

HOUSE BILL NO. HB0029

Nonconsensual towing-rotation lists.

Sponsored by: Joint Transportation, Highways and Military
Affairs Interim Committee

A BILL

for

1 AN ACT relating to towing companies; authorizing the
2 department of transportation to administer a rotation list
3 for nonconsensual towing and vehicle recovery as specified;
4 specifying rotation list rules requirements; granting
5 rulemaking authority; and providing for an effective date.

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7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9 **Section 1.** W.S. 31-5-1701 is created to read:

10

11

ARTICLE 17

12

NONCONSENSUAL TOWING SERVICES

13

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31-5-1701. Towing companies; rotation list.

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1 (a) The department shall provide by rule and
2 regulation for the safe and efficient removal of vehicles
3 from the state highways when the owner or operator of the
4 vehicle is unable to actively assist in the vehicle's
5 removal due to abandonment, an accident or other emergency.

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7 (b) Rules adopted by the department pursuant to this
8 section shall include:

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10 (i) A voluntary rotation list for tow truck and
11 recovery carriers to be called by law enforcement officials
12 when vehicle towing or recovery is required. The
13 department may identify different categories of towing and
14 recovery and maintain a list for each category;

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16 (ii) Basic standards for law enforcement
17 officials and the tow truck and recovery carriers to follow
18 when a rotational call is made to clear wrecked or
19 abandoned vehicles from state highways;

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21 (iii) Procedures for tow truck and recovery
22 carriers who wish to be placed on the rotational call list;

23

1 (iv) Minimum equipment standards for tow truck
2 and recovery standards to be placed on the rotational list;

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4 (v) Inspections of carriers as necessary to
5 enforce equipment and licensing requirements;

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7 (vi) Identification of geographical areas for
8 the operation of a rotation list in that area;

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10 (vii) Provision for reprimand, assessment of a
11 penalty not to exceed two hundred fifty dollars (\$250.00)
12 or suspension from the rotation list for a period of up to
13 one (1) year, for carriers that violate the criteria to be
14 on the rotation list;

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16 (viii) An appeals process for carriers who
17 dispute any assessed penalty or suspension from the
18 rotation list;

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20 (ix) A requirement that a tow truck or recovery
21 carrier file a summary rate disclosure document which
22 states typical fees for commonly used towing and recovery
23 procedures, including but not limited to such items as

1 daytime and nighttime call rates, hook-up fees, winch fees,
2 labor costs, mileage charges and vehicle storage charges.

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4 **Section 2.** This act is effective July 1, 2014.

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(END)