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HOUSE BILL 1573

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State of Washington                      52nd Legislature                      1991 Regular Session

By Representatives Winsley, Dellwo, Inslee, R. Meyers, Dorn, R. Johnson and Anderson.

Read first time February 1, 1991. Referred to Committee on Judiciary.

1            AN ACT Relating to the measure of damages to a motor vehicle; and  
2 adding a new section to chapter 4.56 RCW.

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

4            NEW SECTION.    **Sec. 1.** A new section is added to chapter 4.56 RCW  
5 to read as follows:

6            In an action seeking damages for property damage to a motor  
7 vehicle, the measure of damages is the reasonable cost of repair or the  
8 difference between the value of the vehicle immediately before the  
9 damage occurred and the value after the damage occurred, plus a  
10 reasonable amount of damages for loss of use of the vehicle or the  
11 amount reasonably expended on a temporary replacement vehicle of a  
12 similar brand and in similar preaccident condition as the damaged  
13 vehicle for all time periods during which the vehicle is not available  
14 as a result of such damage. When the cost to repair or replace the  
15 damaged motor vehicle exceeds the value of the vehicle immediately

1 before the damage occurred, damages for the loss of use of the vehicle  
2 are limited to the amount reasonably and actually expended for a  
3 temporary replacement vehicle of a similar brand and in similar  
4 preaccident condition as the damaged vehicle until the defendant has  
5 tendered full payment of property damage.