
SENATE BILL 5685

State of Washington

54th Legislature

1995 Regular Session

By Senators Long, Haugen, Wood, Kohl, Prince, Fraser, Owen, Schow, Sellar, Heavey, Rasmussen, Winsley and Sheldon

Read first time 01/31/95. Referred to Committee on Transportation.

1 AN ACT Relating to salvaged vehicles; amending RCW 46.12.050,
2 46.12.310, 46.80.005, 46.80.010, 46.80.020, 46.80.040, 46.80.050,
3 46.80.060, 46.80.070, 46.80.080, 46.80.090, 46.80.100, 46.80.110,
4 46.80.130, 46.80.150, 46.80.160, 46.80.170, and 46.80.900; adding a new
5 section to chapter 46.12 RCW; adding new sections to chapter 46.80 RCW;
6 creating a new section; repealing RCW 46.80.055; and prescribing
7 penalties.

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

9 NEW SECTION. **Sec. 1.** (1) The legislature recognizes that (a) some
10 significantly damaged vehicles are being rebuilt and sold to the public
11 in an unsafe condition; (b) buyers of used vehicles have a right to
12 know if a vehicle has sustained significant damage as the result of a
13 collision or other occurrence; (c) vehicle and part numbers from
14 significantly damaged vehicles are being used to market stolen vehicles
15 and parts; and (d) the federal government may require states to conform
16 to a uniform system of titling and registration under the federal Anti-
17 Car Theft Act of 1992.

18 (2) The department of licensing, in cooperation with the state
19 patrol, representatives of the insurance industry, representatives of

1 industries engaged in selling or buying significantly damaged vehicles,
2 and representatives of other appropriate groups, shall develop a plan
3 for unique titling and registration of significantly damaged vehicles
4 and propose any other measures that are consistent with federal
5 requirements and address the issues identified in subsection (1) of
6 this section. The plan and any legislation necessary to implement the
7 plan shall be submitted to the office of financial management and the
8 legislative transportation committee by October 1, 1995.

9 **Sec. 2.** RCW 46.12.050 and 1993 c 307 s 1 are each amended to read
10 as follows:

11 The department, if satisfied from the statements upon the
12 application that the applicant is the legal owner of the vehicle or
13 otherwise entitled to have a certificate of ownership thereof in the
14 applicant's name, shall issue an appropriate electronic record of
15 ownership or a written certificate of ownership, over the director's
16 signature, authenticated by seal, and if required, a new written
17 certificate of license registration if certificate of license
18 registration is required.

19 The certificates of ownership and the certificates of license
20 registration shall contain upon the face thereof, the date of
21 application, the registration number assigned to the registered owner
22 and to the vehicle, the name and address of the registered owner and
23 legal owner, the vehicle identification number, and such other
24 description of the vehicle and facts as the department shall require,
25 and in addition thereto, if the vehicle described in such certificates
26 shall have ever been licensed and operated as an exempt vehicle or a
27 taxicab, or if it ~~((is less than four years old and))~~ has been
28 ~~((rebuilt after having been totaled out by an insurance carrier))~~
29 reported to the department as a total loss, such fact shall be clearly
30 shown thereon. For vehicles reported as a total loss, the certificates
31 must include the month and year the vehicle was declared a total loss.

32 All certificates of ownership of motor vehicles issued after April
33 30, 1990, shall reflect the odometer reading as provided by the
34 odometer disclosure statement submitted with the title application
35 involving a transfer of ownership.

36 A blank space shall be provided on the face of the certificate of
37 license registration for the signature of the registered owner.

1 Upon issuance of the certificate of license registration and
2 certificate of ownership and upon any reissue thereof, the department
3 shall deliver the certificate of license registration to the registered
4 owner and the certificate of ownership to the legal owner, or both to
5 the person who is both the registered owner and legal owner.

6 NEW SECTION. **Sec. 3.** A new section is added to chapter 46.12 RCW
7 to read as follows:

8 It is a class C felony for a person to sell or convey a vehicle
9 certificate of ownership except in conjunction with the sale or
10 transfer of the vehicle for which the certificate was originally
11 issued.

12 **Sec. 4.** RCW 46.12.310 and 1975-'76 2nd ex.s. c 91 s 2 are each
13 amended to read as follows:

14 (1) Any vehicle, watercraft, camper, or any component part thereof,
15 from which the manufacturer's serial number or any other distinguishing
16 number or identification mark has been removed, defaced, covered,
17 altered, obliterated, or destroyed, (~~there being reasonable grounds to~~
18 ~~believe that such was done for the purpose of concealing or~~
19 ~~misrepresenting identity, shall~~) may be impounded and held by the
20 seizing law enforcement agency for the purpose of conducting an
21 investigation to determine the identity of the article or articles, and
22 to determine whether it had been reported stolen.

23 (2) Within five days of the impounding of any vehicle, watercraft,
24 camper, or component part thereof, the law enforcement agency seizing
25 the article or articles shall send written notice of such impoundment
26 by certified mail to all persons known to the agency as claiming an
27 interest in the article or articles. The seizing agency shall exercise
28 reasonable diligence in ascertaining the names and addresses of those
29 persons claiming an interest in the article or articles. Such notice
30 shall advise the person of the fact of seizure, the possible
31 disposition of the article or articles, the requirement of filing a
32 written claim requesting notification of potential disposition, and the
33 right of the person to request a hearing to establish a claim of
34 ownership. Within five days of receiving notice of other persons
35 claiming an interest in the article or articles, the seizing agency
36 shall send a like notice to each such person.

1 (3) If reported as stolen, the seizing law enforcement agency shall
2 promptly release such vehicle, watercraft, camper, or parts thereof as
3 have been stolen, to the person who is the lawful owner or the lawful
4 successor in interest, upon receiving proof that such person presently
5 owns or has a lawful right to the possession of the article or
6 articles.

7 **Sec. 5.** RCW 46.80.005 and 1977 ex.s. c 253 s 1 are each amended to
8 read as follows:

9 The legislature finds and declares that the distribution and sale
10 of vehicle parts in the state of Washington vitally affects the general
11 economy of the state and the public interest and the public welfare,
12 and that in order to promote the public interest and the public welfare
13 and in the exercise of its police power, it is necessary to regulate
14 and license (~~motor~~) vehicle wreckers and dismantlers, the buyers-for-
15 resale, and the sellers of second-hand vehicle components doing
16 business in Washington, in order to prevent the sale of stolen vehicle
17 parts, to prevent frauds, impositions, and other abuses, and to
18 preserve the investments and properties of the citizens of this state.

19 **Sec. 6.** RCW 46.80.010 and 1977 ex.s. c 253 s 2 are each amended to
20 read as follows:

21 The definitions set forth in this section apply throughout this
22 chapter.

23 (1) "~~(Motor)~~ Vehicle wrecker(~~()~~)" (~~whenever used in this~~
24 ~~chapter, shall~~) means every person, firm, partnership, association, or
25 corporation engaged in the business of buying, selling, or dealing in
26 vehicles of a type required to be licensed under the laws of this
27 state, for the purpose of wrecking, dismantling, disassembling, or
28 substantially changing the form of (~~any motor~~) a vehicle, or who buys
29 or sells integral second-hand parts of component material thereof, in
30 whole or in part, or who deals in second-hand (~~motor~~) vehicle parts.

31 (2) "Established place of business(~~()~~)" (~~whenever used in this~~
32 ~~chapter, shall~~) means a building or enclosure which the (~~motor~~)
33 vehicle wrecker occupies either continuously or at regular periods and
34 where his books and records are kept and business is transacted and
35 which must conform with zoning regulations.

36 (3) "Major component part"(~~(, whenever used in this chapter,~~
37 ~~shall~~) includes at least each of the following vehicle parts: (a)

1 Engines and short blocks; (b) frame; (c) transmission and/or transfer
2 case; (d) cab; (e) door; (f) front or rear differential; (g) front or
3 rear clip; (h) quarter panel; (i) truck bed or box; (j) seat; (k) hood;
4 ~~((and))~~ (l) bumper; (m) fender; and (n) airbag. The director may
5 supplement this list by rule.

6 (4) "Wrecked vehicle" ~~((, whenever used in this chapter, shall))~~
7 means a vehicle which is disassembled or dismantled or a vehicle which
8 is acquired with the intent to dismantle or disassemble and never again
9 to operate as a vehicle, or a vehicle which has sustained such damage
10 that its cost to repair exceeds the fair market value of a like vehicle
11 which has not sustained such damage, or a damaged vehicle whose salvage
12 value plus cost to repair equals or exceeds its fair market value, if
13 repaired, or a vehicle which has sustained such damage or deterioration
14 that it may not lawfully operate upon the highways of this state for
15 which the salvage value plus cost to repair exceeds its fair market
16 value, if repaired; further, it is presumed that a vehicle is a wreck
17 if it has sustained such damage or deterioration that it may not
18 lawfully operate upon the highways of this state.

19 **Sec. 7.** RCW 46.80.020 and 1979 c 158 s 192 are each amended to
20 read as follows:

21 It ~~((shall be))~~ is unlawful for ~~((any motor vehicle wrecker, as
22 defined herein,))~~ a person to engage in the business of wrecking
23 ~~((motor))~~ vehicles ~~((or trailers))~~ without having first applied for and
24 received a license ~~((from the department of licensing authorizing him
25 so to do))~~. A person or firm engaged in the unlawful activity is
26 guilty of a gross misdemeanor. A second or subsequent offense is a
27 class C felony.

28 **Sec. 8.** RCW 46.80.040 and 1971 ex.s. c 7 s 3 are each amended to
29 read as follows:

30 ~~((Such))~~ The application, together with a fee of twenty-five
31 dollars, and a surety bond as ~~((hereinafter))~~ provided in RCW
32 46.80.070, shall be forwarded to the department. Upon receipt of the
33 application the department shall, if the application ~~((be))~~ is in
34 order, issue a ~~((motor))~~ vehicle wrecker's license authorizing ~~((him))~~
35 the wrecker to do business as such and forward the fee ~~((, together with
36 an itemized and detailed report,))~~ to the state treasurer, to be
37 deposited in the motor vehicle fund. Upon receiving the certificate

1 the owner shall cause it to be prominently displayed in ~~((his))~~ the
2 place of business, where it may be inspected by an investigating
3 officer at any time.

4 **Sec. 9.** RCW 46.80.050 and 1985 c 109 s 7 are each amended to read
5 as follows:

6 A license issued on this application ~~((shall))~~ remains in force
7 until suspended or revoked and may be renewed annually upon
8 reapplication according to RCW 46.80.030 and upon payment of a fee of
9 ten dollars. ~~((Any motor))~~ A vehicle wrecker who fails or neglects to
10 renew ~~((his))~~ the license before the assigned expiration date shall
11 ~~((be required to))~~ pay the fee for an original ~~((motor))~~ vehicle
12 wrecker license as provided in this chapter.

13 Whenever a ~~((motor))~~ vehicle wrecker ceases to do business as such
14 or ~~((his))~~ the license has been suspended or revoked, ~~((he))~~ the
15 wrecker shall immediately surrender ~~((such))~~ the license to the
16 department.

17 **Sec. 10.** RCW 46.80.060 and 1961 c 12 s 46.80.060 are each amended
18 to read as follows:

19 The ~~((motor))~~ vehicle wrecker shall obtain a special set of license
20 plates in addition to the regular licenses and plates required for the
21 operation of such vehicles ~~((which shall))~~. The special plates must be
22 displayed on vehicles owned and/or operated by ((him)) the wrecker and
23 used in the conduct of ~~((his))~~ the business. The fee for these plates
24 shall be five dollars for the original plates and two dollars for each
25 additional set of plates bearing the same license number.

26 **Sec. 11.** RCW 46.80.070 and 1977 ex.s. c 253 s 5 are each amended
27 to read as follows:

28 Before issuing a ~~((motor))~~ vehicle wrecker's license, the
29 department shall require the applicant to file with ~~((said))~~ the
30 department a surety bond in the amount of one thousand dollars, running
31 to the state of Washington and executed by a surety company authorized
32 to do business in the state of Washington. ~~((Such))~~ The bond shall be
33 approved as to form by the attorney general and conditioned ~~((that~~
34 ~~such))~~ upon the wrecker ((shall conduct his)) conducting the business
35 in conformity with the provisions of this chapter. Any person who
36 ~~((shall have))~~ has suffered any loss or damage by reason of fraud,

1 carelessness, neglect, violation of the terms of this chapter, or
2 misrepresentation on the part of the wrecking company, (~~shall have the~~
3 ~~right to~~) may institute an action for recovery against (~~such motor~~)
4 the vehicle wrecker and surety upon (~~such~~) the bond(~~(:—PROVIDED,~~
5 ~~That)~~). However, the aggregate liability of the surety to all persons
6 shall in no event exceed the amount of the bond.

7 **Sec. 12.** RCW 46.80.080 and 1977 ex.s. c 253 s 6 are each amended
8 to read as follows:

9 (1) Every (~~motor~~) vehicle wrecker shall maintain books or files
10 in which (~~he~~) the wrecker shall keep a record and a description of:

11 (a) Every vehicle wrecked, dismantled, disassembled, or
12 substantially altered by (~~him~~) the wrecker; and

13 (b) Every major component part acquired by (~~him~~) the wrecker;
14 together with a bill of sale signed by a seller whose identity has been
15 verified and the name and address of the person, firm, or corporation
16 from whom (~~he~~) the wrecker purchased the vehicle or part(~~(:—~~
17 ~~PROVIDED, That)~~). Major component parts shall be further identified by
18 the vehicle identification number of the vehicle from which the part
19 came.

20 (2) (~~Such~~) The record shall also contain the following data
21 regarding the wrecked or acquired vehicle or vehicle (~~which~~) that is
22 the source of a major component part:

23 (a) The certificate of title number (if previously titled in this
24 or any other state);

25 (b) Name of state where last registered;

26 (c) Number of the last license number plate issued;

27 (d) Name of vehicle;

28 (e) Motor or identification number and serial number of the
29 vehicle;

30 (f) Date purchased;

31 (g) Disposition of the motor and chassis;

32 (h) Yard number assigned by the licensee to the vehicle or major
33 component part, which shall also appear on the identified vehicle or
34 part; and

35 (i) Such other information as the department may require.

36 (3) (~~Such~~) The records shall also contain a bill of sale signed
37 by the seller for other minor component parts acquired by the licensee,
38 identifying the seller by name, address, and date of sale.

1 (4) ~~((Such))~~ The records shall be maintained by the licensee at his
2 or her established place of business for a period of three years from
3 the date of acquisition.

4 (5) ~~((Such record shall be))~~ The record is subject to inspection at
5 all times during regular business hours by members of the police
6 department, sheriff's office, members of the Washington state patrol,
7 or officers or employees of the department.

8 (6) A ~~((motor))~~ vehicle wrecker shall also maintain a similar
9 record of all disabled vehicles that have been towed or transported to
10 the motor vehicle wrecker's place of business or to other places
11 designated by the owner of the vehicle or his or her representative.
12 This record shall specify the name and description of the vehicle, name
13 of owner, number of license plate, condition of the vehicle and place
14 to which it was towed or transported.

15 (7) Failure to comply with this section is a gross misdemeanor.

16 **Sec. 13.** RCW 46.80.090 and 1979 c 158 s 194 are each amended to
17 read as follows:

18 Within thirty days after acquiring a vehicle ~~((has been acquired by~~
19 ~~the motor vehicle wrecker it shall be the duty of such motor)),~~ the
20 vehicle wrecker ((to)) shall furnish a written report to the department
21 ~~((on forms furnished by the department))~~. This report shall be in such
22 form as the department shall prescribe and shall be accompanied by
23 ~~((the certificate of title, if the vehicle has been last registered in~~
24 ~~a state which issues a certificate, or a record of registration if~~
25 ~~registered in a state which does not issue a certificate of title))~~
26 evidence of ownership as determined by the department. No ~~((motor))~~
27 vehicle wrecker ((shall)) may acquire a vehicle without first obtaining
28 ~~((such record or title. It shall be the duty of the motor))~~ evidence
29 of ownership as determined by the department. The vehicle wrecker
30 ~~((to)) shall furnish a monthly report of all acquired vehicles~~
31 ~~((wrecked, dismantled, disassembled, or substantially changed in form~~
32 ~~by him))~~. This report shall be made on forms prescribed by the
33 department and contain such information as the department may require.
34 This statement shall be signed by the ~~((motor))~~ vehicle wrecker or
35 ~~((his))~~ an authorized representative and the facts therein sworn to
36 before a notary public, or before an officer or employee of the
37 department ~~((of licensing))~~ designated by the director to administer
38 oaths or acknowledge signatures, pursuant to RCW 46.01.180.

1 **Sec. 14.** RCW 46.80.100 and 1977 ex.s. c 253 s 8 are each amended
2 to read as follows:

3 If, after issuing a ~~((motor))~~ vehicle wrecker's license, the bond
4 is canceled by the surety in a method provided by law, the department
5 shall immediately notify the principal covered by ~~((such))~~ the bond
6 ~~((by registered mail))~~ and afford ~~((him))~~ the principal the opportunity
7 of obtaining another bond before the termination of the original ~~((and~~
8 ~~should such))~~. If the principal fails, neglects, or refuses to obtain
9 ~~((such))~~ a replacement, the director may cancel or suspend the
10 ~~((motor))~~ vehicle wrecker's license ~~((which has been issued to him~~
11 ~~under the provisions of this chapter))~~. Notice of cancellation of the
12 bond may be accomplished by sending a notice by first class mail using
13 the last known address in department records for the principal covered
14 by the bond and recording the transmittal on an affidavit of first
15 class mail.

16 **Sec. 15.** RCW 46.80.110 and 1989 c 337 s 17 are each amended to
17 read as follows:

18 (1) The director or a designee may, pursuant to the provisions of
19 chapter 34.05 RCW, by order deny, suspend, or revoke the license of
20 ~~((any motor))~~ a vehicle wrecker, or assess a civil fine of up to five
21 hundred dollars for each violation, if the director finds that the
22 applicant or licensee has:

23 ~~((+1))~~ (a) Acquired a vehicle or major component part other than
24 by first obtaining title or other documentation as provided by this
25 chapter;

26 ~~((+2))~~ (b) Willfully misrepresented the physical condition of any
27 motor or integral part of a ~~((motor))~~ vehicle;

28 ~~((+3))~~ (c) Sold, had in ~~((his))~~ the wrecker's possession, or
29 disposed of a ~~((motor))~~ vehicle ~~((or trailer))~~ or any part thereof when
30 he or she knows that ~~((such))~~ the vehicle or part has been stolen, or
31 appropriated without the consent of the owner;

32 ~~((+4))~~ (d) Sold, bought, received, concealed, had in ~~((his))~~ the
33 wrecker's possession, or disposed of a ~~((motor))~~ vehicle ~~((or trailer))~~
34 or part thereof having a missing, defaced, altered, or covered
35 manufacturer's identification number, unless approved by a law
36 enforcement officer;

37 ~~((+5))~~ (e) Committed forgery or misstated a material fact on any
38 title, registration, or other document covering a vehicle that has been

1 reassembled from parts obtained from the disassembling of other
2 vehicles;

3 ~~((+6))~~ (f) Committed any dishonest act or omission ~~((which))~~ that
4 the director has reason to believe has caused loss or serious
5 inconvenience as a result of a sale of a ~~((motor))~~ vehicle~~((r~~
6 ~~trailer))~~ or part thereof;

7 ~~((+7))~~ (g) Failed to comply with any of the provisions of this
8 chapter or with any of the rules adopted under it, or with any of the
9 provisions of Title 46 RCW relating to registration and certificates of
10 title of vehicles;

11 ~~((+8))~~ (h) Procured a license fraudulently or dishonestly ~~((or~~
12 ~~that such license was erroneously issued))~~;

13 ~~((+9))~~ (i) Been convicted of a crime that directly relates to the
14 business of a vehicle wrecker and the time elapsed since conviction is
15 less than ten years, or suffered any judgment within the preceding five
16 years in any civil action involving fraud, misrepresentation, or
17 conversion. For the purposes of this section, conviction means in
18 addition to a final conviction in either a federal, state, or municipal
19 court, an unvacated forfeiture of bail or collateral deposited to
20 secure a defendant's appearance in court, the payment of a fine, a plea
21 of guilty, or a finding of guilt regardless of whether the sentence is
22 deferred or the penalty is suspended.

23 (2) In addition to actions by the department under this section, it
24 is a gross misdemeanor to violate subsection (1) (a), (b), or (h) of
25 this section.

26 NEW SECTION. Sec. 16. A new section is added to chapter 46.80 RCW
27 to read as follows:

28 If a person whose vehicle wrecker license has previously been
29 canceled for cause by the department files an application for a license
30 to conduct business as a vehicle wrecker, or if the department is of
31 the opinion that the application is not filed in good faith or that the
32 application is filed by some person as a subterfuge for the real person
33 in interest whose license has previously been canceled for cause, the
34 department may refuse to issue the person a license to conduct business
35 as a vehicle wrecker.

36 Sec. 17. RCW 46.80.130 and 1971 ex.s. c 7 s 9 are each amended to
37 read as follows:

1 (1) It (~~shall be~~) is unlawful for (~~any motor~~) a vehicle wrecker
2 to keep (~~any motor~~) a vehicle or any integral part thereof in any
3 place other than the established place of business, designated in the
4 certificate issued by the department, without permission of the
5 department.

6 (2) All premises containing (~~such motor~~) vehicles or parts
7 thereof shall be enclosed by a wall or fence of such height as to
8 obscure the nature of the business carried on therein, except as
9 provided in subsection (3) of this section. To the extent reasonably
10 necessary or permitted by the topography of the land, the department
11 (~~shall have the right to~~) may establish specifications or standards
12 for (~~said~~) the fence or wall(~~(: PROVIDED, HOWEVER, That such)~~). The
13 wall or fence shall be painted or stained a neutral shade (~~which~~
14 ~~shall~~) that blends in with the surrounding premises, and (~~that such~~)
15 the wall or fence must be kept in good repair. A living hedge of
16 sufficient density to prevent a view of the confined area may be
17 substituted for such a wall or fence. Any dead or dying portion of
18 (~~such~~) the hedge shall be replaced.

19 (3) Beginning July 1, 1996, vehicles and parts may be displayed
20 outside the fence or building only during business hours if the display
21 is not in conflict with applicable county or city regulations.

22 (4) Violation of subsection (1) or (3) of this section is a gross
23 misdemeanor.

24 **Sec. 18.** RCW 46.80.150 and 1983 c 142 s 9 are each amended to read
25 as follows:

26 It shall be the duty of the chiefs of police, or the Washington
27 state patrol, in cities having a population of over five thousand
28 persons, and in all other cases the Washington state patrol, to make
29 periodic inspection of the (~~motor~~) vehicle wrecker's licensed
30 premises and records provided for in this chapter during normal
31 business hours, and furnish a certificate of inspection to the
32 department in such manner as may be determined by the department(~~(: PROVIDED, That the above inspection)~~). In any instance (~~can be made~~
34 ~~by~~), an authorized representative of the department may make the
35 inspection.

36 **Sec. 19.** RCW 46.80.160 and 1961 c 12 s 46.80.160 are each amended
37 to read as follows:

1 Any municipality or political subdivision of this state (~~which~~)
2 that now has or subsequently makes provision for the regulation of
3 (~~automobile~~) vehicle wreckers shall comply strictly with the
4 provisions of this chapter.

5 **Sec. 20.** RCW 46.80.170 and 1977 ex.s. c 253 s 11 are each amended
6 to read as follows:

7 (~~It shall be~~) Unless otherwise provided by law, it is a (~~gross~~)
8 misdemeanor for any person to violate any of the provisions of this
9 chapter or the rules (~~and regulations promulgated as provided~~)
10 adopted under this chapter(~~, and any person so convicted shall be~~
11 ~~punished by imprisonment for not less than thirty days or more than one~~
12 ~~year in jail or by a fine of one thousand dollars~~)).

13 NEW SECTION. **Sec. 21.** A new section is added to chapter 46.80 RCW
14 to read as follows:

15 (1) If it appears to the director that an unlicensed person has
16 engaged in an act or practice constituting a violation of this chapter,
17 or a rule adopted or an order issued under this chapter, the director
18 may issue an order directing the person to cease and desist from
19 continuing the act or practice. The director shall give the person
20 reasonable notice of and opportunity for a hearing. The director may
21 issue a temporary order pending a hearing. The temporary order remains
22 in effect until ten days after the hearing is held and becomes final if
23 the person to whom the notice is addressed does not request a hearing
24 within fifteen days after receipt of the notice.

25 (2) The director may assess a fine of up to one thousand dollars
26 with the final order for each act or practice constituting a violation
27 of this chapter.

28 NEW SECTION. **Sec. 22.** A new section is added to chapter 46.80 RCW
29 to read as follows:

30 The department of licensing or its authorized agent may examine or
31 subpoena any persons, books, papers, records, data, vehicles, or
32 vehicle parts bearing upon the investigation or proceeding under this
33 chapter.

34 The persons subpoenaed may be required to testify and produce any
35 books, papers, records, data, vehicles, or vehicle parts that the
36 director deems relevant or material to the inquiry.

1 The director or an authorized agent may administer an oath to the
2 person required to testify, and a person giving false testimony after
3 the administration of the oath is guilty of perjury in the first
4 degree.

5 A court of competent jurisdiction may, upon application by the
6 director, issue to a person who fails to comply, an order to appear
7 before the director or officer designated by the director, to produce
8 documentary or other evidence touching the matter under investigation
9 or in question.

10 **Sec. 23.** RCW 46.80.900 and 1977 ex.s. c 253 s 13 are each amended
11 to read as follows:

12 The provisions of this chapter shall be liberally construed to the
13 end that traffic in stolen vehicle parts may be prevented, and
14 irresponsible, unreliable, or dishonest persons may be prevented from
15 engaging in the business of wrecking (~~motor~~) vehicles or selling used
16 vehicle parts in this state and reliable persons may be encouraged to
17 engage in businesses of wrecking or reselling vehicle parts in this
18 state.

19 NEW SECTION. **Sec. 24.** RCW 46.80.055 and 1985 c 109 s 8 are each
20 repealed.

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