
SENATE BILL 6386

State of Washington

55th Legislature

1998 Regular Session

By Senators Fraser, Horn, Heavey, Fairley, Goings, T. Sheldon, Schow, Oke and Winsley

Read first time 01/16/98. Referred to Committee on Transportation.

1 AN ACT Relating to notice of actions against drivers' licenses;
2 amending RCW 46.25.040; and adding a new section to chapter 46.20 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 46.20 RCW
5 to read as follows:

6 (1) The department shall provide an employee license suspension
7 notification service to participating employers. The department will
8 notify a participating employer if the driver's license of an employee
9 is suspended, revoked, or canceled and the employee's job requires a
10 valid driver's license.

11 (2)(a) The department shall develop and maintain a listing of
12 persons who:

13 (i) Possess a valid Washington state driver's license, including a
14 commercial driver's license; and

15 (ii) Are employed in a position that requires a valid driver's
16 license as a condition of employment.

17 (b) A licensed driver will be included on the department's list
18 only if the person's employer:

19 (i) Notifies the department in writing of the person's identity;

1 (ii) Verifies that the person's employment requires possession of
2 a valid driver's license as a condition of employment; and

3 (iii) Provides a copy of the employee release required by RCW
4 46.52.130.

5 (c) If an employer provides notice to the department under (b) of
6 this subsection, then the employer must notify the department if that
7 person is no longer employed in a position that requires possession of
8 a valid driver's license as a condition of employment.

9 (3) If the department takes a final agency action suspending,
10 revoking, or canceling a driver's license of a driver on the list
11 maintained under subsection (2) of this section, the department will
12 notify the driver's employer of the suspension, revocation, or
13 cancellation. The notification must be in writing and be mailed to the
14 address provided by the employer.

15 (4) If the department issues an occupational driver's license
16 under RCW 46.20.391 to a person and the prior suspension, revocation,
17 or cancellation of the driver's license was reported to the person's
18 employer under subsection (3) of this section, the department shall
19 notify the person's employer of the issuance of the occupational
20 driver's license. The notification must be in writing and must include
21 a copy of the restrictions placed upon the occupational driver's
22 license under RCW 46.20.394.

23 (5) If the department has provided an employer with notice of the
24 suspension, revocation, or cancellation of a driver's license, and the
25 department has reinstated the driver's license, the department must
26 notify the employer in writing of the reinstatement.

27 **Sec. 2.** RCW 46.25.040 and 1989 c 178 s 6 are each amended to read
28 as follows:

29 (1) An employer shall require the applicant to provide the
30 information specified in RCW 46.25.030(3).

31 (2) No employer may knowingly allow, permit, or authorize a driver
32 to drive a commercial motor vehicle during any period:

33 (a) In which the driver has a driver's license suspended, revoked,
34 or canceled by a state, has lost the privilege to drive a commercial
35 motor vehicle in a state, or has been disqualified from driving a
36 commercial motor vehicle; or

37 (b) In which the driver has more than one driver's license.

1 (3) An employer may elect to participate in the license suspension
2 notification program. In order to participate the employer must
3 provide the department with the notification specified in section 1 of
4 this act.

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