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HOUSE BILL 2094

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State of Washington

64th Legislature

2015 Regular Session

By Representative Sells

Read first time 02/11/15. Referred to Committee on Business & Financial Services.

1 AN ACT Relating to financial responsibility of motorcycle  
2 operators; 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 2013 2nd sp.s. c 23 s 20 are each  
5 amended to read 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  
9 limits of at least the amounts provided in RCW 46.29.090, is self-  
10 insured as provided in RCW 46.29.630, is covered by a certificate of  
11 deposit in conformance with RCW 46.29.550, or is covered by a  
12 liability bond of at least the amounts provided in RCW 46.29.090.  
13 Proof of financial responsibility for motor vehicle operation must be  
14 provided on the request of a law enforcement officer in the format  
15 specified 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  
19 responsibility shall, when requested by a law enforcement officer,  
20 provide evidence of financial responsibility or insurance as is  
21 required by the laws of the state in which the vehicle is registered.

1 (c) When asked to do so by a law enforcement officer, failure to  
2 display proof of financial responsibility for motor vehicle operation  
3 as specified under RCW 46.30.030 creates a presumption that the  
4 person does not have motor vehicle insurance.

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

8 (e) For the purposes of this section, when a person uses a  
9 portable electronic device to display proof of financial security to  
10 a law enforcement officer, the officer may only view the proof of  
11 financial security and is otherwise prohibited from viewing any other  
12 content on the portable electronic device.

13 (f) Whenever a person presents a portable electronic device  
14 pursuant to this section, that person assumes all liability for any  
15 damage to the portable electronic device.

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

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

33 (a) The operation of a motor vehicle registered under RCW  
34 46.18.220 or 46.18.255, governed by RCW 46.16A.170, or registered  
35 with the Washington utilities and transportation commission as common  
36 or contract carriers; or

37 (b) The operation of (~~a motorcycle as defined in RCW~~  
38 ~~46.04.330,~~) a motor-driven cycle as defined in RCW 46.04.332, a  
39 moped as defined in RCW 46.04.304, or a wheeled all-terrain vehicle  
40 as defined in RCW 46.09.310.

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

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