

ESHB 2676 - S COMM AMD
By Committee on Transportation

ADOPTED AND ENGROSSED 3/6/20

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 motor 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 motor
9 vehicle on any public roadway must notify the department of:

10 (i) Any collisions that are required to be reported to law
11 enforcement under RCW 46.52.030, involving an autonomous motor
12 vehicle during testing on any public roadway; and

13 (ii) Any moving violations, as defined in administrative rule as
14 authorized under RCW 46.20.2891, for which a citation or infraction
15 was issued, involving an autonomous motor vehicle during testing on
16 any public roadway.

17 (b) By February 1st of each year, the self-certifying entity must
18 submit a report to the department covering reportable events from the
19 prior calendar year.

20 (c) The self-certifying entity shall provide the information
21 required by the department under (a) of this subsection. The
22 information provided must include whether the autonomous driving
23 system was operating the vehicle at the time of or immediately prior
24 to the collision or moving violation, and in the case of a collision,
25 details regarding the collision, including any loss of life, injury,
26 or property damage that resulted from the collision.

27 (d) The provisions of this section are supplemental to all other
28 rights and duties under law applicable in the event of a motor
29 vehicle collision.

30 (4) The self-certifying entity testing the autonomous motor
31 vehicle on public roadways under the department's autonomous vehicle
32 self-certification testing pilot program must provide written notice
33 in advance of testing to local and state law enforcement agencies
34 with jurisdiction over any of the public roadways on which testing
35 will occur that includes the expected period of time during which
36 testing will occur in the applicable jurisdictions, including city
37 police departments within city limits where testing will occur,
38 county sheriff departments outside of city limits in counties where
39 testing will occur, and the Washington state patrol when testing will
40 occur on limited access highways, as defined in RCW 47.52.010.

1 However, for testing primarily on limited access highways that
2 travels through multiple local jurisdictions, which may include the
3 limited incidental use of other roadways, the self-certifying entity
4 must only provide written notice as specified in this subsection to
5 the Washington state patrol. Written notice provided under this
6 subsection must: (a) Be provided not less than fourteen and not more
7 than sixty days in advance of testing; (b) include contact
8 information where the law enforcement agency can communicate with the
9 self-certifying entity testing the autonomous vehicle regarding the
10 testing planned in that jurisdiction; and (c) provide the physical
11 description of the motor vehicle or vehicles being tested, including
12 make, model, color, and license plate number.

13 (5) The department may adopt a fee to be charged by the
14 department for self-certification in an amount sufficient to offset
15 administration by the department of the self-certification testing
16 pilot program.

17 (6) The department shall provide public access to the information
18 self-certifying entities provide to it, and shall provide an annual
19 report to the house and senate transportation committees of the
20 legislature summarizing the information reported by self-certifying
21 entities under this section.

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

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

28 NEW SECTION. **Sec. 4.** Section 2 of this act takes effect October
29 1, 2021."

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30 On page 1, line 2 of the title, after "vehicles;" strike the
31 remainder of the title and insert "adding a new section to chapter

1 46.30 RCW; adding a new chapter to Title 46 RCW; and providing an
2 effective date."

--- **END** ---