

HB 1722 - H AMD **226**

By Representative Walsh, J.

NOT ADOPTED 03/03/2017

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

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

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

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

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

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

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

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

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

1 (a) Submit an application to the department in accordance with
2 RCW 46.70.031; and

3 (b) Meet the qualifications for a motor vehicle dealer license
4 under this chapter, except that the applicant is not required to be
5 open during normal business hours as otherwise required under RCW
6 46.70.023(9).

7 (4)(a) A license issued under this section is subject to all
8 requirements of this chapter that apply to motor vehicle dealers,
9 except as otherwise provided in this section.

10 (b) The fee for a retail vehicle dealer license issued under
11 this section is the amount of the license renewal fee in RCW
12 46.70.061(2).

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

15 (5) As used in this section, "wholesale vehicle dealer" means a
16 vehicle dealer who buys vehicles from or sells vehicles to other
17 Washington licensed vehicle dealers."
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19 Renumber the remaining sections consecutively and correct any
20 internal references accordingly.
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22 On page 10, after line 6, insert the following:
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24 "NEW SECTION. **Sec. 9.** Section 7 of this act takes effect March
25 1, 2019."
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27 Correct the title.

EFFECT: (1) 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 (which may become effective not earlier than July 1, 2019):

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

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

(c) 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

(d) The applicant meets the commercial office facility and other requirements that currently apply to retail vehicle dealers, except for the requirement that a retail vehicle dealer be open during normal business hours, which include: (i) maintaining office and display facilities in a commercially zoned location or in a location complying with all applicable building and land use ordinances; and (ii) maintaining a business telephone listing in the local directory.

(2) Provides that the license fee for an applicant for a retail vehicle dealer license that is currently a wholesale vehicle dealer and meets the above requirements is the cost of the license renewal fee (\$325) rather than the cost of the initial license issuance (\$975).

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