

1 **SSB 5716** - H AMD TO H COMM AMD (5716-S AMH FII OSBO 1)
2 By Representative Carrell

3 Strike everything after the enacting clause and insert the
4 following:

5 "Sec. 1. RCW 46.20.0921 and 1990 c 210 s 3 are each amended to
6 read as follows:

7 (1) It is a misdemeanor for any person:

8 ~~((+1))~~ (a) To display or cause or permit to be displayed or
9 have in his or her possession any fictitious or fraudulently
10 altered driver's license or identicard;

11 ~~((+2))~~ (b) To lend his or her driver's license or identicard
12 to any other person or knowingly permit the use thereof by another;

13 ~~((+3))~~ (c) To display or represent as one's own any driver's
14 license or identicard not issued to him or her;

15 ~~((+4))~~ (d) Willfully to fail or refuse to surrender to the
16 department upon its lawful demand any driver's license or
17 identicard which has been suspended, revoked or canceled;

18 ~~((+5))~~ (e) To use a false or fictitious name in any
19 application for a driver's license or identicard or to knowingly
20 make a false statement or to knowingly conceal a material fact or
21 otherwise commit a fraud in any such application;

22 ~~((+6))~~ (f) To permit any unlawful use of a driver's license or
23 identicard issued to him or her.

24 (2) It is a class C felony for any person to sell or deliver a
25 stolen driver's license or identicard.

26 (3) It is a class C felony for any person to manufacture, sell,
27 or deliver a forged, fictitious, counterfeit, fraudulently altered,
28 or unlawfully issued driver's license or identicard, or to
29 manufacture, sell, or deliver a blank driver's license or
30 identicard except under the direction of the department, when done
31 (a)for financial gain or (b) with intent to commit forgery, theft,
32 or identity theft.

1 (4) It is a misdemeanor for any person under the age of
2 twenty-one to manufacture a forged, fictitious, counterfeit, or
3 fraudulently altered driver's license or identicard in his or her
4 own name and for the sole purpose of misrepresenting his or her
5 age.

6 (5) In a proceeding under subsection (2), (3), or (4) of this
7 section that is related to an identity theft under RCW 9.35.020,
8 the crime will be considered to have been committed in any locality
9 where the person whose means of identification or financial
10 information was appropriated resides, or in which any part of the
11 offense took place, regardless of whether the defendant was ever
12 actually in that locality."

EFFECT: 1)Deletes the gross misdemeanor offense defined in the underlying striking amendment; and 2)For persons under twenty-one years of age, the offense of manufacturing a forged, fictitious, counterfeit or fraudulently altered driver's license or identicard is classified as a misdemeanor, provided the driver's license or identicard is in the name of the offender and such manufacture is done for the sole purpose of misrepresenting his or her age.