

Initiative Measure No. 1323 filed January 6, 2014

Bring Back Our \$30 Car Tabs

AN ACT Relating to limiting government-imposed charges relating to motor vehicles; amending RCW 46.17.355 and RCW 81.104.160; adding a new section to chapter 46.17 RCW; adding a new section to chapter 81.112 RCW; repealing RCW 46.17.365 and 46.68.415; and creating new sections.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF WASHINGTON:

POLICIES AND PURPOSES

NEW SECTION. **Sec. 1.** Vehicle owners have a right to \$30 tabs. Voters have repeatedly approved \$30 tabs, yet state and local politicians continually ignore the voters' clear mandate by unilaterally imposing higher and higher vehicle taxes and fees to get around the voters' clear intent. \$30 means \$30.

**CAPPING MANDATORY VEHICLE LICENSE TAB FEES AT \$30 PER YEAR
(DOESN'T INCLUDE VOTER-APPROVED TAXES OR VOLUNTARY FEES)**

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

1 Mandatory vehicle license tab fees may not exceed \$30 per year
2 for motor vehicles, regardless of year, value, make, or model,
3 subject to the requirements of RCW 46.17.350. No vehicle owner is
4 legally obligated to pay more than \$30 per year for the sum of state
5 and local taxes and fees that make up the combined mandatory vehicle
6 license tab fee paid at the time of licensing or renewal.

7 (1) For purposes of this chapter, "mandatory vehicle license
8 tab fees" do not include:

9 (a) Voter-approved taxes imposed on vehicles;

10 (b) Voluntary fees imposed on vehicles such as personalized
11 license plates.

12 In any jurisdiction which imposes nonvoter-approved vehicle
13 charges, the \$30 mandatory vehicle license tab fee required by this
14 section shall be reduced by the amount of any nonvoter-approved
15 vehicle charges.

16

17 **Sec. 3.** RCW 46.17.355 and 2011 c 171 s 61 are each amended to
18 read as follows:

19 (1) In lieu of the vehicle license fee required under RCW
20 46.17.350 and before accepting an application for a vehicle
21 registration for motor vehicles described in RCW 46.16A.455, the
22 department, county auditor or other agent, or subagent appointed by
23 the director shall require the applicant, unless specifically
24 exempt, to pay the following license fee by gross weight:

WEIGHT	SCHEDULE A	SCHEDULE B
((4,000 lbs.))	\$ ((38.00))	\$ ((38.00))
<u>4,000 lbs.</u>	<u>30.00</u>	<u>30.00</u>
((6,000 lbs.))	\$ ((48.00))	\$ ((48.00))
<u>6,000 lbs.</u>	<u>30.00</u>	<u>30.00</u>
((8,000 lbs.))	\$ ((58.00))	\$ ((58.00))
<u>8,000 lbs.</u>	<u>30.00</u>	<u>30.00</u>
((10,000 lbs.))	\$ ((60.00))	\$ ((60.00))
<u>10,000 lbs.</u>	<u>30.00</u>	<u>30.00</u>
12,000 lbs.	77.00	77.00
14,000 lbs.	88.00	88.00
16,000 lbs.	100.00	100.00
18,000 lbs.	152.00	152.00
20,000 lbs.	169.00	169.00
22,000 lbs.	183.00	183.00
24,000 lbs.	198.00	198.00
26,000 lbs.	209.00	209.00
28,000 lbs.	247.00	247.00
30,000 lbs.	285.00	285.00
32,000 lbs.	344.00	344.00
34,000 lbs.	366.00	366.00
36,000 lbs.	397.00	397.00
38,000 lbs.	436.00	436.00
40,000 lbs.	499.00	499.00
42,000 lbs.	519.00	609.00
44,000 lbs.	530.00	620.00
46,000 lbs.	570.00	660.00
48,000 lbs.	594.00	684.00
50,000 lbs.	645.00	735.00
52,000 lbs.	678.00	768.00
54,000 lbs.	732.00	822.00
56,000 lbs.	773.00	863.00
58,000 lbs.	804.00	894.00
60,000 lbs.	857.00	947.00
62,000 lbs.	919.00	1,009.00
64,000 lbs.	939.00	1,029.00
66,000 lbs.	1046.00	1,136.00
68,000 lbs.	1091.00	1,181.00
70,000 lbs.	1175.00	1,265.00
72,000 lbs.	1257.00	1,347.00
74,000 lbs.	1366.00	1,456.00
76,000 lbs.	1476.00	1,566.00
78,000 lbs.	1612.00	1,702.00
80,000 lbs.	1740.00	1,830.00
82,000 lbs.	1861.00	1,951.00
84,000 lbs.	1981.00	2,071.00
86,000 lbs.	2102.00	2,192.00
88,000 lbs.	2223.00	2,313.00
90,000 lbs.	2344.00	2,434.00
92,000 lbs.	2464.00	2,554.00
94,000 lbs.	2585.00	2,675.00
96,000 lbs.	2706.00	2,796.00
98,000 lbs.	2827.00	2,917.00

100,000 lbs.	2947.00	3,037.00
102,000 lbs.	3068.00	3,158.00
104,000 lbs.	3189.00	3,279.00
105,500 lbs.	3310.00	3,400.00

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

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

(4) The license fees provided in subsection (1) of this section are (~~in addition to the filing fee required under RCW 46.17.005 and any other fee or tax required by law~~) subject to the requirements of section 2 of this act.

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

NEW SECTION. **Sec. 4.** The following acts or parts of acts are each repealed:

(1) RCW 46.17.365 (Motor vehicle weight fee – Motor home vehicle weight fee) and 2010 c 161 s 533; and

(2) RCW 46.68.415 (Motor vehicle weight fee, motor home vehicle weight fee – Disposition) and 2010 c 161 s 813.

ELIMINATING VOTER-REPEALED VEHICLE TAXES

NEW SECTION. **Sec. 5.** A new section is added to chapter 81.112 RCW to read as follows:

An authority must fully retire or defease any outstanding bonds by March 31, 2015, if: (1) The bonds have pledged the motor vehicle excise tax imposed under a previously existing version of RCW 81.104.160; and (2) the bonds, by virtue of the terms of the bond contract, covenants, or similar terms, may be retired or defeased early at the authority's discretion. The pledged motor vehicle excise tax shall not be collected after March 31, 2015, or the date

the bonds have been fully retired or defeased, whichever occurs first.

Sec. 6. RCW 81.104.160 and 2010 c 161 s 903 are each amended to read as follows:

An agency may impose a sales and use tax solely for the purpose of providing high capacity transportation service, in addition to the tax authorized by RCW 82.14.030, upon retail car rentals within the agency's jurisdiction that are taxable by the state under chapters 82.02 and 82.12 RCW. The rate of tax shall not exceed 2.172 percent. The base of the tax shall be the selling price in the case of a sales tax or the rental value of the vehicle used in the case of the use tax.

Any motor vehicle excise tax (~~((previously))~~) imposed under (~~((the provisions of RCW 81.104.160(1))~~) any previously existing version of this section shall be (~~((repealed, terminated, and expire on December 5, 2002, except for a motor vehicle excise tax for which revenues have been contractually pledged to repay a bonded debt issued before December 5, 2002, as determined by Pierce County et al. v. State, 159 Wn.2d 16, 148 P.3d 1002 (2006))~~) discontinued as soon as the outstanding bonds are retired as provided in section 5 of this act. In the case of bonds that were previously issued, the motor vehicle excise tax must comply with chapter 82.44 RCW as it existed on January 1, 1996.

MISCELLANEOUS

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

NEW SECTION. **Sec. 8.** If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. **Sec. 9.** This act is called the "Bring Back Our
\$30 Car Tabs Act."

--- **END** ---