
HOUSE BILL 1653

State of Washington 64th Legislature 2015 Regular Session

By Representatives Reykdal, Takko, Fey, Sawyer, and Wylie

Read first time 01/26/15. Referred to Committee on Transportation.

1 AN ACT Relating to studded tire permits; amending RCW 46.17.400,
2 46.37.420, and 46.17.040; adding a new section to chapter 46.16A RCW;
3 adding a new section to chapter 46.68 RCW; and prescribing penalties.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 46.16A
6 RCW to read as follows:

7 (1) The department, county auditor or other agent, or subagent
8 appointed by the director must make available a studded tire permit
9 authorizing the use of studded tires as provided under RCW 46.37.420
10 to a vehicle owner upon submittal of a proper application and payment
11 of the studded tire permit fee under RCW 46.17.400(1)(g). The permit
12 is not part of the motor vehicle registration process.

13 (2) Each studded tire permit is valid for one winter season. The
14 permit must be affixed to the bottom left corner of the vehicle's
15 windshield and be clearly visible. The department must change the
16 background color of the permit for each winter season. Permits must
17 be made available by October 1st of each year before the ensuing
18 winter season.

19 (3) Operating a vehicle on a public highway without a valid
20 studded tire permit and properly affixing the permit to the vehicle
21 as required under this section is a traffic infraction with a penalty

1 amount of five hundred dollars, which must be distributed under
2 section 3 of this act.

3 **Sec. 2.** RCW 46.17.400 and 2011 c 171 s 62 are each amended to
4 read as follows:

5 (1) Before accepting an application for one of the following
6 permits, the department, county auditor or other agent, or subagent
7 appointed by the director shall require the applicant to pay the
8 following permit fee by permit type in addition to any other fee or
9 tax required by law:

10	PERMIT TYPE	FEE	AUTHORITY	DISTRIBUTION
11	(a) Dealer temporary	\$15.00	RCW 46.16A.300	RCW 46.68.030
12	(b) Department	\$.50	RCW 46.16A.305	RCW 46.68.450
13	temporary			
14	(c) Farm vehicle trip	\$ 6.25	RCW 46.16A.330	RCW 46.68.035
15	(d) Nonresident	\$10.00	RCW 46.16A.340	RCW 46.68.070
16	military			
17	(e) Nonresident	\$ 5.00	RCW 46.10.450	RCW 46.68.350
18	temporary			
19	snowmobile			
20	(f) Special fuel trip	\$30.00	RCW 82.38.100	RCW 46.68.460
21	(g) <u>Studded tire</u>	<u>\$100.00</u>	<u>Section 1 of</u>	<u>Section 3 of this act</u>
22			<u>this act</u>	
23	(h) <u>Temporary ORV</u>	\$ 7.00	RCW 46.09.430	RCW 46.68.045
24	use			
25	((h)) (i) <u>Vehicle trip</u>	\$25.00	RCW 46.16A.320	RCW 46.68.455

26 (2) Permit fees as provided in subsection (1) of this section are
27 in addition to the filing fee required under RCW 46.17.005, except an
28 additional filing fee may not be charged for:

- 29 (a) Dealer temporary permits;
30 (b) Special fuel trip permits; and
31 (c) Vehicle trip permits.

32 (3) Five dollars of the fifteen dollar dealer temporary permit
33 fee provided in subsection (1)(a) of this section must be credited to
34 the payment of vehicle license fees at the time application for

1 registration is made. The remainder must be deposited to the state
2 patrol highway account created in RCW 46.68.030.

3 NEW SECTION. **Sec. 3.** A new section is added to chapter 46.68
4 RCW to read as follows:

5 The studded tire permit fee provided in RCW 46.17.400(1)(g) and
6 the studded tire permit penalty amount provided in section 1(3) of
7 this act must be distributed as follows: Fifty percent for state road
8 maintenance, ten percent to the department for administration of the
9 studded tire permit program, and forty percent to the local
10 government where the vehicle is registered to be used for road
11 maintenance.

12 **Sec. 4.** RCW 46.37.420 and 2012 c 75 s 1 are each amended to read
13 as follows:

14 (1) It is unlawful to operate a vehicle upon the public highways
15 of this state unless it is completely equipped with pneumatic rubber
16 tires except vehicles equipped with temporary-use spare tires that
17 meet federal standards that are installed and used in accordance with
18 the manufacturer's instructions.

19 (2) Except as provided in subsection (3) of this section, no tire
20 on a vehicle moved on a highway may have on its periphery any block,
21 flange, cleat, or spike or any other protuberance of any material
22 other than rubber which projects beyond the tread of the traction
23 surface of the tire(~~, except that~~).

24 (3)(a) It is permissible to use: (i) Farm machinery equipped with
25 pneumatic tires or solid rubber tracks having protuberances that will
26 not injure the highway(~~, except that it is permissible~~
27 to use)) (ii)(A) tire chains, (B) alternative traction devices, or
28 (C) metal studs imbedded within the tire subject to studded tire
29 permit requirements under section 1 of this act, of reasonable
30 proportions and of a type conforming to rules adopted by the state
31 patrol, upon any vehicle when required for safety because of snow,
32 ice, or other conditions tending to cause a vehicle to skid.

33 (b) It is unlawful to use metal studs imbedded within the tire
34 between April 1st and November 1st, except that a vehicle may be
35 equipped year-round with tires that have retractable studs if:
36 (~~(a)~~) (i) The studs retract pneumatically or mechanically to below
37 the wear bar of the tire when not in use; and (~~(b)~~) (ii) the
38 retractable studs are engaged only between November 1st and April

1 1st. Retractable studs may be made of metal or other material and are
2 not subject to the lightweight stud weight requirements under RCW
3 46.04.272. The state department of transportation may, from time to
4 time, determine additional periods in which the use of tires with
5 metal studs imbedded therein is lawful. The term of the studded tire
6 permit issued under section 1 of this act must be extended at no
7 additional cost to the permit holder if the department of
8 transportation determines that additional periods of the use of metal
9 studs imbedded in tires is lawful.

10 ((+3)) (4) The state department of transportation and local
11 authorities in their respective jurisdictions may issue special
12 permits authorizing the operation upon a highway of traction engines
13 or tractors having movable tracks with transverse corrugations upon
14 the periphery of the movable tracks or farm tractors or other farm
15 machinery, the operation of which upon a highway would otherwise be
16 prohibited under this section.

17 ((+4)) (5) Tires with metal studs imbedded therein may be used
18 between November 1st and April 1st upon school buses and fire
19 department vehicles, any law or regulation to the contrary
20 notwithstanding.

21 **Sec. 5.** RCW 46.17.040 and 2014 c 59 s 2 are each amended to read
22 as follows:

23 (1) The department, county auditor or other agent, or subagent
24 appointed by the director shall collect a service fee of:

25 (a) Twelve dollars for changes in a certificate of title, with or
26 without registration renewal, or for verification of record and
27 preparation of an affidavit of lost title other than at the time of
28 the certificate of title application or transfer; and

29 (b) Five dollars for a registration renewal, issuing a transit
30 permit or a studded tire permit, or any other service under this
31 section.

32 (2) Service fees collected under this section by the department
33 or county auditor or other agent appointed by the director must be
34 credited to the capital vessel replacement account under RCW
35 47.60.322.

--- END ---