
HOUSE BILL 1036

State of Washington

65th Legislature

2017 Regular Session

By Representatives Harmsworth, Kirby, Short, and Muri

Prefiled 12/13/16. Read first time 01/09/17. Referred to Committee on Transportation.

1 AN ACT Relating to business practices of registered tow truck
2 operators by authorizing electronic records creation and storage; and
3 amending RCW 46.55.150 and 46.55.160.

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

5 **Sec. 1.** RCW 46.55.150 and 1989 c 111 s 14 are each amended to
6 read as follows:

7 The registered tow truck operator shall keep a transaction file
8 on each vehicle. The transaction file may be created and stored
9 electronically. The transaction file shall contain as a minimum those
10 of the following items that are required at the time the vehicle is
11 redeemed or becomes abandoned and is sold at a public auction:

12 (1) A signed impoundment authorization as required by RCW
13 46.55.080;

14 (2) A record of the twenty-four hour written impound notice to a
15 law enforcement agency;

16 (3) A copy of the impoundment notification to registered and
17 legal owners, sent within twenty-four hours of impoundment, that
18 advises the owners of the address of the impounding firm, a twenty-
19 four hour telephone number, and the name of the person or agency
20 under whose authority the vehicle was impounded;

- 1 (4) A copy of the abandoned vehicle report that was sent to and
2 returned by the department;
- 3 (5) A copy and proof of mailing of the notice of custody and sale
4 sent by the registered tow truck operator to the owners advising them
5 they have fifteen days to redeem the vehicle before it is sold at
6 public auction;
- 7 (6) A copy of the published notice of public auction;
- 8 (7) A copy of the affidavit of sale showing the sales date,
9 purchaser, amount of the lien, and sale price;
- 10 (8) A record of the two highest bid offers on the vehicle, with
11 the names, addresses, and telephone numbers of the two bidders;
- 12 (9) A copy of the notice of opportunity for hearing given to
13 those who redeem vehicles;
- 14 (10) An itemized invoice of charges against the vehicle.
- 15 The transaction file shall be kept for a minimum of three years.

16 **Sec. 2.** RCW 46.55.160 and 1985 c 377 s 16 are each amended to
17 read as follows:

18 Records, including any electronic records, equipment, and
19 facilities of a registered tow truck operator shall be available
20 during normal business hours for audit or inspection by the
21 department of licensing, the Washington state patrol, or any law
22 enforcement agency having jurisdiction.

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