

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1083

Chapter 218, Laws of 1998

55th Legislature
1998 Regular Session

USE OF DEPARTMENT OF LICENSING RECORDS IN CRIMINAL PROSECUTIONS

EFFECTIVE DATE: 6/11/98

Passed by the House March 9, 1998
Yeas 95 Nays 1

CLYDE BALLARD
**Speaker of the
House of Representatives**

Passed by the Senate March 4, 1998
Yeas 43 Nays 0

BRAD OWEN
President of the Senate

Approved March 30, 1998

GARY LOCKE
Governor of the State of Washington

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1083** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN
Chief Clerk

FILED

March 30, 1998 - 2:57 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1083

AS AMENDED BY THE SENATE

Passed Legislature - 1998 Regular Session

State of Washington 55th Legislature 1997 Regular Session

By House Committee on Law & Justice (originally sponsored by Representatives McDonald, Sheahan and Mielke)

Read first time 02/13/97.

1 AN ACT Relating to use of department of licensing records in
2 criminal prosecutions; and amending RCW 46.52.120.

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

4 **Sec. 1.** RCW 46.52.120 and 1993 c 501 s 12 are each amended to read
5 as follows:

6 (1) The director shall keep a case record on every motor vehicle
7 driver licensed under the laws of this state, together with information
8 on each driver, showing all the convictions and findings of traffic
9 infractions certified by the courts, together with an index cross-
10 reference record of each accident reported relating to such individual
11 with a brief statement of the cause of the accident. The chief of the
12 Washington state patrol shall furnish the index cross-reference record
13 to the director, with reference to each driver involved in the reported
14 accidents.

15 (2) The records shall be for the confidential use of the director,
16 the chief of the Washington state patrol, the director of the
17 Washington traffic safety commission, and for such police officers or
18 other cognizant public officials as may be designated by law. Such
19 case records shall not be (~~offered as~~) admitted into evidence in any

1 court, except where relevant to the prosecution or defense of a
2 criminal charge, or in case appeal is taken from the order of the
3 director, suspending, revoking, canceling, or refusing a vehicle
4 driver's license.

5 (3) The director shall tabulate and analyze vehicle driver's case
6 records and suspend, revoke, cancel, or refuse a vehicle driver's
7 license to a person when it is deemed from facts contained in the case
8 record of such person that it is for the best interest of public safety
9 that such person be denied the privilege of operating a motor vehicle.
10 Whenever the director orders the vehicle driver's license of any such
11 person suspended, revoked, or canceled, or refuses the issuance of a
12 vehicle driver's license, such suspension, revocation, cancellation, or
13 refusal is final and effective unless appeal from the decision of the
14 director is taken as provided by law.

Passed the House March 9, 1998.

Passed the Senate March 4, 1998.

Approved by the Governor March 30, 1998.

Filed in Office of Secretary of State March 30, 1998.