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HOUSE BILL 2580

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State of Washington

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By Representatives Johanson, Long, Campbell, R. Meyers, Scott, Cothorn, R. Fisher, Appelwick, J. Kohl and Heavey

Read first time 01/19/94. Referred to Committee on Transportation.

1 AN ACT Relating to vehicle wreckers; amending RCW 46.12.050,  
2 46.12.310, 46.80.005, 46.80.010, 46.80.020, 46.80.040, 46.80.050,  
3 46.80.060, 46.80.070, 46.80.080, 46.80.090, 46.80.100, 46.80.110,  
4 46.80.130, 46.80.150, 46.80.160, 46.80.170, and 46.80.900; adding a new  
5 section to chapter 46.12 RCW; adding new sections to chapter 46.80 RCW;  
6 creating a new section; repealing RCW 46.80.055; and prescribing  
7 penalties.

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

9 NEW SECTION. **Sec. 1.** (1) The legislature recognizes that (a) some  
10 significantly damaged vehicles are being rebuilt and sold to the public  
11 in an unsafe condition; (b) buyers of used vehicles have a right to  
12 know if a vehicle has sustained significant damage as the result of a  
13 collision or other occurrence; (c) vehicle and part numbers from  
14 significantly damaged vehicles are being used to market stolen vehicles  
15 and parts; and (d) the federal government may require states to conform  
16 to a uniform system of titling and registration under the federal Anti-  
17 Car Theft Act of 1992.

18 (2) The department of licensing, in cooperation with the state  
19 patrol, representatives of industries engaged in selling or buying

1 significantly damaged vehicles, and representatives of other  
2 appropriate groups, shall develop a plan for unique titling and  
3 registration of significantly damaged vehicles and propose any other  
4 measures that are consistent with federal requirements and address the  
5 issues identified in subsection (1) of this section. The plan and any  
6 proposals shall be submitted to the legislative transportation  
7 committee by November 15, 1994.

8       **Sec. 2.** RCW 46.12.050 and 1993 c 307 s 1 are each amended to read  
9 as follows:

10       The department, if satisfied from the statements upon the  
11 application that the applicant is the legal owner of the vehicle or  
12 otherwise entitled to have a certificate of ownership thereof in the  
13 applicant's name, shall issue an appropriate electronic record of  
14 ownership or a written certificate of ownership, over the director's  
15 signature, authenticated by seal, and if required, a new written  
16 certificate of license registration if certificate of license  
17 registration is required.

18       The certificates of ownership and the certificates of license  
19 registration shall contain upon the face thereof, the date of  
20 application, the registration number assigned to the registered owner  
21 and to the vehicle, the name and address of the registered owner and  
22 legal owner, the vehicle identification number, and such other  
23 description of the vehicle and facts as the department shall require,  
24 and in addition thereto, if the vehicle described in such certificates  
25 shall have ever been licensed and operated as an exempt vehicle or a  
26 taxicab, or if it (~~is less than four years old and~~) has been rebuilt  
27 after having been (~~totaled out by an insurance carrier~~) reported to  
28 the department as a total loss, such fact shall be clearly shown  
29 thereon.

30       All certificates of ownership of motor vehicles issued after April  
31 30, 1990, shall reflect the odometer reading as provided by the  
32 odometer disclosure statement submitted with the title application  
33 involving a transfer of ownership.

34       A blank space shall be provided on the face of the certificate of  
35 license registration for the signature of the registered owner.

36       Upon issuance of the certificate of license registration and  
37 certificate of ownership and upon any reissue thereof, the department  
38 shall deliver the certificate of license registration to the registered

1 owner and the certificate of ownership to the legal owner, or both to  
2 the person who is both the registered owner and legal owner.

3 NEW SECTION. **Sec. 3.** A new section is added to chapter 46.12 RCW  
4 to read as follows:

5 It is a misdemeanor for a person to sell or convey a vehicle  
6 certificate of ownership except in conjunction with the sale or  
7 transfer of the vehicle for which the certificate was originally  
8 issued.

9 **Sec. 4.** RCW 46.12.310 and 1975-'76 2nd ex.s. c 91 s 2 are each  
10 amended to read as follows:

11 (1) Any vehicle, watercraft, camper, or any component part thereof,  
12 from which the manufacturer's serial number or any other distinguishing  
13 number or identification mark has been removed, defaced, covered,  
14 altered, obliterated, or destroyed, (~~there being reasonable grounds to~~  
15 ~~believe that such was done for the purpose of concealing or~~  
16 ~~misrepresenting identity, shall~~)) may be impounded and held by the  
17 seizing law enforcement agency for the purpose of conducting an  
18 investigation to determine the identity of the article or articles, and  
19 to determine whether it had been reported stolen.

20 (2) Within five days of the impounding of any vehicle, watercraft,  
21 camper, or component part thereof, the law enforcement agency seizing  
22 the article or articles shall send written notice of such impoundment  
23 by certified mail to all persons known to the agency as claiming an  
24 interest in the article or articles. The seizing agency shall exercise  
25 reasonable diligence in ascertaining the names and addresses of those  
26 persons claiming an interest in the article or articles. Such notice  
27 shall advise the person of the fact of seizure, the possible  
28 disposition of the article or articles, the requirement of filing a  
29 written claim requesting notification of potential disposition, and the  
30 right of the person to request a hearing to establish a claim of  
31 ownership. Within five days of receiving notice of other persons  
32 claiming an interest in the article or articles, the seizing agency  
33 shall send a like notice to each such person.

34 (3) If reported as stolen, the seizing law enforcement agency shall  
35 promptly release such vehicle, watercraft, camper, or parts thereof as  
36 have been stolen, to the person who is the lawful owner or the lawful  
37 successor in interest, upon receiving proof that such person presently

1 owns or has a lawful right to the possession of the article or  
2 articles.

3 **Sec. 5.** RCW 46.80.005 and 1977 ex.s. c 253 s 1 are each amended to  
4 read as follows:

5 The legislature finds and declares that the distribution and sale  
6 of vehicle parts in the state of Washington vitally affects the general  
7 economy of the state and the public interest and the public welfare,  
8 and that in order to promote the public interest and the public welfare  
9 and in the exercise of its police power, it is necessary to regulate  
10 and license (~~(motor)~~) vehicle wreckers and dismantlers, the buyers-for-  
11 resale, and the sellers of second-hand vehicle components doing  
12 business in Washington, in order to prevent the sale of stolen vehicle  
13 parts, to prevent frauds, impositions, and other abuses, and to  
14 preserve the investments and properties of the citizens of this state.

15 **Sec. 6.** RCW 46.80.010 and 1977 ex.s. c 253 s 2 are each amended to  
16 read as follows:

17 The definitions set forth in this section apply throughout this  
18 chapter.

19 (1) "~~(Motor)~~ Vehicle wrecker(~~(  )~~)" (~~(whenever used in this~~  
20 ~~chapter, shall)~~) means every person, firm, partnership, association, or  
21 corporation engaged in the business of buying, selling, or dealing in  
22 vehicles of a type required to be licensed under the laws of this  
23 state, for the purpose of wrecking, dismantling, disassembling, or  
24 substantially changing the form of (~~(any motor)~~) a vehicle, or who buys  
25 or sells integral second-hand parts of component material thereof, in  
26 whole or in part, or who deals in second-hand (~~(motor)~~) vehicle parts.

27 (2) "Established place of business(~~(  )~~)" (~~(whenever used in this~~  
28 ~~chapter, shall)~~) means a building or enclosure which the (~~(motor)~~)  
29 vehicle wrecker occupies either continuously or at regular periods and  
30 where his books and records are kept and business is transacted and  
31 which must conform with zoning regulations.

32 (3) "Major component part"(~~(  , whenever used in this chapter,~~  
33 ~~shall)~~) includes at least each of the following vehicle parts: (a)  
34 Engines and short blocks; (b) frame; (c) transmission and/or transfer  
35 case; (d) cab; (e) door; (f) front or rear differential; (g) front or  
36 rear clip; (h) quarter panel; (i) truck bed or box; (j) seat; (k) hood;

1 ((and)) (l) bumper; and (m) fender. The director may supplement this  
2 list by rule.

3 (4) "Wrecked vehicle"(~~(, whenever used in this chapter, shall)~~)  
4 means a vehicle which is disassembled or dismantled or a vehicle which  
5 is acquired with the intent to dismantle or disassemble and never again  
6 to operate as a vehicle, or a vehicle which has sustained such damage  
7 that its cost to repair exceeds the fair market value of a like vehicle  
8 which has not sustained such damage, or a damaged vehicle whose salvage  
9 value plus cost to repair equals or exceeds its fair market value, if  
10 repaired, or a vehicle which has sustained such damage or deterioration  
11 that it may not lawfully operate upon the highways of this state for  
12 which the salvage value plus cost to repair exceeds its fair market  
13 value, if repaired; further, it is presumed that a vehicle is a wreck  
14 if it has sustained such damage or deterioration that it may not  
15 lawfully operate upon the highways of this state.

16 **Sec. 7.** RCW 46.80.020 and 1979 c 158 s 192 are each amended to  
17 read as follows:

18 It (~~shall be~~) is unlawful for (~~any motor~~) a vehicle wrecker(~~(, as defined herein,~~)  
19 to engage in the business of wrecking (~~motor~~)  
20 vehicles (~~or trailers~~) without having first applied for and received  
21 a license from the department of licensing authorizing (~~him~~) the  
22 wrecker so to do. A person or firm engaged in the unlawful activity is  
23 guilty of a gross misdemeanor. A second or subsequent offense is a  
24 class C felony.

25 **Sec. 8.** RCW 46.80.040 and 1971 ex.s. c 7 s 3 are each amended to  
26 read as follows:

27 ((Such)) The application, together with a fee of twenty-five  
28 dollars, and a surety bond as (~~hereinafter~~) provided in RCW  
29 46.80.070, shall be forwarded to the department. Upon receipt of the  
30 application the department shall, if the application (~~be~~) is in  
31 order, issue a (~~motor~~) vehicle wrecker's license authorizing (~~him~~)  
32 the wrecker to do business as such and forward the fee(~~(, together with~~  
33 ~~an itemized and detailed report,~~) to the state treasurer, to be  
34 deposited in the motor vehicle fund. Upon receiving the certificate  
35 the owner shall cause it to be prominently displayed in (~~his~~) the  
36 place of business, where it may be inspected by an investigating  
37 officer at any time.

1       **Sec. 9.** RCW 46.80.050 and 1985 c 109 s 7 are each amended to read  
2 as follows:

3       A license issued on this application (~~((shall))~~) remains in force  
4 until suspended or revoked and may be renewed annually upon  
5 reapplication according to RCW 46.80.030 and upon payment of a fee of  
6 ten dollars. (~~((Any motor))~~) A vehicle wrecker who fails or neglects to  
7 renew (~~((his))~~) the license before the assigned expiration date shall  
8 (~~((be required to))~~) pay the fee for an original (~~((motor))~~) vehicle  
9 wrecker license as provided in this chapter.

10       Whenever a (~~((motor))~~) vehicle wrecker ceases to do business as such  
11 or (~~((his))~~) the license has been suspended or revoked, (~~((he))~~) the  
12 wrecker shall immediately surrender (~~((such))~~) the license to the  
13 department.

14       **Sec. 10.** RCW 46.80.060 and 1961 c 12 s 46.80.060 are each amended  
15 to read as follows:

16       The (~~((motor))~~) vehicle wrecker shall obtain a special set of license  
17 plates in addition to the regular licenses and plates required for the  
18 operation of such vehicles (~~((which shall))~~). The special plates must be  
19 displayed on vehicles owned and/or operated by ((him)) the wrecker and  
20 used in the conduct of ((his)) the business. The fee for these plates  
21 shall be five dollars for the original plates and two dollars for each  
22 additional set of plates bearing the same license number.

23       **Sec. 11.** RCW 46.80.070 and 1977 ex.s. c 253 s 5 are each amended  
24 to read as follows:

25       Before issuing a (~~((motor))~~) vehicle wrecker's license, the  
26 department shall require the applicant to file with (~~((said))~~) the  
27 department a surety bond in the amount of one thousand dollars, running  
28 to the state of Washington and executed by a surety company authorized  
29 to do business in the state of Washington. (~~((Such))~~) The bond shall be  
30 approved as to form by the attorney general and conditioned that  
31 (~~((such))~~) the wrecker shall conduct (~~((his))~~) the business in conformity  
32 with the provisions of this chapter. Any person who (~~((shall have))~~) has  
33 suffered any loss or damage by reason of fraud, carelessness, neglect,  
34 violation of the terms of this chapter, or misrepresentation on the  
35 part of the wrecking company, (~~((shall have the right to))~~) may institute  
36 an action for recovery against (~~((such motor))~~) the vehicle wrecker and  
37 surety upon (~~((such))~~) the bond(~~((:—PROVIDED, That))~~). However, the

1 aggregate liability of the surety to all persons shall in no event  
2 exceed the amount of the bond.

3 **Sec. 12.** RCW 46.80.080 and 1977 ex.s. c 253 s 6 are each amended  
4 to read as follows:

5 (1) Every (~~motor~~) vehicle wrecker shall maintain books or files  
6 in which (~~he~~) the wrecker shall keep a record and a description of:

7 (a) Every vehicle wrecked, dismantled, disassembled, or  
8 substantially altered by (~~him~~) the wrecker; and

9 (b) Every major component part acquired by (~~him~~) the wrecker;  
10 together with a bill of sale signed by a seller whose identity has been  
11 verified and the name and address of the person, firm, or corporation  
12 from whom (~~he~~) the wrecker purchased the vehicle or part(~~+~~  
13 ~~PROVIDED, That~~). Major component parts shall be further identified by  
14 the vehicle identification number of the vehicle from which the part  
15 came.

16 (2) (~~Such~~) The record shall also contain the following data  
17 regarding the wrecked or acquired vehicle or vehicle (~~which~~) that is  
18 the source of a major component part:

19 (a) The certificate of title number (if previously titled in this  
20 or any other state);

21 (b) Name of state where last registered;

22 (c) Number of the last license number plate issued;

23 (d) Name of vehicle;

24 (e) Motor or identification number and serial number of the  
25 vehicle;

26 (f) Date purchased;

27 (g) Disposition of the motor and chassis;

28 (h) Yard number assigned by the licensee to the vehicle or major  
29 component part, which shall also appear on the identified vehicle or  
30 part; and

31 (i) Such other information as the department may require.

32 (3) (~~Such~~) The records shall also contain a bill of sale signed  
33 by the seller for other minor component parts acquired by the licensee,  
34 identifying the seller by name, address, and date of sale.

35 (4) (~~Such~~) The records shall be maintained by the licensee at his  
36 or her established place of business for a period of three years from  
37 the date of acquisition.

1       (5) ~~((Such record shall be))~~ The record is subject to inspection at  
2 all times during regular business hours by members of the police  
3 department, sheriff's office, members of the Washington state patrol,  
4 or officers or employees of the department.

5       (6) A ~~((motor))~~ vehicle wrecker shall also maintain a similar  
6 record of all disabled vehicles that have been towed or transported to  
7 the motor vehicle wrecker's place of business or to other places  
8 designated by the owner of the vehicle or his or her representative.  
9 This record shall specify the name and description of the vehicle, name  
10 of owner, number of license plate, condition of the vehicle and place  
11 to which it was towed or transported.

12       (7) Failure to comply with this section is a gross misdemeanor.

13       **Sec. 13.** RCW 46.80.090 and 1979 c 158 s 194 are each amended to  
14 read as follows:

15       Within thirty days after acquiring a vehicle ~~((has been acquired by~~  
16 ~~the motor vehicle wrecker it shall be the duty of such motor)),~~ the  
17 vehicle wrecker ~~((to))~~ shall furnish a written report to the department  
18 ~~((on forms furnished by the department))~~. This report shall be in such  
19 form as the department shall prescribe and shall be accompanied by  
20 ~~((the certificate of title, if the vehicle has been last registered in~~  
21 ~~a state which issues a certificate, or a record of registration if~~  
22 ~~registered in a state which does not issue a certificate of title))~~  
23 evidence of ownership as determined by the department. No ~~((motor))~~  
24 vehicle wrecker ~~((shall))~~ may acquire a vehicle without first obtaining  
25 ~~((such record or title. It shall be the duty of the motor))~~ evidence  
26 of ownership as determined by the department. The vehicle wrecker  
27 ~~((to))~~ shall furnish a monthly report of all acquired vehicles  
28 ~~((wrecked, dismantled, disassembled, or substantially changed in form~~  
29 ~~by him))~~. This report shall be made on forms prescribed by the  
30 department and contain such information as the department may require.  
31 This statement shall be signed by the ~~((motor))~~ vehicle wrecker or  
32 ~~((his))~~ an authorized representative and the facts therein sworn to  
33 before a notary public, or before an officer or employee of the  
34 department ~~((of licensing))~~ designated by the director to administer  
35 oaths or acknowledge signatures, pursuant to RCW 46.01.180.

36       **Sec. 14.** RCW 46.80.100 and 1977 ex.s. c 253 s 8 are each amended  
37 to read as follows:



1 If, after issuing a (~~motor~~) vehicle wrecker's license, the bond  
2 is canceled by the surety in a method provided by law, the department  
3 shall immediately notify the principal covered by (~~such~~) the bond by  
4 (~~registered~~) certified mail and afford (~~him~~) the principal the  
5 opportunity of obtaining another bond before the termination of the  
6 original (~~and should such~~). If the principal fails, neglects, or  
7 refuses to obtain (~~such~~) a replacement, the director may cancel or  
8 suspend the (~~motor~~) vehicle wrecker's license (~~which has been issued~~  
9 ~~to him under the provisions of this chapter~~)).

10 **Sec. 15.** RCW 46.80.110 and 1989 c 337 s 17 are each amended to  
11 read as follows:

12 (1) The director or a designee may, pursuant to the provisions of  
13 chapter 34.05 RCW, by order deny, suspend, or revoke the license of  
14 (~~any motor~~) a vehicle wrecker, or assess a civil fine of up to five  
15 hundred dollars for each violation, if the director finds that the  
16 applicant or licensee has:

17 (+1) (a) Acquired a vehicle or major component part other than  
18 by first obtaining title or other documentation as provided by this  
19 chapter;

20 (+2) (b) Willfully misrepresented the physical condition of any  
21 motor or integral part of a (~~motor~~) vehicle;

22 (+3) (c) Sold, had in (~~his~~) the wrecker's possession, or  
23 disposed of a (~~motor~~) vehicle (~~or trailer~~) or any part thereof when  
24 he or she knows that (~~such~~) the vehicle or part has been stolen, or  
25 appropriated without the consent of the owner;

26 (+4) (d) Sold, bought, received, concealed, had in (~~his~~) the  
27 wrecker's possession, or disposed of a (~~motor~~) vehicle (~~or trailer~~)  
28 or part thereof having a missing, defaced, altered, or covered  
29 manufacturer's identification number, unless approved by a law  
30 enforcement officer;

31 (+5) (e) Committed forgery or misstated a material fact on any  
32 title, registration, or other document covering a vehicle that has been  
33 reassembled from parts obtained from the disassembling of other  
34 vehicles;

35 (+6) (f) Committed any dishonest act or omission (~~which~~) that  
36 the director has reason to believe has caused loss or serious  
37 inconvenience as a result of a sale of a (~~motor~~) vehicle(~~(-  
38 trailer-)~~) or part thereof;

1       (~~(7)~~) (g) Failed to comply with any of the provisions of this  
2 chapter or with any of the rules adopted under it, or with any of the  
3 provisions of Title 46 RCW relating to registration and certificates of  
4 title of vehicles;

5       (~~(8)~~) (h) Procured a license fraudulently or dishonestly (~~(or~~  
6 ~~that such license was erroneously issued)~~);

7       (~~(9)~~) (i) Been convicted of a crime that directly relates to the  
8 business of a vehicle wrecker and the time elapsed since conviction is  
9 less than ten years, or suffered any judgment within the preceding five  
10 years in any civil action involving fraud, misrepresentation, or  
11 conversion. For the purposes of this section, conviction means in  
12 addition to a final conviction in either a federal, state, or municipal  
13 court, an unvacated forfeiture of bail or collateral deposited to  
14 secure a defendant's appearance in court, the payment of a fine, a plea  
15 of guilty, or a finding of guilt regardless of whether the sentence is  
16 deferred or the penalty is suspended.

17       (2) In addition to actions by the department under this section, it  
18 is a gross misdemeanor to violate subsection (1) (a) through (e) or (h)  
19 of this section.

20       NEW SECTION. Sec. 16. A new section is added to chapter 46.80 RCW  
21 to read as follows:

22       If a person whose license has previously been canceled for cause by  
23 the department files an application for a license to conduct business  
24 as a vehicle wrecker, or if the department is of the opinion that the  
25 application is not filed in good faith or that the application is filed  
26 by some person as a subterfuge for the real person in interest whose  
27 license has previously been canceled for cause, the department may  
28 refuse to issue the person a license to conduct business as a vehicle  
29 wrecker.

30       **Sec. 17.** RCW 46.80.130 and 1971 ex.s. c 7 s 9 are each amended to  
31 read as follows:

32       (1) It (~~shall be~~) is unlawful for (~~(any motor)~~) a vehicle wrecker  
33 to keep (~~(any motor)~~) a vehicle or any integral part thereof in any  
34 place other than the established place of business, designated in the  
35 certificate issued by the department, without permission of the  
36 department.

1       (2) All premises containing ~~((such motor))~~ vehicles or parts  
2 thereof shall be enclosed by a wall or fence of such height as to  
3 obscure the nature of the business carried on therein. To the extent  
4 reasonably necessary or permitted by the topography of the land, the  
5 department ~~((shall have the right to))~~ may establish specifications or  
6 standards for ~~((said))~~ the fence or wall~~((:—PROVIDED, HOWEVER, That~~  
7 ~~such))~~. The wall or fence shall be painted or stained a neutral shade  
8 ~~((which shall))~~ that blends in with the surrounding premises, and  
9 ~~((that such))~~ the wall or fence must be kept in good repair. A living  
10 hedge of sufficient density to prevent a view of the confined area may  
11 be substituted for such a wall or fence. Any dead or dying portion of  
12 ~~((such))~~ the hedge shall be replaced.

13       (3) Beginning July 1, 1995, vehicles and parts may be displayed  
14 outside the fence or building during business hours if the display is  
15 not in conflict with applicable county or city regulations.

16       (4) Violation of subsection (1) or (3) of this section is a gross  
17 misdemeanor.

18       **Sec. 18.** RCW 46.80.150 and 1983 c 142 s 9 are each amended to read  
19 as follows:

20       It shall be the duty of the chiefs of police, or the Washington  
21 state patrol, in cities having a population of over five thousand  
22 persons, and in all other cases the Washington state patrol, to make  
23 periodic inspection of the ~~((motor))~~ vehicle wrecker's licensed  
24 premises and records provided for in this chapter during normal  
25 business hours, and furnish a certificate of inspection to the  
26 department in such manner as may be determined by the department~~((:—~~  
27 ~~PROVIDED, That the above inspection))~~. In any instance ((can be made  
28 by)), an authorized representative of the department may make the  
29 inspection.

30       **Sec. 19.** RCW 46.80.160 and 1961 c 12 s 46.80.160 are each amended  
31 to read as follows:

32       Any municipality or political subdivision of this state ~~((which))~~  
33 that now has or subsequently makes provision for the regulation of  
34 ~~((automobile))~~ vehicle wreckers shall comply strictly with the  
35 provisions of this chapter.

1       **Sec. 20.** RCW 46.80.170 and 1977 ex.s. c 253 s 11 are each amended  
2 to read as follows:

3       (~~It shall be~~) Unless otherwise provided in this chapter, it is a  
4 (~~gross~~) misdemeanor for any person to violate any of the provisions  
5 of this chapter or the rules (~~and regulations promulgated as~~  
6 ~~provided~~) adopted under this chapter(~~(, and any person so convicted~~  
7 ~~shall be punished by imprisonment for not less than thirty days or more~~  
8 ~~than one year in jail or by a fine of one thousand dollars)~~).

9       NEW SECTION. **Sec. 21.** A new section is added to chapter 46.80 RCW  
10 to read as follows:

11       (1) If it appears to the director that an unlicensed person has  
12 engaged or is about to engage in an act or practice constituting a  
13 violation of this chapter, or a rule adopted or an order issued under  
14 this chapter, the director may issue an order directing the person to  
15 cease and desist from continuing the act or practice. The director  
16 shall give the person reasonable notice of and opportunity for a  
17 hearing. The director may issue a temporary order pending a hearing.  
18 The temporary order remains in effect until ten days after the hearing  
19 is held and becomes final if the person to whom the notice is addressed  
20 does not request a hearing within fifteen days after receipt of the  
21 notice.

22       (2) The director may assess a fine of up to one thousand dollars  
23 with the final order for each act or practice constituting a violation  
24 of this chapter.

25       NEW SECTION. **Sec. 22.** A new section is added to chapter 46.80 RCW  
26 to read as follows:

27       The department of licensing or its authorized agent may examine or  
28 subpoena any persons, books, papers, records, data, vehicles, or  
29 vehicle parts bearing upon the investigation or proceeding under this  
30 chapter.

31       The persons subpoenaed may be required to testify and produce any  
32 books, papers, records, data, vehicles, or vehicle parts that the  
33 director deems relevant or material to the inquiry.

34       The director or an authorized agent may administer an oath to the  
35 person required to testify, and a person giving false testimony after  
36 the administration of the oath is guilty of perjury in the first  
37 degree.

1 A court of competent jurisdiction may, upon application by the  
2 director, issue to a person who fails to comply, an order to appear  
3 before the director or officer designated by the director, to produce  
4 documentary or other evidence touching the matter under investigation  
5 or in question.

6 **Sec. 23.** RCW 46.80.900 and 1977 ex.s. c 253 s 13 are each amended  
7 to read as follows:

8 The provisions of this chapter shall be liberally construed to the  
9 end that traffic in stolen vehicle parts may be prevented, and  
10 irresponsible, unreliable, or dishonest persons may be prevented from  
11 engaging in the business of wrecking (~~motor~~) vehicles or selling used  
12 vehicle parts in this state and reliable persons may be encouraged to  
13 engage in businesses of wrecking or reselling vehicle parts in this  
14 state.

15 NEW SECTION. **Sec. 24.** RCW 46.80.055 and 1985 c 109 s 8 are each  
16 repealed.

--- END ---