropriate by the regional transit authority.

27 NEW SECTION. **Sec. 18.** SHORT TITLE. This act may be known and  
28 cited as the bring back our \$30 car tabs act.

29 NEW SECTION. **Sec. 19.** Except for sections 7, 8, 11, 12 and 14  
30 of this act, this act is necessary for the immediate preservation of  
31 the public peace, health, or safety, or support of the state  
32 government and its existing public institutions, and takes effect  
33 immediately.

1        NEW SECTION.    **Sec. 20.**    Sections 7 and 8 of this act take effect  
2    July 1, 2022.

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