
HOUSE BILL 3009

State of Washington 59th Legislature 2006 Regular Session

By Representatives Newhouse, Kirby, Roach, Clements, Talcott, Rodne,
Tom and Ericks

Read first time 01/18/2006. Referred to Committee on Transportation.

1 AN ACT Relating to motor vehicle liability insurance; and amending
2 RCW 46.30.020.

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

4 **Sec. 1.** RCW 46.30.020 and 2003 c 221 s 1 are each amended to read
5 as follows:

6 (1)(a) No person may operate a motor vehicle subject to
7 registration under chapter 46.16 RCW in this state unless the person is
8 insured under a motor vehicle liability policy with liability limits of
9 at least the amounts provided in RCW 46.29.090, is self-insured as
10 provided in RCW 46.29.630, is covered by a certificate of deposit in
11 conformance with RCW 46.29.550, or is covered by a liability bond of at
12 least the amounts provided in RCW 46.29.090. Written proof of
13 financial responsibility for motor vehicle operation must be provided
14 on the request of a law enforcement officer in the format specified
15 under RCW 46.30.030.

16 (b) A person who drives a motor vehicle that is required to be
17 registered in another state that requires drivers and owners of
18 vehicles in that state to maintain insurance or financial

1 responsibility shall, when requested by a law enforcement officer,
2 provide evidence of financial responsibility or insurance as is
3 required by the laws of the state in which the vehicle is registered.

4 (c) When asked to do so by a law enforcement officer, failure to
5 display an insurance identification card as specified under RCW
6 46.30.030 creates a presumption that the person does not have motor
7 vehicle insurance.

8 (d)(i) Failure to provide proof of motor vehicle insurance is a
9 traffic infraction and is subject to penalties as set by the supreme
10 court under RCW 46.63.110 or community restitution.

11 (ii) The second and subsequent times a person fails to provide
12 proof of financial responsibility or motor vehicle insurance when
13 requested by a law enforcement officer, and any time a driver involved
14 in an accident fails to provide proof of financial responsibility or
15 motor vehicle insurance when requested by a law enforcement officer,
16 the law enforcement officer may issue a notice of traffic infraction
17 and shall impound the vehicle if the person cited is also a registered
18 owner of the vehicle. If the vehicle is impounded, a registered owner
19 of the vehicle must pay any and all costs associated with impoundment,
20 including costs for towing, removal, and storage of the vehicle; any
21 other fees and fines incurred; and provide proof of financial
22 responsibility or motor vehicle insurance before the vehicle can be
23 redeemed.

24 (2) If a person cited for a violation of subsection (1) of this
25 section appears in person before the court or a violations bureau and
26 provides written evidence that at the time the person was cited, he or
27 she was in compliance with the financial responsibility requirements of
28 subsection (1) of this section, the citation shall be dismissed and the
29 court or violations bureau may assess court administrative costs of
30 twenty-five dollars at the time of dismissal. In lieu of personal
31 appearance, a person cited for a violation of subsection (1) of this
32 section may, before the date scheduled for the person's appearance
33 before the court or violations bureau, submit by mail to the court or
34 violations bureau written evidence that at the time the person was
35 cited, he or she was in compliance with the financial responsibility
36 requirements of subsection (1) of this section, in which case the
37 citation shall be dismissed without cost, except that the court or

1 violations bureau may assess court administrative costs of twenty-five
2 dollars at the time of dismissal.

3 (3) The provisions of this chapter shall not govern:

4 (a) The operation of a motor vehicle registered under RCW
5 46.16.305(1), governed by RCW 46.16.020, or registered with the
6 Washington utilities and transportation commission as common or
7 contract carriers; or

8 (b) The operation of a motorcycle as defined in RCW 46.04.330, a
9 motor-driven cycle as defined in RCW 46.04.332, or a moped as defined
10 in RCW 46.04.304.

11 (4) RCW 46.29.490 shall not be deemed to govern all motor vehicle
12 liability policies required by this chapter but only those certified
13 for the purposes stated in chapter 46.29 RCW.

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