

HB 1722 - H AMD 32

By Representative Walsh, J.

WITHDRAWN 03/03/2017

1 On page 9, after line 39, insert the following:

2 "NEW SECTION. **Sec. 7.** A new section is added to chapter 46.70
3 RCW to read as follows:

4 (1)(a) The department shall issue a license to a person, firm,
5 association, corporation, or trust to act as a retail vehicle dealer,
6 as defined in RCW 46.70.011, if the person, firm, association,
7 corporation, or trust meets the requirements of this section.

8 (b) This section is an alternative to the license application
9 process and requirements that otherwise apply to applicants for a
10 motor vehicle dealer license under this chapter, and is available
11 only for applicants that meet the requirements of this section.

12 (2) To be eligible for a license as a retail vehicle dealer under
13 this section, a person, firm, association, corporation, or trust
14 must:

15 (a) Have been licensed as a wholesale vehicle dealer by the
16 department for at least five years preceding the effective date of
17 this section;

18 (b) Have maintained a physical presence in this state for the
19 entire five-year period in (a) of this subsection; and

20 (c) Have purchased and sold a majority of the vehicles that the
21 person, firm, association, corporation, or trust has purchased and
22 sold within the five-year period in (a) of this subsection from and
23 to other Washington licensed vehicle dealers.

24 (3) To be eligible for a license under this section, a person,
25 firm, association, corporation, or trust must:

26 (a) Submit an application to the department in accordance with
27 RCW 46.70.031;

28 (b) Meet the qualifications for a motor vehicle dealer license
29 under this chapter, except that the applicant is not required to
30 comply with RCW 46.70.023(9);

31 (c) Have office facilities in a commercial building within this
32 state, with no more than two other vehicle dealers in the same
33 building;

1 (d) List all storage facilities for inventory with the
2 department;

3 (e) Meet all zoning and land use ordinances;

4 (f) Maintain a telecommunications system; and

5 (g) Possess an exterior sign visible from the nearest street that
6 identifies the business name and the nature of the business.

7 (4) If a retail vehicle dealer licensed under this section shares
8 a location with another retail vehicle dealer or dealers, all
9 records, office facilities, and inventory, if any, must be physically
10 segregated and clearly identified.

11 (5)(a) A license issued under this section is subject to all
12 requirements of this chapter that apply to motor vehicle dealers,
13 except as otherwise provided in this section.

14 (b) A license issued pursuant to this section may not become
15 effective before July 1, 2019.

16 (6) As used in this section, "wholesale vehicle dealer" means a
17 vehicle dealer who buys vehicles from or sells vehicles to other
18 Washington licensed vehicle dealers."

19 Renumber the remaining sections consecutively, correct any
20 internal references accordingly, and correct the title.

21 On page 10, after line 6, insert the following:

22 "NEW SECTION. **Sec. 9.** Section 7 of this act takes effect March
23 1, 2019."

24 Correct the title.

EFFECT: Establishes that, beginning four months before the
wholesale vehicle dealer license category is eliminated, existing
wholesale vehicle dealer licensees meeting the following requirements
may apply for and qualify for a retail vehicle dealer license without
being open during normal business hours, maintaining display
facilities, or maintaining a business telephone listing in the local
directory (which are requirements for a retail vehicle dealer license
but not for a wholesale vehicle dealer license):

(1) The applicant has been licensed as a wholesale vehicle dealer
for the previous five years;

(2) The applicant has had a physical presence in the state for
the previous five years;

(3) The applicant has sold and purchased a majority of the
vehicles that the applicant has sold and purchased within the
previous five years to and from other Washington licensed vehicle
dealers; and

(4) The applicant meets the commercial office facility
requirements that currently apply to wholesale vehicle dealers, which

include: (a) Having office facilities in a commercial building within this state, with no more than two other vehicle dealers in the same building; (b) listing all storage facilities for inventory with the department; (c) maintaining a telecommunications system; and (d) possessing an exterior sign visible from the nearest street that identifies the business name and the nature of the business.

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