

CERTIFICATION OF ENROLLMENT

SENATE BILL 5290

Chapter 73, Laws of 1991

52nd Legislature
1991 Regular Session

DRIVERS' LICENSES--RESIDENCY AND APPLICATION REQUIREMENTS

EFFECTIVE DATE: 7/28/91

Passed by the Senate March 14, 1991
Yeas 47 Nays 0

JOEL PRITCHARD
President of the Senate

Passed by the House April 18, 1991
Yeas 97 Nays 0

JOE KING
**Speaker of the
House of Representatives**

Approved May 3, 1991

BOOTH GARDNER
Governor of the State of Washington

CERTIFICATE

I, Gordon Golob, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5290** as passed by the Senate and the House of Representatives on the dates hereon set forth.

GORDON A. GOLOB
Secretary

FILED

May 3, 1991 - 10:09 a.m.

**Secretary of State
State of Washington**

SENATE BILL 5290

Passed Legislature - 1991 Regular Session

State of Washington 52nd Legislature 1991 Regular Session

By Senator Patterson.

Read first time January 28, 1991. Referred to Committee on
Transportation.

1 AN ACT Relating to a valid driver's license; and amending RCW
2 46.20.021 and 46.25.070.

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

4 **Sec. 1.** RCW 46.20.021 and 1990 c 250 s 33 are each amended to
5 read as follows:

6 (1) No person, except as expressly exempted by this chapter, may
7 drive any motor vehicle upon a highway in this state unless the
8 person has a valid driver's license issued to Washington residents
9 under the provisions of this chapter. A violation of this
10 subsection is a misdemeanor and is a lesser included offense within
11 the offenses described in RCW 46.20.342(1), 46.20.420, and
12 46.65.090.

1 (2) For the purposes of obtaining a valid driver's license, a
2 resident is a person who manifests an intent to live or be located
3 in this state on more than a temporary or transient basis. Evidence
4 of residency includes but is not limited to:

5 (a) Becoming a registered voter in this state; or

6 (b) Receiving benefits under one of the Washington public
7 assistance programs; or

8 (c) Declaring that he or she is a resident for the purpose of
9 obtaining a state license or tuition fees at resident rates.

10 (3) The term "Washington public assistance programs" referred to
11 in subsection (2)(b) of this section includes only public assistance
12 programs for which more than fifty percent of the combined costs of
13 benefits and administration are paid from state funds. Programs
14 which are not included within the term "Washington public assistance
15 programs" pursuant to the above criteria include, but are not
16 limited to the food stamp program under the federal food stamp act
17 of 1964; programs under the child nutrition act of 1966, 42 U.S.C.
18 Secs. 1771 through 1788; and aid to families with dependent
19 children, 42 U.S.C. Secs. 601 through 606.

20 (4) No person shall receive a driver's license unless and until
21 he or she surrenders to the department all valid driver's licenses
22 in his or her possession issued to him or her by any other
23 jurisdiction. The department shall establish a procedure to
24 invalidate the surrendered photograph license and return it to the
25 person. The invalidated license, along with the valid temporary
26 Washington driver's license provided for in RCW 46.20.055(3), shall
27 be accepted as proper identification. The department shall notify

1 the issuing department that the licensee is now licensed in a new
2 jurisdiction. No person shall be permitted to have more than one
3 valid driver's license at any time.

4 ~~((3))~~ (5) New Washington residents are allowed thirty days from
5 the date they become residents as defined in this section to procure
6 a valid Washington driver's license.

7 (6) Any person licensed as a driver under this chapter may
8 exercise the privilege thereby granted upon all streets and highways
9 in this state and shall not be required to obtain any other license
10 to exercise such privilege by any county, municipal or local board,
11 or body having authority to adopt local police regulations.

12 **Sec. 2.** RCW 46.25.070 and 1989 c 178 s 9 are each amended to
13 read as follows:

14 (1) The application for a commercial driver's license or
15 commercial driver's instruction permit must include the following:

16 (a) The full name and current mailing and residential address of
17 the person;

18 (b) A physical description of the person, including sex, height,
19 weight, and eye color;

20 (c) Date of birth;

21 (d) The applicant's Social Security number;

22 (e) The person's signature;

23 (f) Certifications including those required by 49 C.F.R. part
24 383.71(a);

25 (g) Proof of certification of physical examination or waiver, as
26 required by 49 C.F.R. 391.41 through 391.49;

1 (h) Any other information required by the department; and

2 (i) A consent to release driving record information to parties
3 identified in chapter 46.52 RCW and this chapter.

4 (2) When a licensee changes his or her name, mailing address, or
5 residence address, the person shall notify the department as
6 provided in RCW 46.20.205.

7 (~~(3) ((A driver of a commercial motor vehicle shall immediately~~
8 ~~apply for a driver's license upon becoming a resident of this~~
9 ~~state.))~~) No person who has been a resident of this state for thirty
10 days may drive a commercial motor vehicle under the authority of a
11 commercial driver's license issued by another jurisdiction.

Passed the Senate March 14, 1991.

Passed the House April 18, 1991.

Approved by the Governor May 3, 1991.

Filed in Office of Secretary of State May 3, 1991.