
ENGROSSED SUBSTITUTE HOUSE BILL 1736

State of Washington

68th Legislature

2023 Regular Session

By House Transportation (originally sponsored by Representatives Cortes, Fey, Senn, Ryu, Wylie, Slatter, Reed, and Pollet)

READ FIRST TIME 02/24/23.

1 AN ACT Relating to requiring the department of licensing to
2 collect vehicle odometer readings at the time of original vehicle
3 registration and registration renewal; amending RCW 46.16A.040,
4 46.16A.110, and 42.56.330; creating new sections; and providing an
5 effective date.

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

7 NEW SECTION. **Sec. 1.** For the purpose of gaining more accurate
8 information on vehicle miles traveled in the state, including by
9 geographical region, to further state transportation planning efforts
10 and the transportation system policy goals of preservation, safety,
11 stewardship, mobility, economic vitality, and protection of the
12 environment established in RCW 47.04.280, as well as to facilitate
13 development of alternative transportation funding mechanisms, the
14 legislature finds it necessary to collect motor vehicle mileage
15 information through the reporting of annual odometer readings.
16 However, the legislature does not intend for failure to provide an
17 odometer reading to prevent the registration of a vehicle. Therefore,
18 the legislature intends to require the department of licensing to
19 begin requesting motor vehicle odometer mileage upon vehicle
20 registration beginning March 1, 2024.

1 **Sec. 2.** RCW 46.16A.040 and 2017 c 147 s 4 are each amended to
2 read as follows:

3 (1) An owner or the owner's authorized representative must apply
4 for an original vehicle registration to the department, county
5 auditor or other agent, or subagent appointed by the director on a
6 form furnished by the department. The application must contain:

7 (a) A description of the vehicle, including its make, model,
8 vehicle identification number, type of body, and power to be used;

9 (b) The name and address of the person who is the registered
10 owner of the vehicle and, if the vehicle is subject to a security
11 interest, the name and address of the secured party;

12 (c) The purpose for which the vehicle is to be used;

13 (d) The licensed gross weight for the vehicle, which is:

14 (i) The adult seating capacity, including the operator, as
15 provided for in RCW 46.16A.455(1) if the vehicle will be operated as
16 a for hire vehicle or auto stage and has a seating capacity of more
17 than six; or

18 (ii) The gross weight declared by the applicant as required in
19 RCW 46.16A.455(2) if the vehicle will be operated as a motor truck,
20 tractor, or truck tractor;

21 (e) The empty scale weight of the vehicle; and

22 (f) Other information that the department may require.

23 (2) In the application for an original vehicle registration of a
24 motor vehicle for on-road use, the department shall request the
25 mileage shown on the odometer of the motor vehicle being registered
26 at the time of application. The vehicle owner is not required to
27 provide the mileage shown on the odometer. Failure to provide the
28 mileage shown on the odometer is not grounds to deny vehicle
29 registration or issue any monetary or civil penalty or infraction.

30 (3) The registered owner or the registered owner's authorized
31 representative shall sign the application for an original vehicle
32 registration and certify that the statements on the application are
33 true to the best of the applicant's knowledge.

34 (~~(3)~~) (4) The application for an original vehicle registration
35 must be accompanied by a draft, money order, certified bank check, or
36 cash for all fees and taxes due for the application for an original
37 vehicle registration.

38 (~~(4)~~) (5) Whenever any person, after applying for or receiving
39 a vehicle registration, moves from the address named in the
40 application or in the registration issued to him or her, or changes

1 his or her name of record, the person shall, within (~~ten~~) 10 days
2 thereafter, notify the department of the name or address change as
3 provided in RCW 46.08.195.

4 **Sec. 3.** RCW 46.16A.110 and 2014 c 80 s 3 are each amended to
5 read as follows:

6 (1) A registered owner or the registered owner's authorized
7 representative must apply for a renewal vehicle registration to the
8 department, county auditor or other agent, or subagent appointed by
9 the director on a form approved by the director. The application for
10 a renewal vehicle registration must be accompanied by a draft, money
11 order, certified bank check, or cash for all fees and taxes required
12 by law for the application for a renewal vehicle registration. In the
13 application for a renewal vehicle registration of a motor vehicle for
14 on-road use, the department shall request the mileage shown on the
15 odometer of the motor vehicle being registered at the time of
16 application. The vehicle owner is not required to provide the mileage
17 shown on the odometer. Failure to provide the mileage shown on the
18 odometer is not grounds to deny vehicle registration or issue any
19 monetary or civil penalty or infraction.

20 (2)(a) When a vehicle changes ownership, the person taking
21 ownership or his or her authorized representative must apply for a
22 renewal vehicle registration as provided in subsection (1) of this
23 section and, except as provided in (b) of this subsection, pay all
24 the taxes and fees that are due at the time of registration renewal.
25 For the purposes of this section, when a vehicle is sold to a vehicle
26 dealer for resale, the application for a renewal registration need
27 not be made until the vehicle is sold by the vehicle dealer.

28 (b) The person taking ownership or his or her authorized
29 representative must be given credit for the portion of a motor
30 vehicle excise tax, including the motor vehicle excise tax collected
31 under RCW 81.104.160, that reflects the remaining period for which
32 the tax was initially paid by the previous owner.

33 (3) An application and the fees and taxes for a renewal vehicle
34 registration must be handled in the same manner as an original
35 vehicle registration application. The registration does not need to
36 show the name of the lienholder when the application for renewal
37 vehicle registration becomes the renewal registration upon
38 validation.

1 (4) A person expecting to be out of state during the normal
2 renewal period of a vehicle registration may renew a vehicle
3 registration and have license plates or tabs preissued by applying
4 for a renewal as described in subsection (1) of this section. A
5 vehicle registration may be renewed for the subsequent registration
6 year up to (~~eighteen~~) 18 months before the current expiration date
7 and must be displayed from the date of issue or from the day of the
8 expiration of the current registration year, whichever date is later.

9 (5) An application for a renewal vehicle registration is not
10 required for those vehicles owned, rented, or leased by:

11 (a) The state of Washington, or by any county, city, town, school
12 district, or other political subdivision of the state of Washington;
13 or

14 (b) A governing body of an Indian tribe located within this state
15 and recognized as a governmental entity by the United States
16 department of the interior.

17 **Sec. 4.** RCW 42.56.330 and 2017 c 333 s 6 are each amended to
18 read as follows:

19 The following information relating to public utilities and
20 transportation is exempt from disclosure under this chapter:

21 (1) Records filed with the utilities and transportation
22 commission or attorney general under RCW 80.04.095 or 81.77.210 that
23 a court has determined are confidential under RCW 80.04.095 or
24 81.77.210;

25 (2) The addresses, telephone numbers, electronic contact
26 information, and customer-specific utility usage and billing
27 information in increments less than a billing cycle of the customers
28 of a public utility contained in the records or lists held by the
29 public utility of which they are customers, except that this
30 information may be released to the division of child support or the
31 agency or firm providing child support enforcement for another state
32 under Title IV-D of the federal social security act, for the
33 establishment, enforcement, or modification of a support order;

34 (3) The names, residential addresses, residential telephone
35 numbers, and other individually identifiable records held by an
36 agency in relation to a vanpool, carpool, or other ride-sharing
37 program or service. Participants' names, general locations, and point
38 of contact may be disclosed to other persons who apply for ride-

1 matching services and who need that information in order to identify
2 potential riders or drivers with whom to share rides;

3 (4) The personally identifying information of current or former
4 participants or applicants in a paratransit or other transit service
5 operated for the benefit of persons with disabilities or elderly
6 persons;

7 (5) The personally identifying information of persons who acquire
8 and use transit passes or other fare payment media including, but not
9 limited to, stored value smart cards and magnetic strip cards, except
10 that an agency may disclose personally identifying information to a
11 person, employer, educational institution, or other entity that is
12 responsible, in whole or in part, for payment of the cost of
13 acquiring or using a transit pass or other fare payment media for the
14 purpose of preventing fraud. As used in this subsection, "personally
15 identifying information" includes acquisition or use information
16 pertaining to a specific, individual transit pass or fare payment
17 media.

18 (a) Information regarding the acquisition or use of transit
19 passes or fare payment media may be disclosed in aggregate form if
20 the data does not contain any personally identifying information.

21 (b) Personally identifying information may be released to law
22 enforcement agencies if the request is accompanied by a court order;

23 (6) Any information obtained by governmental agencies that is
24 collected by the use of a motor carrier intelligent transportation
25 system or any comparable information equipment attached to a truck,
26 tractor, or trailer; however, the information may be given to other
27 governmental agencies or the owners of the truck, tractor, or trailer
28 from which the information is obtained. As used in this subsection,
29 "motor carrier" has the same definition as provided in RCW 81.80.010;

30 (7) The personally identifying information of persons who acquire
31 and use transponders or other technology to facilitate payment of
32 tolls. This information may be disclosed in aggregate form as long as
33 the data does not contain any personally identifying information. For
34 these purposes aggregate data may include the census tract of the
35 account holder as long as any individual personally identifying
36 information is not released. Personally identifying information may
37 be released to law enforcement agencies only for toll enforcement
38 purposes. Personally identifying information may be released to law
39 enforcement agencies for other purposes only if the request is
40 accompanied by a court order;

1 (8) The personally identifying information of persons who acquire
2 and use a driver's license or identicard that includes a radio
3 frequency identification chip or similar technology to facilitate
4 border crossing. This information may be disclosed in aggregate form
5 as long as the data does not contain any personally identifying
6 information. Personally identifying information may be released to
7 law enforcement agencies only for United States customs and border
8 protection enforcement purposes. Personally identifying information
9 may be released to law enforcement agencies for other purposes only
10 if the request is accompanied by a court order; ~~((and))~~

11 (9) Personally identifying information included in safety
12 complaints submitted under chapter 81.61 RCW; and

13 (10) The personally identifying information of persons who
14 voluntarily report their vehicle odometer mileage as part of a
15 vehicle registration or vehicle registration renewal application
16 required under chapter 46.16A RCW. This information may be disclosed
17 in aggregate form only if the data does not contain any personally
18 identifying information. Personally identifying information may be
19 released to law enforcement agencies only if the request is
20 accompanied by a court order.

21 NEW SECTION. **Sec. 5.** After one year of collecting vehicle
22 odometer information, the department must provide a report with the
23 number of people who provided their vehicle odometer mileage, the
24 number of people who were asked to provide their vehicle odometer
25 mileage, and the problems encountered in implementing the collection
26 of vehicle odometer mileage. The report is due to the transportation
27 committees of the legislature by May 1, 2025.

28 NEW SECTION. **Sec. 6.** This act takes effect March 1, 2024.

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