

NEW SECTION. Sec. 14. Sections 1 through 12 of this act shall constitute a new chapter in Title 59 RCW.

Passed the Senate June 6, 1977.

Passed the House June 4, 1977.

Approved by the Governor June 15, 1977.

Filed in Office of Secretary of State June 15, 1977.

CHAPTER 280

[Substitute Senate Bill No. 2445]

AUTOMOTIVE REPAIR

AN ACT Relating to automotive repair; adding a new chapter to Title 46 RCW; and prescribing penalties.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. For purposes of this chapter:

(1) "Automotive repairman" means a person who engages in the business of repairing and/or diagnosing malfunctions of motor vehicles for compensation; and

(2) "Automotive repairing" includes:

(a) All repairs to vehicles commonly performed in a repair shop by a motor vehicle mechanic including the installation, exchange, or repair of mechanical parts or units for any vehicle or the performance of any electrical or mechanical adjustment to any vehicle;

(b) All work performed in shops that are limited to any specialty within the automotive repair trade including but not limited to body, frame, front-end, brake repair, transmission, tune-up, and electrical repair work and muffler installation; and

(c) "automotive repairing" should not include the change or repair of tires; the lubrication of vehicles; the installation of light bulbs, batteries, windshield wiper blades, and other minor accessories; the cleansing, adjustment, and replacement of spark plugs; the replacement of fan belts, oil and oil filters; and other minor services which are customarily performed by gasoline service stations.

NEW SECTION. Sec. 2. All work done and all parts supplied by an automotive repairman, including all warranty work, shall be recorded on an invoice. If any used, rebuilt, or reconditioned parts are supplied the invoice shall clearly state the fact. One copy of the invoice shall be given to the customer and one copy of the invoice shall be retained by the automotive repairman.

NEW SECTION. Sec. 3. Upon request of the customer when the work order is taken, except for parts covered by a manufacturer's warranty, the automotive repairman shall return replaced parts to the customer at the time the work is completed.

If a customer requests the return of a part that must be returned to the manufacturer or distributor under the terms of a warranty agreement, the repairman shall offer to show the part to the customer at the time the work is completed. The repairman shall show the part to the customer when the work is completed if the customer accepts the offer. The repairman shall not be required to show a replaced part when no charge is being made for the replacement part.

NEW SECTION. Sec. 4. (1) If the price is estimated to exceed fifty dollars, the automotive repairman shall, prior to the commencement of supplying any parts or the performance of any labor, provide the customer a written estimate or the following choice of estimate alternatives:

"YOU ARE ENTITLED TO A WRITTEN PRICE ESTIMATE FOR THE REPAIRS YOU HAVE AUTHORIZED. YOU ARE ALSO ENTITLED TO REQUIRE THE REPAIRMAN TO OBTAIN YOUR ORAL OR WRITTEN CONSENT TO EXCEED THE WRITTEN PRICE ESTIMATE. YOUR SIGNATURE OR INITIALS WILL INDICATE YOUR SELECTION.

1. I request an estimate in writing before you begin repairs. Contact me if the price will exceed this estimate by more than ten percent.

.....

2. Proceed with repairs but contact me if the price will exceed \$

3. I do not want a written estimate. "

These alternatives shall not be required when the customer's motor vehicle has been brought to the automotive repairman without face-to-face contact between the customer and the automotive repairman or the repairman's representative.

(2) If the customer signs or initials alternative 1 or if none of the alternatives is signed or initialed by the customer, the automotive repairman shall, prior to supplying any parts or performing any labor, give to the customer a written price estimate for the labor and parts necessary for the specific repair requested. The repairman may not charge for work done or parts supplied which are not a part of the written price estimate and may not charge the customer more than one hundred ten percent of the total shown on the written price estimate: PROVIDED, That neither of these limitations shall apply if, prior to performing the additional labor and/or supplying the additional parts, the repairman obtains either the oral or written authorization of the customer to exceed the written price estimate.

NEW SECTION. Sec. 5. A repairman who performs work or supplies parts which are not a part of the written price estimate without the oral or written consent of the customer shall be barred from asserting a possessory or chattel lien for the amount of the unauthorized parts or labor upon the motor vehicle. A repairman who supplies used, rebuilt, or reconditioned parts in violation of section 2 of this act or who fails or refuses to return replaced parts as required by section 3 of this act shall be barred from asserting a possessory or chattel lien for the amount charged for that replacement part upon the motor vehicle.

NEW SECTION. Sec. 6. Every automotive repairman shall retain and make available for inspection upon request true copies of the written price estimates and invoices required under sections 2 and 4 of this act for at least one year after the date on which the motor vehicle was repaired.

NEW SECTION. Sec. 7. The assertion of a possessory or chattel lien in violation of this chapter shall be an unfair practice under chapter 19.86 RCW. Notwithstanding RCW 46.64.050, no violation of this chapter shall give rise to criminal liability under that section.

NEW SECTION. Sec 8. Sections 1 through 7 of this act shall constitute a new chapter in Title 46 RCW.

Passed the Senate June 7, 1977.

Passed the House June 7, 1977.

Approved by the Governor June 17, 1977.

Filed in Office of Secretary of State June 17, 1977.

CHAPTER 281

[Engrossed Senate Bill No. 2460]

HOSTELS

AN ACT Relating to hostels; and adding new sections to chapter 43.51 RCW.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. There is added to chapter 43.51 RCW a new section to read as follows:

The legislature finds that there is a need for hostels in the state for the safety and welfare of transient persons with limited resources. It is the intent of sections 1 through 3 of this act that such facilities be established using locally donated structures. It is the further intent of sections 1 through 3 of this act that the state dispende any available federal or other moneys for such related projects and provide assistance where possible.

NEW SECTION. Sec. 2. There is added to chapter 43.51 RCW a new section to read as follows:

For purposes of this chapter, "hostel" means a simple basic structure that serves as a safe, low-cost accommodation for mobile people of all ages from this country and abroad.

NEW SECTION. Sec. 3. There is added to chapter 43.51 RCW a new section to read as follows:

Any political subdivision of the state is authorized to establish hostels within its jurisdiction. The facilities and services shall include, but not be limited to:

- (1) Short term sleeping accommodations including adequate restroom and bathing facilities; and
- (2) Information and referral services, including, but not limited to availability of employment and health services.

Details of operations and regulations, including the establishment of appropriate fees to recover actual operating and maintenance costs, shall be within the discretion of the operating authority: PROVIDED, That the consumption of alcoholic beverages or the possession or use of a controlled substance in violation of chapter 69.50 RCW shall be prohibited.

NEW SECTION. Sec. 4. There is added to chapter 43.51 RCW a new section to read as follows: