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SENATE BILL 5095

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State of Washington

63rd Legislature

2013 Regular Session

By Senators Roach, Tom, Rivers, Becker, Holmquist Newbry, Schoesler, Ericksen, Padden, Bailey, Hill, and Honeyford

Read first time 01/18/13. Referred to Committee on Transportation.

1 AN ACT Relating to providing proof of financial responsibility for  
2 motor vehicle operation; and amending RCW 46.30.020.

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

4 **Sec. 1.** RCW 46.30.020 and 2011 c 171 s 76 are each amended to read  
5 as follows:

6 (1)(a) No person may operate a motor vehicle subject to  
7 registration under chapter 46.16A RCW in this state unless the person  
8 is insured under a motor vehicle liability policy with liability limits  
9 of 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 either in the format  
15 specified under RCW 46.30.030 or on a mobile electronic device.

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~~)) proof of motor vehicle  
6 insurance as specified under RCW 46.30.030 or on a mobile electronic  
7 device creates a presumption that the person does not have motor  
8 vehicle insurance.

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

12 (2) If a person cited for a violation of subsection (1) of this  
13 section appears in person before the court or a violations bureau and  
14 provides written evidence that at the time the person was cited, he or  
15 she was in compliance with the financial responsibility requirements of  
16 subsection (1) of this section, the citation shall be dismissed and the  
17 court or violations bureau may assess court administrative costs of  
18 twenty-five dollars at the time of dismissal. In lieu of personal  
19 appearance, a person cited for a violation of subsection (1) of this  
20 section may, before the date scheduled for the person's appearance  
21 before the court or violations bureau, submit by mail to the court or  
22 violations bureau written evidence that at the time the person was  
23 cited, he or she was in compliance with the financial responsibility  
24 requirements of subsection (1) of this section, in which case the  
25 citation shall be dismissed without cost, except that the court or  
26 violations bureau may assess court administrative costs of twenty-five  
27 dollars at the time of dismissal.

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

29 (a) The operation of a motor vehicle registered under RCW 46.18.220  
30 or 46.18.255, governed by RCW 46.16A.170, or registered with the  
31 Washington utilities and transportation commission as common or  
32 contract carriers; or

33 (b) The operation of a motorcycle as defined in RCW 46.04.330, a  
34 motor-driven cycle as defined in RCW 46.04.332, or a moped as defined  
35 in RCW 46.04.304.

36 (4) RCW 46.29.490 shall not be deemed to govern all motor vehicle

1 liability policies required by this chapter but only those certified  
2 for the purposes stated in chapter 46.29 RCW.

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