

CERTIFICATION OF ENROLLMENT

SENATE BILL 5181

59th Legislature
2005 Regular Session

Passed by the Senate March 9, 2005
YEAS 45 NAYS 2

President of the Senate

Passed by the House April 5, 2005
YEAS 90 NAYS 4

Speaker of the House of Representatives

Approved

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5181** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SENATE BILL 5181

Passed Legislature - 2005 Regular Session

State of Washington 59th Legislature 2005 Regular Session

By Senators Rasmussen, Esser, Kastama and Benson

Read first time 01/17/2005. Referred to Committee on Transportation.

1 AN ACT Relating to ownership of vehicle parts used in
2 reconstruction; and amending RCW 46.12.030.

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

4 **Sec. 1.** RCW 46.12.030 and 2004 c 188 s 1 are each amended to read
5 as follows:

6 (1) The application for a certificate of ownership shall be upon a
7 form furnished or approved by the department and shall contain:

8 (a) A full description of the vehicle, which shall contain the
9 proper vehicle identification number, the number of miles indicated on
10 the odometer at the time of delivery of the vehicle, and any
11 distinguishing marks of identification;

12 (b) The name and address of the person who is to be the registered
13 owner of the vehicle and, if the vehicle is subject to a security
14 interest, the name and address of the secured party;

15 (c) Such other information as the department may require.

16 (2) The department may in any instance, in addition to the
17 information required on the application, require additional information
18 and a physical examination of the vehicle or of any class of vehicles,
19 or either.

1 (3)((~~f(a)~~)) (a) A physical examination of the vehicle is mandatory
2 if it has been rebuilt after surrender of the certificate of ownership
3 to the department under RCW 46.12.070 due to the vehicle's destruction
4 or declaration as a total loss. The inspection must verify that the
5 vehicle identification number is genuine and agrees with the number
6 shown on the title and registration certificate. The inspection must
7 be made by a member of the Washington state patrol or other person
8 authorized by the department to make such inspections.

9 (b)(i) A physical examination of the vehicle is mandatory if the
10 vehicle was declared totaled or salvage under the laws of this state,
11 or the vehicle is presented with documents from another state showing
12 the vehicle was totaled or salvage and has not been reissued a valid
13 registration from that state after the declaration of total loss or
14 salvage.

15 (ii) The inspection must verify that the vehicle identification
16 number is genuine and agrees with the number shown on the original
17 documents supporting the vehicle purchase or ownership.

18 (iii) A Washington state patrol VIN specialist must ensure that all
19 major component parts used for the reconstruction of a salvage or
20 rebuildable vehicle were obtained legally. Original invoices for new
21 and used parts must be from a vendor that is registered with the
22 department of revenue for the collection of retail sales or use taxes
23 or comparable agency in the jurisdiction where the major component
24 parts were purchased. The invoices must include the name and address
25 of the business, a description of the part or parts sold, the date of
26 sale, and the amount of sale to include all taxes paid unless exempted
27 by the department of revenue or comparable agency in the jurisdiction
28 where the major component parts were purchased. Original invoices for
29 used parts must be from a vehicle wrecker licensed under chapter 46.80
30 RCW or a comparable business in the jurisdiction outside Washington
31 state where the major component part was purchased. If the parts or
32 components were purchased from a private individual, (~~that~~) the
33 private individual must have title to the vehicle the parts were taken
34 from, except as provided by RCW 46.04.3815, and the bill of sale for
35 the parts must be notarized. The bills of sale must include the names
36 and addresses of the sellers and purchasers, a description of the
37 vehicle, the part or parts being sold, including the make, model, year,
38 and identification or serial number, that date of sale, and the

1 purchase price of the vehicle or part or parts. If the presenter is
2 unable to provide an acceptable release of interest or proof of
3 ownership for a vehicle or major component part as described above, an
4 inspection must be completed for ownership-in-doubt purposes as
5 prescribed by WAC 308-56A-210.

6 (iv) A vehicle presented for inspection must have all damaged major
7 component parts replaced or repaired to meet RCW and WAC requirements
8 before inspection of the salvage vehicle by the Washington state
9 patrol.

10 (4) Rebuilt or salvage vehicles licensed in Washington must meet
11 the requirements found under chapter 46.37 RCW to be driven upon public
12 roadways.

13 (5) The application shall be subscribed by the person applying to
14 be the registered owner and be sworn to by that applicant in the manner
15 described by RCW 9A.72.085. The department shall retain the
16 application in either the original, computer, or photostatic form.

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