

CERTIFICATION OF ENROLLMENT

HOUSE BILL 2568

55th Legislature
1998 Regular Session

Passed by the House February 10, 1998
Yeas 96 Nays 0

**Speaker of the
House of Representatives**

Passed by the Senate March 6, 1998
Yeas 46 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2568** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

HOUSE BILL 2568

Passed Legislature - 1998 Regular Session

State of Washington 55th Legislature 1998 Regular Session

By Representatives Smith, D. Schmidt, Gardner, Doumit and Thompson; by request of Department of General Administration

Read first time 01/15/98. Referred to Committee on Government Administration.

1 AN ACT Relating to motor vehicle management; amending RCW
2 28B.10.029, 43.19.565, and 46.08.065; and repealing RCW 43.19.550,
3 43.19.552, 43.19.554, 43.19.558, and 43.19.582.

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

5 NEW SECTION. **Sec. 1.** The following acts or parts of acts are each
6 repealed:

7 (1) RCW 43.19.550 and 1989 c 57 s 1;

8 (2) RCW 43.19.552 and 1989 c 57 s 2;

9 (3) RCW 43.19.554 and 1994 sp.s. c 9 s 803, 1990 c 75 s 1, & 1989
10 c 57 s 3;

11 (4) RCW 43.19.558 and 1994 sp.s. c 9 s 802 & 1989 c 57 s 5; and

12 (5) RCW 43.19.582 and 1982 c 163 s 10.

13 **Sec. 2.** RCW 28B.10.029 and 1996 c 110 s 5 are each amended to read
14 as follows:

15 (1) An institution of higher education may exercise independently
16 those powers otherwise granted to the director of general
17 administration in chapter 43.19 RCW in connection with the purchase and
18 disposition of all material, supplies, services, and equipment needed

1 for the support, maintenance, and use of the respective institution of
2 higher education. Property disposition policies followed by
3 institutions of higher education shall be consistent with policies
4 followed by the department of general administration. Purchasing
5 policies and procedures followed by institutions of higher education
6 shall be in compliance with chapters 39.19, 39.29, and 43.03 RCW, and
7 RCW 43.19.1901, 43.19.1906, 43.19.1911, 43.19.1917, 43.19.1937,
8 43.19.534, 43.19.685, 43.19.700 through 43.19.704, and (~~43.19.550~~)
9 43.19.560 through 43.19.637. The community and technical colleges
10 shall comply with RCW 43.19.450. Except for the University of
11 Washington, institutions of higher education shall comply with RCW
12 43.19.1935, 43.19.19363, and 43.19.19368. If an institution of higher
13 education can satisfactorily demonstrate to the director of the office
14 of financial management that the cost of compliance is greater than the
15 value of benefits from any of the following statutes, then it shall be
16 exempt from them: RCW 43.19.685; 43.19.534; and 43.19.637. Any
17 institution of higher education that chooses to exercise independent
18 purchasing authority for a commodity or group of commodities shall
19 notify the director of general administration. Thereafter the director
20 of general administration shall not be required to provide those
21 services for that institution for the duration of the general
22 administration contract term for that commodity or group of
23 commodities.

24 (2) An institution of higher education may exercise independently
25 those powers otherwise granted to the public printer in chapter 43.78
26 RCW in connection with the production or purchase of any printing and
27 binding needed by the respective institution of higher education.
28 Purchasing policies and procedures followed by institutions of higher
29 education shall be in compliance with chapter 39.19 RCW. Any
30 institution of higher education that chooses to exercise independent
31 printing production or purchasing authority shall notify the public
32 printer. Thereafter the public printer shall not be required to
33 provide those services for that institution.

34 (3) For the purposes of this section, an "institution of higher
35 education" shall include the joint center for higher education created
36 in chapter 28B.25 RCW when the joint center for higher education is
37 contracting with another institution of higher education that is acting
38 as the sole agent for purchasing and disposing of material, supplies,

1 services, and equipment, and for procuring printing or binding
2 services.

3 **Sec. 3.** RCW 43.19.565 and 1975 1st ex.s. c 167 s 3 are each
4 amended to read as follows:

5 The department of general administration shall establish a motor
6 vehicle transportation service which is hereby empowered to:

7 (1) Provide suitable motor vehicle transportation services to any
8 state agency on either a temporary or permanent basis upon requisition
9 from a state agency and upon such demonstration of need as the
10 department may require;

11 (2) Provide motor pools for the use of state agencies located in
12 the Olympia and Seattle areas and such additional motor pools at other
13 locations in the state as may be necessary to provide economic,
14 efficient, and effective motor vehicle transportation services to state
15 agencies. Such additional motor pools may be under either the direct
16 control of the department or under the supervision of another state
17 agency by agreement with the department;

18 (3) Establish an equitable schedule of rental and mileage charges
19 to agencies for motor vehicle transportation services furnished which
20 shall be designed to provide funds to cover replacement of vehicles and
21 to recover the actual total costs of motor pool operations including
22 but not limited to vehicle operation expense, depreciation expense,
23 overhead, and nonrecoverable collision or other damage to vehicles.
24 Additions to capital such as the purchase of additional vehicles shall
25 be budgeted and purchased from funds appropriated for such purposes
26 under such procedures as may be provided by law; and

27 (4) Establish guidelines, procedures, and standards for fleet
28 operations that other state agencies and institutions of higher
29 education may adopt. The guidelines, procedures, and standards shall
30 be consistent with and carry out the objectives of any general policies
31 adopted by the office of financial management under RCW 43.41.130.

32 **Sec. 4.** RCW 46.08.065 and 1989 c 57 s 9 are each amended to read
33 as follows:

34 (1) It is unlawful for any public officer having charge of any
35 vehicle owned or controlled by any county, city, town, or public body
36 in this state other than the state of Washington and used in public
37 business to operate the same upon the public highways of this state

1 unless and until there shall be displayed upon such automobile or other
2 motor vehicle in letters of contrasting color not less than one and
3 one-quarter inches in height in a conspicuous place on the right and
4 left sides thereof, the name of such county, city, town, or other
5 public body, together with the name of the department or office upon
6 the business of which the said vehicle is used. This section shall not
7 apply to vehicles of a sheriff's office, local police department, or
8 any vehicles used by local peace officers under public authority for
9 special undercover or confidential investigative purposes. This
10 subsection shall not apply to: (a) Any municipal transit vehicle
11 operated for purposes of providing public mass transportation; (b) any
12 vehicle governed by the requirements of subsection (4) of this section;
13 nor to (c) any motor vehicle on loan to a school district for driver
14 training purposes. It shall be lawful and constitute compliance with
15 the provisions of this section, however, for the governing body of the
16 appropriate county, city, town, or public body other than the state of
17 Washington or its agencies to adopt and use a distinctive insignia
18 which shall be not less than six inches in diameter across its smallest
19 dimension and which shall be displayed conspicuously on the right and
20 left sides of the vehicle. Such insignia shall be in a color or colors
21 contrasting with the vehicle to which applied for maximum visibility.
22 The name of the public body owning or operating the vehicle shall also
23 be included as part of or displayed above such approved insignia in
24 colors contrasting with the vehicle in letters not less than one and
25 one-quarter inches in height. Immediately below the lettering
26 identifying the public entity and agency operating the vehicle or below
27 an approved insignia shall appear the words "for official use only" in
28 letters at least one inch high in a color contrasting with the color of
29 the vehicle. The appropriate governing body may provide by rule or
30 ordinance for marking of passenger motor vehicles as prescribed in
31 subsection (2) of this section or for exceptions to the marking
32 requirements for local governmental agencies for the same purposes and
33 under the same circumstances as permitted for state agencies under
34 subsection (3) of this section.

35 (2) Except as provided by subsections (3) and (4) of this section,
36 passenger motor vehicles(~~(, as defined in RCW 43.19.552,)~~) owned or
37 controlled by the state of Washington, and purchased after July 1,
38 1989, must be plainly and conspicuously marked on the lower left-hand
39 corner of the rear window with the name of the operating agency or

1 institution or the words "state motor pool," as appropriate, the words
2 "state of Washington -- for official use only," and the seal of the
3 state of Washington or the appropriate agency or institution insignia,
4 approved by the department of general administration. Markings must be
5 on a transparent adhesive material and conform to the standards
6 established by the department of general administration (~~under RCW~~
7 ~~43.19.554(1)~~). For the purposes of this section, "passenger motor
8 vehicles" means sedans, station wagons, vans, light trucks, or other
9 motor vehicles under ten thousand pounds gross vehicle weight.

10 (3) Subsection (2) of this section shall not apply to vehicles used
11 by the Washington state patrol for general undercover or confidential
12 investigative purposes. Traffic control vehicles of the Washington
13 state patrol may be exempted from the requirements of subsection (2) of
14 this section at the discretion of the chief of the Washington state
15 patrol. The department of general administration shall adopt general
16 rules permitting other exceptions to the requirements of subsection (2)
17 of this section for other vehicles used for law enforcement,
18 confidential public health work, and public assistance fraud or support
19 investigative purposes, for vehicles leased or rented by the state on
20 a casual basis for a period of less than ninety days, and those
21 provided for in RCW 46.08.066(3). The exceptions in this subsection,
22 subsection (4) of this section, and those provided for in RCW
23 46.08.066(3) shall be the only exceptions permitted to the requirements
24 of subsection (2) of this section.

25 (4) Any motorcycle, vehicle over 10,000 pounds gross vehicle
26 weight, or other vehicle that for structural reasons cannot be marked
27 as required by subsection (1) or (2) of this section that is owned or
28 controlled by the state of Washington or by any county, city, town, or
29 other public body in this state and used for public purposes on the
30 public highways of this state shall be conspicuously marked in letters
31 of a contrasting color with the words "State of Washington" or the name
32 of such county, city, town, or other public body, together with the
33 name of the department or office that owns or controls the vehicle.

34 (5) All motor vehicle markings required under the terms of this
35 chapter shall be maintained in a legible condition at all times.

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