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HOUSE BILL 1746

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State of Washington                      64th Legislature                      2015 Regular Session

By Representatives Pollet, Hayes, and Moscoso

Read first time 01/28/15. Referred to Committee on Public Safety.

1            AN ACT Relating to nonimpound tow truck operator licensing;  
2 amending RCW 18.235.020, 43.43.700, 43.43.705, 43.43.742, 46.63.020,  
3 and 46.76.020; adding a new chapter to Title 46 RCW; repealing RCW  
4 46.55.025; prescribing penalties; and providing an effective date.

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

6            NEW SECTION.    **Sec. 1.**    The definitions in this section apply  
7 throughout this chapter unless the context clearly requires  
8 otherwise.

9            (1) "Daily operations" means any activity commonly associated  
10 with the routine operation of a tow truck business including, but not  
11 limited to, communicating with customers and dispatching tow trucks.

12            (2) "Nonimpound tow truck operator" or "operator" means any  
13 person or firm engaging in the business of towing disabled vehicles  
14 for direct or indirect monetary compensation on a public highway and  
15 not registered under chapter 46.55 RCW.

16            (3) "Tow truck" means a motor vehicle that is equipped for and  
17 used in the business of towing vehicles with equipment that meets  
18 standards established by the state patrol.

19            (4) "Tow truck number" means the number issued by the department  
20 to tow trucks used by a nonimpound tow truck operator in the state of  
21 Washington.

1 (5) "Tow truck permit" means the permit issued annually by the  
2 department that has the classification of service the tow truck may  
3 provide placed upon it.

4 (6) "Tow truck service" or "service" means the transporting upon  
5 the public streets and highways of this state of a disabled vehicle,  
6 together with any personal effects and cargo, by a tow truck of a  
7 nonimpound tow truck operator.

8 NEW SECTION. **Sec. 2.** (1) A person may not engage in or offer to  
9 engage in the activities of a nonimpound tow truck operator without a  
10 current license from the department authorizing the person to engage  
11 in such activities.

12 (2) Any person engaging in or offering to engage in the  
13 activities of a nonimpound tow truck operator without the license  
14 required under this chapter is guilty of a gross misdemeanor and is  
15 subject to disciplinary action that may be imposed by the department  
16 under this chapter.

17 (3) Except as otherwise provided under this chapter, a nonimpound  
18 tow truck operator who engages in any act or practice that is  
19 prohibited under this chapter may be: (a) Prosecuted for a traffic  
20 infraction under chapter 46.63 RCW, or (b) subject to the civil  
21 penalties or disciplinary actions that may be imposed by the  
22 department under this chapter.

23 (4) A person found to have committed a traffic infraction under  
24 this chapter is subject to a monetary penalty of at least two hundred  
25 fifty dollars.

26 (5) Chapter 18.235 RCW governs unlicensed practice as a  
27 nonimpound tow truck operator, the issuance and denial of licenses  
28 and permits, and the discipline of nonimpound tow truck operators and  
29 persons required to be licensed as a nonimpound tow truck operator  
30 under this chapter.

31 (6) A nonimpound tow truck operator licensed under this chapter  
32 must not be registered under chapter 46.55 RCW.

33 NEW SECTION. **Sec. 3.** (1) Application for licensing as a  
34 nonimpound tow truck operator must be made on a form for this  
35 purpose, furnished by the department, and signed by the applicant or  
36 his or her authorized agent and include the following information:

1 (a) Name and address of the person, firm, partnership,  
2 association, or corporation under which name the business is to be  
3 conducted;

4 (b) Names and residence addresses of all persons having an  
5 interest in the business, or if the owner is a corporation, the names  
6 and addresses of the officers of the corporation;

7 (c) Names and addresses of all employees who serve as tow truck  
8 drivers for tow truck service;

9 (d) The vehicle registration and vehicle identification numbers  
10 of all tow trucks used by the nonimpound tow truck operator; and

11 (e) Any other information the department may require to ensure  
12 compliance with this chapter.

13 (2) Before the department may issue an initial or renewal license  
14 to an applicant, the applicant must provide proof of inspection under  
15 section 7 of this act.

16 (3)(a) Before the department may issue an initial or renewal  
17 license to an applicant, the applicant must provide proof of minimum  
18 insurance requirements of:

19 (i) One hundred thousand dollars for liability for bodily injury  
20 or property damage per occurrence; and

21 (ii) Fifty thousand dollars of legal liability per occurrence, to  
22 protect against vehicle damage including, but not limited to, fire  
23 and theft during tow truck service.

24 (b) Cancellation of or failure to maintain the insurance required  
25 under (a)(i) and (ii) of this subsection automatically cancels the  
26 operator's license.

27 (4) The fee for each original license and annual renewal is one  
28 hundred dollars per operator. The department must forward the license  
29 fee to the state treasurer for deposit into the motor vehicle fund.

30 (5) Before the department may issue a license to an applicant,  
31 background checks under section 6 of this act must be completed.

32 (6) Upon approval of the application, the department must issue a  
33 license to the nonimpound tow truck operator to be displayed  
34 prominently at the operator's place of business and as otherwise  
35 required by the department.

36 NEW SECTION. **Sec. 4.** (1) A nonimpound tow truck operator must  
37 apply for and keep current a tow truck permit for each tow truck of  
38 which the operator is the registered owner.

1 (2) Upon completion of a form furnished by the department for  
2 this purpose, receipt of the fee provided in this section, and  
3 submission of a satisfactory inspection report from a qualified  
4 mechanic conducted under section 7 of this act, the department must  
5 issue each tow truck a tow truck permit, a corresponding decal, and a  
6 unique tow truck number. The class of the tow truck, determined  
7 according to standards adopted under section 7 of this act, and the  
8 expiration date must be included on the permit and decal.

9 (3) The fee for each original tow truck permit and annual renewal  
10 is fifty dollars. The department must forward the fee to the state  
11 treasurer for deposit into the motor vehicle fund.

12 NEW SECTION. **Sec. 5.** If an application for a nonimpound tow  
13 truck operator license is filed by any person whose license has  
14 previously been canceled for cause by the department, or if the  
15 department is of the opinion that the application is not filed in  
16 good faith or that the application is filed by some person as a  
17 subterfuge for the real person in interest whose license has  
18 previously been canceled for cause, the department, after a hearing  
19 as provided for under RCW 18.235.050, may refuse to issue a  
20 nonimpound tow truck operator license.

21 NEW SECTION. **Sec. 6.** (1) All nonimpound tow truck operator  
22 applicants, owners, partners, and corporate officers involved in  
23 daily operations must be screened through state and federal  
24 background checks. The investigation must consist of a background  
25 check as allowed through the Washington state criminal records  
26 privacy act under RCW 10.97.050, the Washington state patrol criminal  
27 identification system under RCW 43.43.832 through 43.43.834, and the  
28 federal bureau of investigation. The background checks must be done  
29 through the Washington state patrol criminal identification section  
30 and may include a national check from the federal bureau of  
31 investigation, which must be through the submission of fingerprints.  
32 Periodic records checks must be conducted pursuant to RCW 43.43.700.  
33 The department may not share background check information with any  
34 other governmental entity or business and is responsible for making  
35 suitability determinations. The department may pass on the cost of  
36 these criminal background checks and any subsequent checks to the tow  
37 truck operators and applicants.

1 (2) The department may not issue and may revoke a nonimpound tow  
2 truck operator license if an applicant, owner, partner, or corporate  
3 officer involved in daily operations:

4 (a) Has been convicted of any of the following:

5 (i) Any class A felony or any sex offense as defined in RCW  
6 9.94A.030, regardless of the date of conviction;

7 (ii) Any class B felony within the last ten years;

8 (iii) Any class C felony within the last five years;

9 (iv) A drug or alcohol-related traffic violation two or more  
10 times within the last five years; or

11 (v) Any gross misdemeanor within the last three years.

12 (b) Must register as a sex offender or kidnapping offender; or

13 (c) Has been granted deferred prosecution under chapter 10.05 RCW  
14 for any gross misdemeanor within the last three years.

15 (3) The department must establish procedures by which nonimpound  
16 tow truck operators notify the department of new owners, partners, or  
17 corporate officers, and carry out background checks under this  
18 section.

19 (4) Nonimpound tow truck operators must conduct preemployment  
20 national criminal history background checks in a manner established  
21 by the department for all prospective employees that operate a tow  
22 truck for tow truck service. The department may revoke a nonimpound  
23 tow truck operator license for failing to:

24 (a) Conduct required criminal history background checks under  
25 this section;

26 (b) Consider the criminal history of a prospective employee as it  
27 relates to public safety in its hiring decisions; or

28 (c) Comply with the requirements of the fair credit reporting act  
29 under 15 U.S.C. Sec. 1681 et seq. for any criminal history background  
30 check conducted under this subsection.

31 NEW SECTION. **Sec. 7.** (1) Tow trucks used by nonimpound tow  
32 truck operators must be classified by towing capabilities and meet or  
33 exceed all equipment standards set by the state patrol for the type  
34 of tow trucks to be used by an operator.

35 (2) All tow trucks used by nonimpound tow truck operators must  
36 display the firm's name, city of address, telephone number, and tow  
37 truck number issued by the department. This information must be  
38 painted on or permanently affixed to both sides of the vehicle in  
39 accordance with rules adopted by the department.

1 (3) A valid, unexpired tow truck permit and decal issued by the  
2 department under section 4 of this act must be displayed in  
3 accordance with rules adopted by the department.

4 (4) A tow truck used by a nonimpound tow truck operator must be  
5 inspected by a qualified mechanic in a manner established by the  
6 department before it is put into service and annually thereafter.

7 (5) A tow truck that fails to meet the minimum standards  
8 established under subsection (1) of this section must not be used to  
9 provide tow truck service.

10 (6) The department may cancel, suspend, or revoke a tow truck  
11 permit issued under section 4 of this act for failure to comply with  
12 any requirement of this section or rules adopted under it.

13 NEW SECTION. **Sec. 8.** (1) A nonimpound tow truck operator must  
14 prepare an itemized billing invoice or receipt for tow truck service  
15 that includes a list of all costs, including state and local taxes,  
16 and the firm name, address, and telephone number.

17 (2) The nonimpound tow truck operator must provide a copy of this  
18 itemized billing invoice or receipt to the customer.

19 NEW SECTION. **Sec. 9.** (1) A nonimpound tow truck operator must  
20 retain the following records:

21 (a) Tow truck inspection and maintenance records for at least  
22 three years;

23 (b) Itemized invoices or receipts for tow services for at least  
24 three years;

25 (c) Prospective employee criminal history background check  
26 records for at least three years; and

27 (d) Other records required by the department to ensure compliance  
28 with this chapter.

29 (2) This section does not supersede other recordkeeping required  
30 by law.

31 NEW SECTION. **Sec. 10.** Records, equipment, and facilities of a  
32 nonimpound tow truck operator must be made available for audit or  
33 inspection in a manner established by the department.

34 NEW SECTION. **Sec. 11.** The department, in cooperation with the  
35 state patrol, may adopt rules to carry out the provisions and intent  
36 of this chapter.

1       **Sec. 12.** RCW 18.235.020 and 2013 c 322 s 29 are each amended to  
2 read as follows:

3       (1) This chapter applies only to the director and the boards and  
4 commissions having jurisdiction in relation to the businesses and  
5 professions licensed under the chapters specified in this section.  
6 This chapter does not apply to any business or profession not  
7 licensed under the chapters specified in this section.

8       (2)(a) The director has authority under this chapter in relation  
9 to the following businesses and professions:

10       (i) Auctioneers under chapter 18.11 RCW;

11       (ii) Bail bond agents and bail bond recovery agents under chapter  
12 18.185 RCW;

13       (iii) Camping resorts' operators and salespersons under chapter  
14 19.105 RCW;

15       (iv) Commercial telephone solicitors under chapter 19.158 RCW;

16       (v) Cosmetologists, barbers, manicurists, and estheticians under  
17 chapter 18.16 RCW;

18       (vi) Court reporters under chapter 18.145 RCW;

19       (vii) Driver training schools and instructors under chapter 46.82  
20 RCW;

21       (viii) Employment agencies under chapter 19.31 RCW;

22       (ix) For hire vehicle operators under chapter 46.72 RCW;

23       (x) Limousines under chapter 46.72A RCW;

24       (xi) Notaries public under chapter 42.44 RCW;

25       (xii) Private investigators under chapter 18.165 RCW;

26       (xiii) Professional boxing, martial arts, and wrestling under  
27 chapter 67.08 RCW;

28       (xiv) Real estate appraisers under chapter 18.140 RCW;

29       (xv) Real estate brokers and salespersons under chapters 18.85  
30 and 18.86 RCW;

31       (xvi) Scrap metal processors, scrap metal recyclers, and scrap  
32 metal suppliers under chapter 19.290 RCW;

33       (xvii) Security guards under chapter 18.170 RCW;

34       (xviii) Sellers of travel under chapter 19.138 RCW;

35       (xix) Timeshares and timeshare salespersons under chapter 64.36  
36 RCW;

37       (xx) Whitewater river outfitters under chapter 79A.60 RCW;

38       (xxi) Home inspectors under chapter 18.280 RCW;

1 (xxii) Body artists, body piercers, and tattoo artists, and body  
2 art, body piercing, and tattooing shops and businesses, under chapter  
3 18.300 RCW; (~~and~~)

4 (xxiii) Appraisal management companies under chapter 18.310 RCW;  
5 and

6 (xxiv) Nonimpound tow truck operators under chapter 46.-- RCW  
7 (the new chapter created in section 20 of this act).

8 (b) The boards and commissions having authority under this  
9 chapter are as follows:

10 (i) The state board for architects established in chapter 18.08  
11 RCW;

12 (ii) The Washington state collection agency board established in  
13 chapter 19.16 RCW;

14 (iii) The state board of registration for professional engineers  
15 and land surveyors established in chapter 18.43 RCW governing  
16 licenses issued under chapters 18.43 and 18.210 RCW;

17 (iv) The funeral and cemetery board established in chapter 18.39  
18 RCW governing licenses issued under chapters 18.39 and 68.05 RCW;

19 (v) The state board of licensure for landscape architects  
20 established in chapter 18.96 RCW; and

21 (vi) The state geologist licensing board established in chapter  
22 18.220 RCW.

23 (3) In addition to the authority to discipline license holders,  
24 the disciplinary authority may grant or deny licenses based on the  
25 conditions and criteria established in this chapter and the chapters  
26 specified in subsection (2) of this section. This chapter also  
27 governs any investigation, hearing, or proceeding relating to denial  
28 of licensure or issuance of a license conditioned on the applicant's  
29 compliance with an order entered under RCW 18.235.110 by the  
30 disciplinary authority.

31 **Sec. 13.** RCW 43.43.700 and 2006 c 294 s 1 are each amended to  
32 read as follows:

33 (1) There is hereby established within the Washington state  
34 patrol a section on identification and criminal history hereafter  
35 referred to as the section.

36 (2) In order to aid the administration of justice the section  
37 shall install systems for the identification of individuals,  
38 including the fingerprint system and such other systems as the chief  
39 deems necessary. The section shall keep a complete record and index



1 of all information received in convenient form for consultation and  
2 comparison.

3 (3) The section shall obtain from whatever source available and  
4 file for record the fingerprints, palmprints, photographs, or such  
5 other identification data as it deems necessary, of persons who have  
6 been or shall hereafter be lawfully arrested and charged with, or  
7 convicted of any criminal offense. The section may obtain like  
8 information concerning persons arrested for or convicted of crimes  
9 under the laws of another state or government.

10 (4) The section may:

11 (a) Retain the fingerprints submitted by a statutorily authorized  
12 agency or entity;

13 (b) Allow a search by criminal justice agencies of arrest  
14 fingerprint submissions and unsolved crime files against the  
15 fingerprints submitted for noncriminal justice purposes;

16 (c) Notify a statutorily authorized agency or entity of a change  
17 in criminal history record information that is identified against  
18 retained fingerprints. The section must ensure that arrest  
19 information is provided only to a statutorily authorized agency or  
20 entity from which the fingerprints originated.

21 (5) A statutorily authorized agency or entity must notify license  
22 applicants and applicants for employment, or applicants for other  
23 noncriminal justice purposes, subject to a criminal history  
24 background check that their fingerprints may be retained by the  
25 section and the federal bureau of investigation. A statutorily  
26 authorized agency or entity must also provide notification to license  
27 applicants and applicants for employment, or applicants for other  
28 noncriminal justice purposes, that:

29 (a) Arrests and unsolved crime files may be searched against  
30 their retained fingerprints; and

31 (b) Notification of any changes to criminal history record  
32 information may be made to the statutorily authorized agency or  
33 entity that submitted the fingerprints to the section.

34 **Sec. 14.** RCW 43.43.705 and 2006 c 294 s 2 are each amended to  
35 read as follows:

36 (1) Upon the receipt of identification data from criminal justice  
37 agencies within this state, the section shall immediately cause the  
38 files to be examined and upon request shall promptly return to the  
39 contributor of such data a transcript of the record of previous

1 arrests and dispositions of the persons described in the data  
2 submitted.

3 (2) Upon application, the section shall furnish to criminal  
4 justice agencies a transcript of the criminal history record  
5 information available pertaining to any person of whom the section  
6 has a record.

7 (3) For the purposes of RCW 43.43.700 through 43.43.785 the  
8 following words and phrases shall have the following meanings:

9 (a) "Criminal history record information" includes, and shall be  
10 restricted to identifying data and information recorded as the result  
11 of an arrest or other initiation of criminal proceedings and the  
12 consequent proceedings related thereto. "Criminal history record  
13 information" shall not include intelligence, analytical, or  
14 investigative reports and files.

15 (b) "Criminal justice agencies" are those public agencies within  
16 or outside the state which perform, as a principal function,  
17 activities directly relating to the apprehension, prosecution,  
18 adjudication or rehabilitation of criminal offenders.

19 (c) "Statutorily authorized agency or entity" means a public  
20 agency or private entity that has statutory authority, under state,  
21 federal, or local law, to conduct a state and federal criminal  
22 history background check for license applicants, applicants for  
23 employment, or other noncriminal justice purposes.

24 (4) The section may refuse to furnish any information pertaining  
25 to the identification or history of any person or persons of whom it  
26 has a record, or other information in its files and records, to any  
27 applicant if the chief determines that the applicant has previously  
28 misused information furnished to such applicant by the section or the  
29 chief believes that the applicant will not use the information  
30 requested solely for the purpose of due administration of the  
31 criminal laws or for the purposes enumerated in RCW 43.43.760(4). The  
32 applicant may appeal such determination by notifying the chief in  
33 writing within thirty days. The hearing shall be before an  
34 administrative law judge appointed under chapter 34.12 RCW and in  
35 accordance with procedures for adjudicative proceedings under chapter  
36 34.05 RCW.

37 **Sec. 15.** RCW 43.43.742 and 1987 c 450 s 4 are each amended to  
38 read as follows:

1       (1) The Washington state patrol shall adopt rules concerning  
2 submission of fingerprints taken by local agencies (~~(after July 26,~~  
3 ~~1987,~~) from persons for license application or other noncriminal  
4 purposes.

5       (2) The Washington state patrol must adopt rules concerning the  
6 participation of statutorily authorized agencies or other entities in  
7 receiving notifications of any changes to criminal history records  
8 information after the submission of fingerprints taken by local  
9 agencies for noncriminal purposes.

10       (3) The Washington state patrol may charge fees for submission of  
11 fingerprints which will cover as nearly as practicable the direct and  
12 indirect costs to the Washington state patrol of processing such  
13 submission or notifying a statutorily authorized agency or entity of  
14 a change in criminal history record information as provided in RCW  
15 43.43.700.

16       **Sec. 16.** RCW 46.63.020 and 2014 c 124 s 9 are each amended to  
17 read as follows:

18       Failure to perform any act required or the performance of any act  
19 prohibited by this title or an equivalent administrative regulation  
20 or local law, ordinance, regulation, or resolution relating to  
21 traffic including parking, standing, stopping, and pedestrian  
22 offenses, is designated as a traffic infraction and may not be  
23 classified as a criminal offense, except for an offense contained in  
24 the following provisions of this title or a violation of an  
25 equivalent administrative regulation or local law, ordinance,  
26 regulation, or resolution:

27       (1) RCW 46.09.457(1)(b)(i) relating to a false statement  
28 regarding the inspection of and installation of equipment on wheeled  
29 all-terrain vehicles;

30       (2) RCW 46.09.470(2) relating to the operation of a nonhighway  
31 vehicle while under the influence of intoxicating liquor or a  
32 controlled substance;

33       (3) RCW 46.09.480 relating to operation of nonhighway vehicles;

34       (4) RCW 46.10.490(2) relating to the operation of a snowmobile  
35 while under the influence of intoxicating liquor or narcotics or  
36 habit-forming drugs or in a manner endangering the person of another;

37       (5) RCW 46.10.495 relating to the operation of snowmobiles;

1 (6) Chapter 46.12 RCW relating to certificates of title,  
2 registration certificates, and markings indicating that a vehicle has  
3 been destroyed or declared a total loss;

4 (7) RCW 46.16A.030 and 46.16A.050(3) relating to the nonpayment  
5 of taxes and fees by failure to register a vehicle and falsifying  
6 residency when registering a motor vehicle;

7 (8) RCW 46.16A.520 relating to permitting unauthorized persons to  
8 drive;

9 (9) RCW 46.16A.320 relating to vehicle trip permits;

10 (10) RCW 46.19.050(1) relating to knowingly providing false  
11 information in conjunction with an application for a special placard  
12 or license plate for disabled persons' parking;

13 (11) RCW 46.19.050(8) relating to illegally obtaining a parking  
14 placard, special license plate, special year tab, or identification  
15 card;

16 (12) RCW 46.19.050(9) relating to sale of a parking placard,  
17 special license plate, special year tab, or identification card;

18 (13) RCW 46.20.005 relating to driving without a valid driver's  
19 license;

20 (14) RCW 46.20.091 relating to false statements regarding a  
21 driver's license or instruction permit;

22 (15) RCW 46.20.0921 relating to the unlawful possession and use  
23 of a driver's license;

24 (16) RCW 46.20.342 relating to driving with a suspended or  
25 revoked license or status;

26 (17) RCW 46.20.345 relating to the operation of a motor vehicle  
27 with a suspended or revoked license;

28 (18) RCW 46.20.410 relating to the violation of restrictions of  
29 an occupational driver's license, temporary restricted driver's  
30 license, or ignition interlock driver's license;

31 (19) RCW 46.20.740 relating to operation of a motor vehicle  
32 without an ignition interlock device in violation of a license  
33 notation that the device is required;

34 (20) RCW 46.20.750 relating to circumventing an ignition  
35 interlock device;

36 (21) RCW 46.25.170 relating to commercial driver's licenses;

37 (22) Chapter 46.29 RCW relating to financial responsibility;

38 (23) RCW 46.30.040 relating to providing false evidence of  
39 financial responsibility;

40 (24) RCW 46.35.030 relating to recording device information;

1 (25) RCW 46.37.435 relating to wrongful installation of  
2 sunscreening material;

3 (26) RCW 46.37.650 relating to the sale, resale, distribution, or  
4 installation of a previously deployed air bag;

5 (27) RCW 46.37.671 through 46.37.675 relating to signal  
6 preemption devices;

7 (28) RCW 46.37.685 relating to switching or flipping license  
8 plates, utilizing technology to flip or change the appearance of a  
9 license plate, selling a license plate flipping device or technology  
10 used to change the appearance of a license plate, or falsifying a  
11 vehicle registration;

12 (29) RCW 46.44.180 relating to operation of mobile home pilot  
13 vehicles;

14 (30) RCW 46.48.175 relating to the transportation of dangerous  
15 articles;

16 (31) RCW 46.52.010 relating to duty on striking an unattended car  
17 or other property;

18 (32) RCW 46.52.020 relating to duty in case of injury to or death  
19 of a person or damage to an attended vehicle;

20 (33) RCW 46.52.090 relating to reports by repairers, storage  
21 persons, and appraisers;

22 (34) RCW 46.52.130 relating to confidentiality of the driving  
23 record to be furnished to an insurance company, an employer, and an  
24 alcohol/drug assessment or treatment agency;

25 (35) RCW 46.55.020 relating to engaging in the activities of a  
26 registered tow truck operator without a registration certificate;

27 (36) RCW 46.55.035 relating to prohibited practices by registered  
28 tow truck operators;

29 (37) RCW 46.55.300 relating to vehicle immobilization;

30 (38) Section 2 of this act relating to engaging in the activities  
31 of a nonimpound tow truck operator without a license;

32 (39) RCW 46.61.015 relating to obedience to police officers,  
33 flaggers, or firefighters;

34 ~~((39))~~ (40) RCW 46.61.020 relating to refusal to give  
35 information to or cooperate with an officer;

36 ~~((40))~~ (41) RCW 46.61.022 relating to failure to stop and give  
37 identification to an officer;

38 ~~((41))~~ (42) RCW 46.61.024 relating to attempting to elude  
39 pursuing police vehicles;

1       ~~((42))~~ (43) RCW 46.61.212(4) relating to reckless endangerment  
2 of emergency zone workers;  
3       ~~((43))~~ (44) RCW 46.61.500 relating to reckless driving;  
4       ~~((44))~~ (45) RCW 46.61.502 and 46.61.504 relating to persons  
5 under the influence of intoxicating liquor or drugs;  
6       ~~((45))~~ (46) RCW 46.61.503 relating to a person under age  
7 twenty-one driving a motor vehicle after consuming alcohol;  
8       ~~((46))~~ (47) RCW 46.61.520 relating to vehicular homicide by  
9 motor vehicle;  
10       ~~((47))~~ (48) RCW 46.61.522 relating to vehicular assault;  
11       ~~((48))~~ (49) RCW 46.61.5249 relating to first degree negligent  
12 driving;  
13       ~~((49))~~ (50) RCW 46.61.527(4) relating to reckless endangerment  
14 of roadway workers;  
15       ~~((50))~~ (51) RCW 46.61.530 relating to racing of vehicles on  
16 highways;  
17       ~~((51))~~ (52) RCW 46.61.655(7) (a) and (b) relating to failure to  
18 secure a load;  
19       ~~((52))~~ (53) RCW 46.61.685 relating to leaving children in an  
20 unattended vehicle with the motor running;  
21       ~~((53))~~ (54) RCW 46.61.740 relating to theft of motor vehicle  
22 fuel;  
23       ~~((54))~~ (55) RCW 46.64.010 relating to unlawful cancellation of  
24 or attempt to cancel a traffic citation;  
25       ~~((55))~~ (56) RCW 46.64.048 relating to attempting, aiding,  
26 abetting, coercing, and committing crimes;  
27       ~~((56))~~ (57) Chapter 46.65 RCW relating to habitual traffic  
28 offenders;  
29       ~~((57))~~ (58) RCW 46.68.010 relating to false statements made to  
30 obtain a refund;  
31       ~~((58))~~ (59) Chapter 46.70 RCW relating to unfair motor vehicle  
32 business practices, except where that chapter provides for the  
33 assessment of monetary penalties of a civil nature;  
34       ~~((59))~~ (60) Chapter 46.72 RCW relating to the transportation of  
35 passengers in for hire vehicles;  
36       ~~((60))~~ (61) RCW 46.72A.060 relating to limousine carrier  
37 insurance;  
38       ~~((61))~~ (62) RCW 46.72A.070 relating to operation of a limousine  
39 without a vehicle certificate;

1 ((+62+)) (63) RCW 46.72A.080 relating to false advertising by a  
2 limousine carrier;

3 ((+63+)) (64) Chapter 46.80 RCW relating to motor vehicle  
4 wreckers;

5 ((+64+)) (65) Chapter 46.82 RCW relating to driver's training  
6 schools;

7 ((+65+)) (66) RCW 46.87.260 relating to alteration or forgery of  
8 a cab card, letter of authority, or other temporary authority issued  
9 under chapter 46.87 RCW;

10 ((+66+)) (67) RCW 46.87.290 relating to operation of an  
11 unregistered or unlicensed vehicle under chapter 46.87 RCW.

12 **Sec. 17.** RCW 46.76.020 and 2008 c 19 s 1 are each amended to  
13 read as follows:

14 Application for a transporter's license shall be made on a form  
15 provided for that purpose by the director of licensing and when  
16 executed shall be forwarded to the director together with the proper  
17 fee. The application shall contain the name and address of the  
18 applicant, state whether or not the license will be used to provide  
19 towing services for monetary compensation (~~as described in RCW~~  
20 ~~46.55.025~~) and, if so, whether or not the applicant is a registered  
21 tow truck operator under chapter 46.55 RCW or licensed under section  
22 2 of this act, and contain other information as the director may  
23 require.

24 NEW SECTION. **Sec. 18.** RCW 46.55.025 (Registration or insurance  
25 required—Penalty) and 1995 c 360 s 2 are each repealed.

26 NEW SECTION. **Sec. 19.** If any provision of this act or its  
27 application to any person or circumstance is held invalid, the  
28 remainder of the act or the application of the provision to other  
29 persons or circumstances is not affected.

30 NEW SECTION. **Sec. 20.** Sections 1 through 11 of this act  
31 constitute a new chapter in Title 46 RCW.

32 NEW SECTION. **Sec. 21.** This act takes effect July 1, 2016.

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