

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 411

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

1 RELATING TO TOWING AND STORAGE OF MOTOR VEHICLES; AMENDING CHAPTER 18, TITLE  
2 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-1806A, IDAHO CODE, TO  
3 ESTABLISH PROVISIONS REGARDING A CERTAIN NOTIFICATION OF TOWING AND TO  
4 PROVIDE PROCEDURES FOR SUCH NOTIFICATION.  
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Chapter 18, Title 49, Idaho Code, be, and the same is  
8 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
9 ignated as Section 49-1806A, Idaho Code, and to read as follows:

10 49-1806A. VEHICLES REMOVED FROM POSTED PROPERTY -- NOTIFICATION. (1)  
11 Notwithstanding other provisions of this chapter, whenever a vehicle is  
12 towed pursuant to section 49-1806(1), Idaho Code, the tow company shall,  
13 within seventy-two (72) hours, excluding weekends and holidays, make a re-  
14 quest to the department for the names and addresses of all persons having an  
15 interest in the vehicle as appears in the department's records.

16 (2) Within one (1) business day after receipt of the information re-  
17 quested pursuant to subsection (1) of this section, the tow company shall  
18 send notice by first class mail to all owners, lienholders, and any other  
19 person shown on the department's records. The notice shall include the fol-  
20 lowing information:

21 (a) A description of the vehicle that includes, if available, make,  
22 model year, model, identification number, license plate number, and  
23 state of registration;

24 (b) The names and addresses of the registered owners and lienholders,  
25 if known, and any other person known to have an interest in the vehicle;

26 (c) The name and telephone number of the tow company;

27 (d) The date and time of tow;

28 (e) The location of the place of storage; and

29 (f) The amount of the lien and the facts concerning the claim that gave  
30 rise to the lien.