CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5191

Chapter 79, Laws of 1999

56th Legislature
1999 Regular Session

MOTOR CARRIERS WITHOUT A PERMIT—PENALTIES

EFFECTIVE DATE: 7/25/99

Passed by the Senate March 3, 1999
YEAS 46 NAYS 0

President of the Senate

Passed by the House April 8, 1999
YEAS 86 NAYS 10

Speaker of the House of Representatives

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is SUBSTITUTE SENATE BILL 5191 as passed by the Senate and the House of Representatives on the dates hereon set forth.

Speaker of the House of Representatives

Secretary

Approved April 22, 1999

FILED

April 22, 1999 - 3:41 p.m.

Governor of the State of Washington

Secretary of State

State of Washington
AN ACT Relating to motor carriers operating without a permit; amending RCW 81.80.070; and prescribing penalties.

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

Sec. 1. RCW 81.80.070 and 1963 c 242 s 1 are each amended to read as follows:

(1) No "common carrier," "contract carrier," or "temporary carrier" shall operate for the transportation of property for compensation in this state without first obtaining from the commission a permit so to do. Permits heretofore issued or hereafter issued to any carrier, shall be exercised by said carrier to the fullest extent so as to render reasonable service to the public. Applications for common or contract carrier permits or extensions thereof shall be on file for a period of at least thirty days prior to the granting thereof unless the commission finds that special conditions require the earlier granting thereof.

(2) A permit or extension thereof shall be issued to any qualified applicant therefor, authorizing the whole or any part of the operations covered by the application, if it is found that the applicant is fit, willing, and able properly to perform the services proposed and conform
to the provisions of this chapter and the requirements, rules and
regulations of the commission thereunder, and that such operations will
be consistent with the public interest, and, in the case of common
carriers, that the same are or will be required by the present or
future public convenience and necessity, otherwise such application
shall be denied.

(3) Nothing contained in this chapter shall be construed to confer
upon any person or persons the exclusive right or privilege of
transporting property for compensation over the public highways of the
state.

(4) A common carrier, contract carrier, or temporary carrier
operating without the permit required in subsection (1) of this
section, or who violates a cease and desist order of the commission
issued under RCW 81.04.510, is subject to a penalty, under the process
set forth in RCW 81.04.405, of one thousand five hundred dollars.

(5) Notwithstanding RCW 81.04.510, the commission may, in
conjunction with issuing the penalty set forth in subsection (4) of
this section, issue cease and desist orders to carriers operating
without the permit required in subsection (1) of this section, and to
all persons involved in the carriers' operations.

Passed the Senate March 3, 1999.
Passed the House April 8, 1999.
Approved by the Governor April 22, 1999.
Filed in Office of Secretary of State April 22, 1999.