
ENGROSSED HOUSE BILL 2573

State of Washington

57th Legislature

2002 Regular Session

By Representatives Schual-Berke, Wood, Doumit, Hunt, Murray, Haigh, Kagi, Berkey, Sullivan, Fisher, Lovick, Jackley, Cooper, Simpson and McDermott

Read first time 01/22/2002. Referred to Committee on Transportation.

1 AN ACT Relating to traffic safety education funding; amending RCW
2 46.20.055 and 46.68.041; reenacting and amending RCW 46.20.120; and
3 providing an effective date.

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

5 **Sec. 1.** RCW 46.20.055 and 1999 c 274 s 13 are each amended to read
6 as follows:

7 (1) **Driver's instruction permit.** The department may issue a
8 driver's instruction permit with or without a photograph to an
9 applicant who has successfully passed all parts of the examination
10 other than the driving test, provided the information required by RCW
11 46.20.091, paid a (~~five-dollar~~) fifteen-dollar fee, plus an
12 additional fifteen-dollar fee to fund traffic safety education in the
13 public schools, and meets the following requirements:

14 (a) Is at least fifteen and one-half years of age; or

15 (b) Is at least fifteen years of age and:

16 (i) Has submitted a proper application; and

17 (ii) Is enrolled in a traffic safety education program approved and
18 accredited by the superintendent of public instruction that includes
19 practice driving.

1 (2) (~~Nonphoto permit fee.~~ An applicant who meets the requirements
2 of subsection (1) of this section other than payment of the five dollar
3 fee may obtain a driver's instruction permit without a photograph by
4 paying a fee of four dollars.

5 ~~(3))~~ **Waiver of written examination for instruction permit.** The
6 department may waive the written examination, if, at the time of
7 application, an applicant is enrolled in:

8 (a) A traffic safety education course as defined by RCW
9 28A.220.020(2); or

10 (b) A course of instruction offered by a licensed driver training
11 school as defined by RCW 46.82.280(1).

12 The department may require proof of registration in such a course
13 as it deems necessary.

14 (~~(4))~~ **(3) Effect of instruction permit.** A person holding a
15 driver's instruction permit may drive a motor vehicle, other than a
16 motorcycle, upon the public highways if:

17 (a) The person has immediate possession of the permit; and

18 (b) An approved instructor, or a licensed driver with at least five
19 years of driving experience, occupies the seat beside the driver.

20 (~~(5))~~ **(4) Term of instruction permit.** A driver's instruction
21 permit is valid for one year from the date of issue.

22 (a) The department may issue one additional one-year permit.

23 (b) The department may issue a third driver's permit if it finds
24 after an investigation that the permittee is diligently seeking to
25 improve driving proficiency.

26 **Sec. 2.** RCW 46.20.120 and 1999 c 308 s 1 and 1999 c 199 s 3 are
27 each reenacted and amended to read as follows:

28 An applicant for a new or renewed driver's license must
29 successfully pass a driver licensing examination to qualify for a
30 driver's license. The department shall give examinations at places and
31 times reasonably available to the people of this state.

32 (1) **Waiver.** The department may waive:

33 (a) All or any part of the examination of any person applying for
34 the renewal of a driver's license unless the department determines that
35 the applicant is not qualified to hold a driver's license under this
36 title; or

37 (b) The actual demonstration of the ability to operate a motor
38 vehicle if the applicant:

1 (i) Surrenders a valid driver's license issued by the person's
2 previous home state; and

3 (ii) Is otherwise qualified to be licensed.

4 (2) **Fee.** Each applicant for a new license must pay an examination
5 fee of (~~seven~~) ten dollars, plus an additional fee of fifteen dollars
6 to fund traffic safety education in the public schools.

7 (a) The examination fee is in addition to the fee charged for
8 issuance of the license.

9 (b) "New license" means a license issued to a driver:

10 (i) Who has not been previously licensed in this state; or

11 (ii) Whose last previous Washington license has been expired for
12 more than five years.

13 (3) A person whose license expired or will expire on or after
14 January 1, 1998, while he or she was or is living outside the state
15 may:

16 (a) Apply to the department to extend the validity of his or her
17 license for no more than twelve months. If the person establishes to
18 the department's satisfaction that he or she is unable to return to
19 Washington before the date his or her license expires, the department
20 shall extend the person's license. The department may grant
21 consecutive extensions, but in no event may the cumulative total of
22 extensions exceed twelve months. An extension granted under this
23 section does not change the expiration date of the license for purposes
24 of RCW 46.20.181. The department shall charge a fee of five dollars
25 for each license extension;

26 (b) Apply to the department to renew his or her license by mail.
27 If the person establishes to the department's satisfaction that he or
28 she is unable to return to Washington within twelve months of the date
29 that his or her license expires, the department shall renew the
30 person's license by mail. If a person qualifies for a mail-in renewal
31 he or she is not required to pass an examination nor provide an updated
32 photograph. He or she must, however, pay the fee required by RCW
33 46.20.181 plus an additional five-dollar mail-in renewal fee. A
34 license renewed by mail that does not include a photograph of the
35 licensee must be labeled "not valid for identification purposes."

36 (4) If a person's driver's license is extended or renewed under
37 subsection (3) of this section while he or she is outside the state, he
38 or she must submit to the examination required under this section

1 within sixty days of returning to this state. The department will not
2 assess a penalty or examination fee for the examination.

3 **Sec. 3.** RCW 46.68.041 and 1998 c 212 s 3 are each amended to read
4 as follows:

5 (1) (~~Except as provided in subsection (2) of this section,~~) The
6 department shall forward all funds accruing under the provisions of
7 chapter 46.20 RCW together with a proper identifying, detailed report
8 to the state treasurer (~~who shall deposit such moneys to the credit of~~
9 ~~the highway safety fund~~)).

10 (2) The state treasurer shall deposit fifteen dollars of each
11 driver's instruction permit fee collected under the provisions of RCW
12 46.20.055(1) and fifteen dollars of each driver's license examination
13 fee collected under the provisions of RCW 46.20.120(2) to the credit of
14 the public safety and education account for use in traffic safety
15 education in public schools.

16 (3) The state treasurer shall deposit sixty-three percent of each
17 fee collected by the department under RCW 46.20.311 (1)(b)(ii),
18 (2)(b)(ii), and (3)(b) (~~shall be deposited in~~) to the credit of the
19 impaired driving safety account.

20 (4) The state treasurer shall deposit the remainder of the funds
21 collected under subsections (1), (2), and (3) of this section to the
22 credit of the highway safety fund.

23 NEW SECTION. **Sec. 4.** This act takes effect July 1, 2002.

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