
SENATE BILL 5085

State of Washington

67th Legislature

2021 Regular Session

By Senator Rolfes

Prefiled 01/06/21.

1 AN ACT Relating to modifying certain alternative fuel vehicles
2 fees; amending RCW 46.17.323; creating a new section; repealing RCW
3 46.17.324; providing an effective date; and providing a contingent
4 expiration date.

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

6 **Sec. 1.** RCW 46.17.323 and 2015 3rd sp.s. c 44 s 203 are each
7 amended to read as follows:

8 (1) Before accepting an application for an annual vehicle
9 registration renewal for a vehicle that both (a) uses at least one
10 method of propulsion that is capable of being reenergized by an
11 external source of electricity and (b) is capable of traveling at
12 least (~~(thirty)~~) 30 miles using only battery power, except for
13 electric motorcycles, the department, county auditor or other agent,
14 or subagent appointed by the director must require the applicant to
15 pay a (~~(one hundred dollar)~~) \$100 fee in addition to any other fees
16 and taxes required by law. The (~~(one hundred dollar)~~) \$100 fee is due
17 only at the time of annual registration renewal.

18 (2) This section only applies to a vehicle that is designed to
19 have the capability to drive at a speed of more than (~~(thirty-five)~~)
20 35 miles per hour.

1 (3) (a) The fee under this section is imposed to provide funds to
2 mitigate the impact of vehicles on state roads and highways and for
3 the purpose of evaluating the feasibility of transitioning from a
4 revenue collection system based on fuel taxes to a road user
5 assessment system, and is separate and distinct from other vehicle
6 license fees. Proceeds from the fee must be used for highway
7 purposes, and must be deposited in the motor vehicle fund created in
8 RCW 46.68.070, subject to (b) of this subsection.

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

13 (i) Seventy percent to the motor vehicle fund created in RCW
14 46.68.070;

15 (ii) Fifteen percent to the transportation improvement account
16 created in RCW 47.26.084; and

17 (iii) Fifteen percent to the rural arterial trust account created
18 in RCW 36.79.020.

19 (4) (a) In addition to the fee established in subsection (1) of
20 this section, before accepting an application for an annual vehicle
21 registration renewal for a vehicle that both (i) uses at least one
22 method of propulsion that is capable of being reenergized by an
23 external source of electricity and (ii) is capable of traveling at
24 least (~~(thirty)~~) 30 miles using only battery power, except for
25 electric motorcycles, the department, county auditor or other agent,
26 or subagent appointed by the director must require the applicant to
27 pay a (~~(fifty dollar)~~) \$50 fee.

28 (b) The fee required under (a) of this subsection must be
29 distributed as follows:

30 (i) The first (~~(one million dollars)~~) \$1,000,000 raised by the
31 fee must be deposited into the multimodal transportation account
32 created in RCW 47.66.070; and

33 (ii) Any remaining amounts must be deposited into the motor
34 vehicle fund created in RCW 46.68.070.

35 (5) Beginning November 1, 2021, before accepting an application
36 for an annual vehicle registration renewal for an electric motorcycle
37 that uses propulsion units powered solely by electricity, the
38 department, county auditor or other agent, or subagent appointed by
39 the director must require the applicant to pay a \$30 fee in addition

1 to any other fees and taxes required by law. The \$30 fee is due only
2 at the time of annual registration renewal.

3 (6) The fees collected pursuant to subsection (5) of this section
4 shall be deposited into the motor vehicle fund created in RCW
5 46.68.070.

6 (7) This section applies to annual vehicle registration renewals
7 until the effective date of enacted legislation that imposes a
8 vehicle miles traveled fee or tax.

9 NEW SECTION. Sec. 2. Section 1 of this act expires on the
10 effective date of legislation enacted by the legislature that imposes
11 a vehicle miles traveled fee or tax.

12 NEW SECTION. Sec. 3. The department of licensing must provide
13 written notice of the expiration date of section 1 of this act to
14 affected parties, the chief clerk of the house of representatives,
15 the secretary of the senate, the office of the code reviser, and
16 others as deemed appropriate by the department.

17 NEW SECTION. Sec. 4. RCW 46.17.324 (Transportation
18 electrification fee) and 2019 c 287 s 23 are each repealed.

19 NEW SECTION. Sec. 5. This act takes effect November 1, 2021.

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