
SENATE BILL 6489

State of Washington

52nd Legislature

1992 Regular Session

By Senator West

Read first time 02/06/92. Referred to Committee on Environment & Natural Resources.

1 AN ACT Relating to exempting recreational vehicles from vehicle
2 emissions testing; and amending RCW 70.120.010 and 70.120.190.

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

4 **Sec. 1.** RCW 70.120.010 and 1991 c 199 s 201 are each amended to
5 read as follows:

6 Unless the context clearly requires otherwise, the definitions in
7 this section apply throughout this chapter.

8 (1) "Department" means the department of ecology.

9 (2) "Director" means the director of the department of ecology.

10 (3) "Fleet" means a group of fifteen or more motor vehicles
11 registered in the same name and whose owner has been assigned a fleet
12 identifier code by the department of licensing.

1 (4) "Motor vehicle" means any self-propelled vehicle required to be
2 licensed pursuant to chapter 46.16 RCW, but does not include a vehicle
3 primarily designed for recreational camping, travel, or seasonal use.

4 (5) "Motor vehicle dealer" means a motor vehicle dealer, as defined
5 in RCW 46.70.011, that is licensed pursuant to chapter 46.70 RCW.

6 (6) "Person" means an individual, firm, public or private
7 corporation, association, partnership, political subdivision of the
8 state, municipality, or governmental agency.

9 (7) The terms "air contaminant," "air pollution," "air quality
10 standard," "ambient air," "emission," and "emission standard" have the
11 meanings given them in RCW 70.94.030.

12 **Sec. 2.** RCW 70.120.190 and 1991 c 199 s 210 are each amended to
13 read as follows:

14 (1) Motor vehicle dealers selling a used vehicle not under a new
15 vehicle warranty shall include a notice in each vehicle purchase order
16 form that reads as follows: "The owner of a vehicle may be required to
17 spend up to (a dollar amount established under RCW 70.120.070) for
18 repairs if the vehicle does not meet the vehicle emission standards
19 under this chapter. Unless expressly warranted by the motor vehicle
20 dealer, the dealer is not warranting that this vehicle will pass any
21 emission tests required by federal or state law."

22 (2) The signature of the purchaser on the notice required under
23 subsection (1) of this section shall constitute a valid disclaimer of
24 any implied warranty by the dealer as to a vehicle's compliance with
25 any emission standards.

26 (3) The disclosure requirement of subsection (1) of this section
27 applies to all motor vehicle dealers located in counties where state
28 emission inspections are required.

1 (4) This section applies only to motor vehicles as defined in RCW
2 70.120.010.