

HB 1088 - S COMM AMD

By Committee on Highways & Transportation

ADOPTED 04/15/2003

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

3 "Sec. 1. RCW 46.55.113 and 1998 c 203 s 4 are each amended to read
4 as follows:

5 Whenever the driver of a vehicle is arrested for a violation of RCW
6 46.61.502 ~~((or))~~, 46.61.504 ~~((or of RCW))~~, 46.20.342, or ~~((46.20.420))~~
7 46.20.345, the vehicle is subject to impoundment, pursuant to
8 applicable local ordinance or state agency rule at the direction of a
9 law enforcement officer. In addition, a police officer may take
10 custody of a vehicle and provide for its prompt removal to a place of
11 safety under any of the following circumstances:

12 (1) Whenever a police officer finds a vehicle standing upon the
13 roadway in violation of any of the provisions of RCW 46.61.560, the
14 officer may provide for the removal of the vehicle or require the
15 driver or other person in charge of the vehicle to move the vehicle to
16 a position off the roadway;

17 (2) Whenever a police officer finds a vehicle unattended upon a
18 highway where the vehicle constitutes an obstruction to traffic or
19 jeopardizes public safety;

20 (3) Whenever a police officer finds an unattended vehicle at the
21 scene of an accident or when the driver of a vehicle involved in an
22 accident is physically or mentally incapable of deciding upon steps to
23 be taken to protect his or her property;

24 (4) Whenever the driver of a vehicle is arrested and taken into
25 custody by a police officer;

26 (5) Whenever a police officer discovers a vehicle that the officer
27 determines to be a stolen vehicle;

28 (6) Whenever a vehicle without a special license plate, card, or
29 decal indicating that the vehicle is being used to transport a disabled

1 person under RCW 46.16.381 is parked in a stall or space clearly and
2 conspicuously marked under RCW 46.61.581 which space is provided on
3 private property without charge or on public property;

4 (7) Upon determining that a person is operating a motor vehicle
5 without a valid driver's license in violation of RCW 46.20.005 or with
6 a license that has been expired for ninety days or more;

7 (8) When a vehicle is illegally occupying a truck, commercial
8 loading zone, restricted parking zone, bus, loading, hooded-meter,
9 taxi, street construction or maintenance, or other similar zone where,
10 by order of the director of transportation or chiefs of police or fire
11 or their designees, parking is limited to designated classes of
12 vehicles or is prohibited during certain hours, on designated days or
13 at all times, if the zone has been established with signage for at
14 least twenty-four hours and where the vehicle is interfering with the
15 proper and intended use of the zone. Signage must give notice to the
16 public that a vehicle will be removed if illegally parked in the zone.

17 Nothing in this section may derogate from the powers of police
18 officers under the common law. For the purposes of this section, a
19 place of safety may include the business location of a registered tow
20 truck operator."

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21 In line 1 of the title, after "vehicles;" strike the remainder of
22 the title and insert "and amending RCW 46.55.113."

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