
SUBSTITUTE HOUSE BILL 1245

State of Washington

55th Legislature

1997 Regular Session

By House Committee on Law & Justice (originally sponsored by Representatives Sheahan, K. Schmidt, Sterk, Ballasiotes, Zellinsky, Skinner, Cairnes, Delvin, Smith, Robertson, O'Brien, Backlund, Fisher, Scott, McMorris, Radcliff, Mulliken, Boldt, Hatfield, L. Thomas, Costa, Hankins, McDonald, Wensman, Benson and Kessler)

Read first time 02/21/97.

1 AN ACT Relating to penalties for using drivers' licenses and
2 identicards to commit fraud; amending RCW 46.20.336 and 46.20.091; and
3 prescribing penalties.

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

5 **Sec. 1.** RCW 46.20.336 and 1990 c 210 s 3 are each amended to read
6 as follows:

7 (1) It is a gross misdemeanor for any person:

8 ~~((1))~~ (a) To display or cause or permit to be displayed or have
9 in his or her possession any fictitious or fraudulently altered
10 driver's license or identicard;

11 ~~((2))~~ (b) To lend his or her driver's license or identicard to
12 any other person or knowingly permit the use thereof by another;

13 ~~((3))~~ (c) To display or represent as one's own any driver's
14 license or identicard not issued to him or her;

15 ~~((4))~~ (d) Willfully to fail or refuse to surrender to the
16 department upon its lawful demand any driver's license or identicard
17 which has been suspended, revoked or canceled;

18 ~~((5) To use a false or fictitious name in any application for a
19 driver's license or identicard or to knowingly make a false statement~~

1 ~~or to knowingly conceal a material fact or otherwise commit a fraud in~~
2 ~~any such application;~~

3 ~~(6)) (e) To permit any unlawful use of a driver's license or~~
4 ~~identocard issued to him or her;~~

5 ~~(f) Except as provided in subsection (2) of this section, to~~
6 ~~counterfeit or fraudulently alter a driver's license or identocard.~~

7 ~~(2) It is a class C felony:~~

8 ~~(a) To use a false or fictitious name in any application for a~~
9 ~~driver's license or identocard or to knowingly make a false statement~~
10 ~~or to knowingly conceal a material fact or otherwise commit a fraud in~~
11 ~~any such application;~~

12 ~~(b) To counterfeit or fraudulently alter a driver's license or~~
13 ~~identocard for the purposes of committing a felony.~~

14 **Sec. 2.** RCW 46.20.091 and 1996 c 287 s 5 are each amended to read
15 as follows:

16 (1) Every application for an instruction permit or for an original
17 driver's license shall be made upon a form prescribed and furnished by
18 the department which shall be sworn to and signed by the applicant
19 before a person authorized to administer oaths. (~~An applicant making~~
20 ~~a false statement under this subsection is guilty of false swearing, a~~
21 ~~gross misdemeanor, under RCW 9A.72.040.)) Every application for an
22 instruction permit containing a photograph shall be accompanied by a
23 fee of five dollars. The department shall forthwith transmit the fees
24 collected for instruction permits and temporary drivers' permits to the
25 state treasurer.~~

26 (2) Every such application shall state the full name, date of
27 birth, sex, and Washington residence address of the applicant, and
28 briefly describe the applicant, and shall state whether the applicant
29 has theretofore been licensed as a driver or chauffeur, and, if so,
30 when and by what state or country, and whether any such license has
31 ever been suspended or revoked, or whether an application has ever been
32 refused, and, if so, the date of and reason for such suspension,
33 revocation, or refusal, and shall state such additional information as
34 the department shall require, including a statement that identifying
35 documentation presented by the applicant is valid.

36 (3) Whenever application is received from a person previously
37 licensed in another jurisdiction, the department shall request a copy
38 of such driver's record from such other jurisdiction. When received,

1 the driving record shall become a part of the driver's record in this
2 state.

3 (4) Whenever the department receives request for a driving record
4 from another licensing jurisdiction, the record shall be forwarded
5 without charge if the other licensing jurisdiction extends the same
6 privilege to the state of Washington. Otherwise there shall be a
7 reasonable charge for transmittal of the record, the amount to be fixed
8 by the director of the department.

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