

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5716

Chapter 214, Laws of 2003

58th Legislature
2003 Regular Session

IDENTITY THEFT--DRIVERS LICENSES--IDENTICARDS

EFFECTIVE DATE: 7/27/03

Passed by the Senate April 21, 2003
YEAS 45 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House April 14, 2003
YEAS 87 NAYS 6

FRANK CHOPP

Speaker of the House of Representatives

Approved May 12, 2003.

GARY LOCKE

Governor of the State of Washington

CERTIFICATE

I, Milton H. Doumit, Jr.,
Secretary of the Senate of the
State of Washington, do hereby
certify that the attached is
SUBSTITUTE SENATE BILL 5716 as
passed by the Senate and the House
of Representatives on the dates
hereon set forth.

MILTON H. DOUMIT JR.

Secretary

FILED

May 12, 2003 - 3:52 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5716

AS AMENDED BY THE HOUSE

Passed Legislature - 2003 Regular Session

State of Washington 58th Legislature 2003 Regular Session

By Senate Committee on Financial Services, Insurance & Housing
(originally sponsored by Senators Prentice, Winsley, Benton, Kline,
McCaslin and Rasmussen)

READ FIRST TIME 02/24/03.

1 AN ACT Relating to crimes involving drivers' licenses and
2 identicards; amending RCW 46.20.0921; and prescribing penalties.

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

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

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

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

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

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

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

17 ~~((5))~~ (e) To use a false or fictitious name in any application
18 for a driver's license or identicard or to knowingly make a false

1 statement or to knowingly conceal a material fact or otherwise commit
2 a fraud in any such application;

3 ~~((+6+))~~ (f) To permit any unlawful use of a driver's license or
4 identicard issued to him or her.

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

7 (3) It is unlawful for any person to manufacture, sell, or deliver
8 a forged, fictitious, counterfeit, fraudulently altered, or unlawfully
9 issued driver's license or identicard, or to manufacture, sell, or
10 deliver a blank driver's license or identicard except under the
11 direction of the department. A violation of this subsection is:

12 (a) A class C felony if committed (i) for financial gain or (ii)
13 with intent to commit forgery, theft, or identity theft; or

14 (b) A gross misdemeanor if the conduct does not violate (a) of this
15 subsection.

16 (4) Notwithstanding subsection (3) of this section, it is a
17 misdemeanor for any person under the age of twenty-one to manufacture
18 or deliver fewer than four forged, fictitious, counterfeit, or
19 fraudulently altered driver's licenses or identicards for the sole
20 purpose of misrepresenting a person's age.

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

Passed by the Senate April 21, 2003.
Passed by the House April 14, 2003.
Approved by the Governor May 12, 2003.
Filed in Office of Secretary of State May 12, 2003.