
HOUSE BILL 1245

State of Washington

55th Legislature

1997 Regular Session

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 01/20/97. Referred to Committee on Law & Justice.

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 (2) It is a class C felony:

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

10 (b) To counterfeit or fraudulently alter a driver's license or
11 identocard.

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

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

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

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

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

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