

SHB 2676 - H AMD 1665

By Representative Kloba

ADOPTED 02/19/2020

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 46.30
4 RCW to read as follows:

5 (1) No entity may test an autonomous motor vehicle on any public
6 roadway under the department's autonomous vehicle self-certification
7 testing pilot program unless:

8 (a) The entity holds an umbrella liability insurance policy that
9 covers the entity in an amount not less than five million dollars per
10 occurrence for damages by reason of bodily injury or death or
11 property damage, caused by the operation of an autonomous motor
12 vehicle for which information is provided under the autonomous
13 vehicle self-certification testing pilot program; and

14 (b) The entity maintains proof of this policy with the department
15 in a form and manner specified by the department.

16 (2) Requirements related to proof of motor vehicle insurance
17 under RCW 46.30.020 and penalties for providing false evidence of
18 motor vehicle insurance under RCW 46.30.040 are applicable to this
19 section.

20 NEW SECTION. **Sec. 2.** (1) In order to test an autonomous motor
21 vehicle on any public roadway under the department's autonomous
22 vehicle self-certification testing pilot program, the following
23 information must be provided by the self-certifying entity testing
24 the autonomous motor vehicle:

25 (a) Contact information specified by the department;

26 (b) Local jurisdictions where testing is planned;

27 (c) The vehicle identification numbers of the autonomous vehicles
28 being tested, provided that one is required by state or federal law;
29 and

30 (d) Proof of an insurance policy that meets the requirements of
31 section 1 of this act.

1 (2) Any autonomous vehicle to which subsection (1) of this
2 section is applicable and that does not have a vehicle identification
3 number and is not otherwise required under state or federal law to
4 have a vehicle identification number assigned to it must be assigned
5 a unique identification number that is provided to the department and
6 that is displayed in the vehicle in a manner similar to the display
7 of vehicle identification numbers in motor vehicles.

8 (3) (a) The self-certifying entity testing the autonomous vehicle
9 on any public roadway must notify the department of any traffic
10 incidents and any traffic infractions involving an autonomous motor
11 vehicle on any public roadway in a calendar year on an annual basis
12 by February 1st of the following calendar year.

13 (b) The self-certifying entity shall provide the information
14 required by the department under (a) of this subsection. The
15 information provided must include whether the autonomous driving
16 system was operating the vehicle at the time of or immediately prior
17 to the traffic incident or infraction, and in the case of traffic
18 incidents, details regarding the occurrence, including any loss of
19 life, injury, or property damage that resulted from the incident.

20 (4) The self-certifying entity testing the autonomous vehicle on
21 public roadways must provide written notice in advance of testing to
22 every law enforcement agency with jurisdiction over any of the public
23 roadways on which testing will occur that includes the period of time
24 during which testing will occur in the applicable jurisdiction.

25 (5) The department may adopt a fee to be charged by the
26 department for self-certification in an amount sufficient to offset
27 administration by the department of the self-certification testing
28 pilot program.

29 (6) The department shall provide public access to the information
30 self-certifying entities provide to it, and shall provide an annual
31 report to the house and senate transportation committees of the
32 legislature summarizing the information reported by self-certifying
33 entities under this section.

34 (7) An autonomous motor vehicle may not be operated on any public
35 roadway for the purposes of testing in Washington state until the
36 department is provided with the information required under subsection
37 (1) of this section.

38 NEW SECTION. **Sec. 3.** Section 2 of this act constitutes a new
39 chapter in Title 46 RCW.

1 NEW SECTION. **Sec. 4.** This act takes effect October 1, 2021."

2 Correct the title.

EFFECT: Makes the following changes to requirements related to the Department of Licensing's (DOL) autonomous vehicle self-certification testing pilot program:

(1) Narrows the applicability of the requirements for autonomous vehicle testing to program participants who test autonomous vehicles on public roadways;

(2) Modifies the requirement that a program participant must notify the DOL of any traffic incidents and traffic infractions to avoid a possible traffic incident by making the notice requirement applicable only in the case of public roadway usage and by reducing the frequency of reporting of traffic incidents and infractions from within 10 days of occurrence to once annually;

(3) Eliminates the requirement that a program participant must notify the DOL of any autonomous driving system disengagements made to avoid a possible traffic incident;

(4) Requires program participants to provide advance written notice of testing that will occur on public roadways to law enforcement agencies with jurisdiction over any public roadways on which testing will occur, which must include the period of time during which testing will occur; and

(5) Moves the effective date from October 1, 2020, to October 1, 2021.

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