

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 1844**

Chapter 169, Laws of 2009

61st Legislature  
2009 Regular Session

IDENTICARDS AND ENHANCED DRIVERS' LICENSES--EMPLOYEE BACKGROUND  
CHECKS

EFFECTIVE DATE: 07/26/09

Passed by the House March 3, 2009  
Yeas 97 Nays 0

FRANK CHOPP

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**Speaker of the House of Representatives**

Passed by the Senate April 10, 2009  
Yeas 46 Nays 0

BRAD OWEN

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**President of the Senate**

Approved April 22, 2009, 11:29 a.m.

CHRISTINE GREGOIRE

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**Governor of the State of Washington**

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1844** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

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**Chief Clerk**

FILED

April 23, 2009

**Secretary of State  
State of Washington**

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HOUSE BILL 1844

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Passed Legislature - 2009 Regular Session

State of Washington                      61st Legislature                      2009 Regular Session

By Representatives Moeller, Ericksen, Finn, Hudgins, Driscoll,  
Kelley, and Morrell; by request of Department of Licensing

Read first time 01/30/09. Referred to Committee on Transportation.

1            AN ACT Relating to criminal history record checks of current and  
2 prospective department of licensing employees who issue or may issue  
3 enhanced drivers' licenses and identicards; and amending RCW 46.01.130.

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

5            **Sec. 1.** RCW 46.01.130 and 1979 c 158 s 121 are each amended to  
6 read as follows:

7            (1) The department of licensing shall have the general supervision  
8 and control of the issuing of vehicle licenses and vehicle license  
9 number plates and shall have the full power to do all things necessary  
10 and proper to carry out the provisions of the law relating to the  
11 licensing of vehicles; the director shall have the power to appoint and  
12 employ deputies, assistants and representatives, and such clerks as may  
13 be required from time to time, and to provide for their operation in  
14 different parts of the state, and the director shall have the power to  
15 appoint the county auditors of the several counties as ~~((his))~~ the  
16 director's agents for the licensing of vehicles.

17            (2)(a) The director shall investigate the conviction records and  
18 pending charges of any current employee of or prospective employee

1 being considered for any position with the department that has or will  
2 have:

3 (i) The ability to create or modify records of applicants for  
4 enhanced drivers' licenses and identicards issued under RCW 46.20.202;  
5 and

6 (ii) The ability to issue enhanced drivers' licenses and  
7 identicards under RCW 46.20.202.

8 (b) The investigation consists of a background check as authorized  
9 under RCW 10.97.050, 43.43.833, and 43.43.834, and the federal bureau  
10 of investigation. The background check must be conducted through the  
11 Washington state patrol criminal identification section and may include  
12 a national check from the federal bureau of investigation, which is  
13 through the submission of fingerprints. The director shall use the  
14 information solely to determine the character, suitability, and  
15 competence of current or prospective employees subject to this section.

16 (c) The director shall investigate the conviction records and  
17 pending charges of an employee subject to this subsection every five  
18 years.

19 (d) Criminal justice agencies shall provide the director with  
20 information that they may possess and that the director may require  
21 solely to determine the employment suitability of current or  
22 prospective employees subject to this section.

Passed by the House March 3, 2009.  
Passed by the Senate April 10, 2009.  
Approved by the Governor April 22, 2009.  
Filed in Office of Secretary of State April 23, 2009.