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**SUBSTITUTE SENATE BILL 5296**

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**State of Washington**

**64th Legislature**

**2015 Regular Session**

**By** Senate Commerce & Labor (originally sponsored by Senators Conway, King, McAuliffe, Hasegawa, and Chase)

READ FIRST TIME 02/02/15.

1 AN ACT Relating to locksmith services; and adding a new chapter  
2 to Title 19 RCW.

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

4 NEW SECTION. **Sec. 1.** The definitions in this section apply  
5 throughout this chapter unless the context clearly requires  
6 otherwise.

7 (1) "Local telephone directory" means a publication listing  
8 telephone numbers for various businesses in a certain geographic area  
9 and distributed free of charge to some or all telephone subscribers  
10 in that area.

11 (2) "Local telephone number" means a telephone number that can be  
12 dialed without incurring long distance charges from telephones  
13 located within the area covered by the local telephone directory in  
14 which the number is listed. The term does not include long distance  
15 numbers, toll-free numbers, or nine-hundred exchange numbers listed  
16 in a local telephone directory.

17 (3) "Locksmith services" means:

18 (a) Selling, installing, servicing, repairing, repinning,  
19 recombining, and adjusting locks, safes, vaults, or safe deposit  
20 boxes;

21 (b) Originating keys;

1 (c) Operating, bypassing, or neutralizing locks, safes, vaults,  
2 or safe deposit boxes;

3 (d) Creating, documenting, selling, installing, managing, and  
4 servicing master-key systems;

5 (e) Unlocking, bypassing, or neutralizing locks for motor  
6 vehicles;

7 (f) Originating keys for motor vehicles, which can include the  
8 programming, reprogramming, or bypassing of any security transponder,  
9 immobilizer system, or subsequent technology built by the  
10 manufacturer; and

11 (g) Keying or recombining motor vehicle locks.

12 (4) "Person" means an individual, partnership, limited liability  
13 partnership, corporation, or limited liability corporation.

14 NEW SECTION. **Sec. 2.** (1) No person whose primary business is to  
15 provide locksmith services and who represents himself or herself to  
16 the public as a locksmith may misrepresent his, her, or its  
17 geographic location by:

18 (a) Listing a local telephone number in a local telephone  
19 directory or on an internet web site if:

20 (i) Calls to the telephone number are routinely forwarded or  
21 otherwise transferred to a business location that is outside the  
22 calling area covered by the local telephone directory or outside the  
23 local calling area for the local telephone number listed on an  
24 internet web site; and

25 (ii) The listing fails to conspicuously disclose the locality and  
26 state in which the business is located; or

27 (b) Listing a business name in a local telephone directory or on  
28 an internet web site if:

29 (i) The name misrepresents the business's geographic location;  
30 and

31 (ii) The listing fails to disclose the locality and state in  
32 which the business is located.

33 (2) A person whose primary business is to provide locksmith  
34 services and who represents himself or herself to the public as a  
35 locksmith must conspicuously display on the business web site and all  
36 advertising:

37 (a) The number of the business license issued to it by the state  
38 or a local government; or

39 (b) The state unified business identifier account number.

1           (3) The requirements of subsections (1) and (2) of this section  
2 do not apply to businesses that provide locksmith services that are  
3 ancillary to their primary business, such as businesses that provide  
4 roadside or towing services.

5           NEW SECTION.   **Sec. 3.** The legislature finds that the practices  
6 covered by section 2(1) of this act are matters vitally affecting the  
7 public interest for the purpose of applying chapter 19.86 RCW. A  
8 violation of this chapter is not reasonable in relation to the  
9 development and preservation of business and is an unfair or  
10 deceptive act in trade or commerce and an unfair method of  
11 competition for the purpose of applying chapter 19.86 RCW.

12           NEW SECTION.   **Sec. 4.** Sections 1 through 3 of this act  
13 constitute a new chapter in Title 19 RCW.

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