
SUBSTITUTE SENATE BILL 5333

State of Washington 60th Legislature 2007 Regular Session

By Senate Committee on Transportation (originally sponsored by Senators Murray, Eide, Jacobsen, Marr, Spanel and Shin)

READ FIRST TIME 03/05/07.

1 AN ACT Relating to teenage drivers; amending RCW 46.20.025,
2 46.20.055, 46.20.075, 46.20.100, 46.20.267, 46.82.280, 46.82.290,
3 46.82.300, 46.82.320, and 46.82.430; adding a new section to chapter
4 46.82 RCW; adding a new section to chapter 28A.320 RCW; repealing RCW
5 28A.220.010, 28A.220.020, 28A.220.030, 28A.220.040, 28A.220.050,
6 28A.220.060, 28A.220.070, 28A.220.080, 28A.220.900, 43.131.397,
7 43.131.398, and 46.82.400; prescribing penalties; and providing an
8 effective date.

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

10 **Sec. 1.** RCW 46.20.025 and 1999 c 6 s 6 are each amended to read as
11 follows:

12 The following persons may operate a motor vehicle on a Washington
13 highway without a valid Washington driver's license:

14 (1) A member of the United States Army, Navy, Air Force, Marine
15 Corps, or Coast Guard, or in the service of the National Guard of this
16 state or any other state, if licensed by the military to operate an
17 official motor vehicle in such service;

18 (2) A nonresident driver who is at least:

1 (a) Sixteen years of age and has immediate possession of a valid
2 driver's license issued to the driver by his or her home state; or

3 (b) ((Fifteen)) Sixteen years of age with:

4 (i) A valid instruction permit issued to the driver by his or her
5 home state; and

6 (ii) A licensed driver who has had at least five years of driving
7 experience occupying a seat beside the driver; or

8 (c) Sixteen years of age and has immediate possession of a valid
9 driver's license issued to the driver by his or her home country. A
10 nonresident driver may operate a motor vehicle in this state under this
11 subsection (2)(c) for up to one year;

12 (3) Any person operating special highway construction equipment as
13 defined in RCW 46.16.010;

14 (4) Any person while driving or operating any farm tractor or
15 implement of husbandry that is only incidentally operated or moved over
16 a highway; or

17 (5) An operator of a locomotive upon rails, including a railroad
18 crossing over a public highway. A locomotive operator is not required
19 to display a driver's license to any law enforcement officer in
20 connection with the operation of a locomotive or train within this
21 state.

22 **Sec. 2.** RCW 46.20.055 and 2006 c 219 s 14 are each amended to read
23 as follows:

24 (1) **Driver's instruction permit.** The department may issue a
25 driver's instruction permit with or without a photograph to an
26 applicant who has successfully passed all parts of the examination
27 other than the driving test, provided the information required by RCW
28 46.20.091, paid a fee of twenty dollars, and meets the following
29 requirements:

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

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

32 (i) Has submitted a proper application; and

33 (ii) Is enrolled in a (~~traffic safety education program offered,~~
34 ~~approved, and accredited by the superintendent of public instruction or~~
35 ~~offered by a driver training school licensed and inspected by the~~
36 ~~department of licensing under chapter 46.82 RCW, that includes practice~~

1 driving)) driver training and traffic safety education course as
2 defined in RCW 46.82.280.

3 (c) To obtain an instruction permit, an applicant under eighteen
4 years of age must be in compliance with the compulsory attendance
5 requirements established in RCW 28A.225.010.

6 (d) At the time the instruction permit is issued, the applicant's
7 parent or guardian or an applicant emancipated under chapter 13.64 RCW
8 must:

9 (i) Receive materials explaining the intermediate license;

10 (ii) Acknowledge that he or she understands the restrictions of the
11 intermediate license; and

12 (iii) Receive a department issued log book to record the required
13 supervised driving practice hours prescribed under RCW 46.20.075.

14 **(2) Waiver of written examination for instruction permit.** The
15 department may waive the written examination, if, at the time of
16 application, an applicant is enrolled in(÷

17 ~~(a) A traffic safety education course as defined by RCW~~
18 ~~28A.220.020(2); or~~

19 ~~(b) A course of instruction offered by a licensed driver training~~
20 ~~school as defined by RCW 46.82.280(4)) a driver training and traffic~~
21 safety education course as defined in RCW 46.82.280.

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

24 **(3) Effect of instruction permit.** A person holding a driver's
25 instruction permit may drive a motor vehicle, other than a motorcycle,
26 upon the public highways if:

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

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

30 **(4) Term of instruction permit.** A driver's instruction permit is
31 valid for one year from the date of issue.

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

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

36 (c) A person applying to renew an instruction permit must submit
37 the application to the department in person.

1 **Sec. 3.** RCW 46.20.075 and 2000 c 115 s 2 are each amended to read
2 as follows:

3 (1) An intermediate license authorizes the holder to drive a motor
4 vehicle under the conditions specified in this section. An applicant
5 for an intermediate license must be at least sixteen years of age and:

6 (a) Have possessed a valid instruction permit for a period of not
7 less than six months;

8 (b) Have passed a driver licensing examination administered by the
9 department;

10 (c) Have passed a driver training and traffic safety education
11 course (~~((of driver's education))~~) in accordance with the standards
12 established in RCW 46.20.100;

13 (d) Present (~~(certification)~~) a department issued log book,
14 certified by his or her parent, guardian, or employer (~~((to the~~
15 ~~department))~~) stating (~~((i))~~) that the applicant has had at least
16 (~~((fifty))~~) sixty hours of driving experience, ten of which were at
17 night, during which the driver was supervised by a person at least
18 twenty-one years of age who has had a valid driver's license for at
19 least (~~((three))~~) five years(~~((, and (ii)))~~);

20 (e) Present certification that the applicant has not been issued a
21 notice of traffic infraction or cited for a traffic violation that is
22 pending at the time of the application for the intermediate license;

23 (~~((e))~~) (f) Not have been convicted of or found to have committed
24 a traffic violation within the last six months before the application
25 for the intermediate license; and

26 (~~((f))~~) (g) Not have been adjudicated for an offense involving the
27 use of alcohol or drugs during the period the applicant held an
28 instruction permit.

29 (2) (~~((For the first six months after the issuance of an~~
30 ~~intermediate license or))~~) Until the holder reaches eighteen years of
31 age, (~~((whichever occurs first))~~) when the intermediate license
32 conditions in this section no longer apply, the holder of (~~((the))~~) an
33 intermediate license may not:

34 (a) Operate a motor vehicle that is carrying any passengers under
35 the age of twenty who are not members of the holder's immediate family
36 as defined in RCW 42.17.020(~~((For the remaining period of the~~
37 ~~intermediate license, the holder may not operate a motor vehicle that~~

1 ~~is carrying more than three passengers who are under the age of twenty~~
2 ~~who are not members of the holder's immediate family.~~

3 ~~(3) The holder of an intermediate license may not)), except as~~
4 ~~permitted under RCW 46.20.055; or~~

5 ~~(b) Operate a motor vehicle between the hours of ((1)) 12 a.m. and~~
6 ~~((5)) 6 a.m. except when the holder is accompanied by a parent,~~
7 ~~guardian, or a licensed driver who is at least twenty-five years of~~
8 ~~age.~~

9 ~~((4)) (3) It is a traffic infraction for the holder of an~~
10 ~~intermediate license to operate a motor vehicle in violation of the~~
11 ~~restrictions imposed under this section.~~

12 ~~((5) Enforcement of this section by law enforcement officers may~~
13 ~~be accomplished only as a secondary action when a driver of a motor~~
14 ~~vehicle has been detained for a suspected violation of this title or an~~
15 ~~equivalent local ordinance or some other offense.~~

16 ~~(6)) (4) An intermediate licensee may drive at any hour without~~
17 ~~restrictions on the number of passengers in the vehicle if necessary~~
18 ~~for agricultural purposes.~~

19 ~~((7) An intermediate licensee may drive at any hour without~~
20 ~~restrictions on the number of passengers in the vehicle if, for the~~
21 ~~twelve month period following the issuance of the intermediate license,~~
22 ~~he or she:~~

23 ~~(a) Has not been involved in an automobile accident; and~~

24 ~~(b) Has not been convicted or found to have committed a traffic~~
25 ~~offense described in chapter 46.61 RCW or violated restrictions placed~~
26 ~~on an intermediate licensee under this section.))~~

27 ~~(5) An intermediate licensee over the age of seventeen may drive~~
28 ~~with one passenger under the age of twenty who is not an immediate~~
29 ~~family member, if for the previous twelve-month period the intermediate~~
30 ~~licensee has not been involved in a motor vehicle accident, has not~~
31 ~~been convicted or found to have committed a traffic offense described~~
32 ~~in chapter 46.61 RCW, or has not violated restrictions placed on an~~
33 ~~intermediate licensee under this section.~~

34 ~~(6) The department shall initiate a voluntary program that offers~~
35 ~~intermediate license holders and their parents or guardians a sign, to~~
36 ~~improve enforcement of the restrictions under this section, that can be~~
37 ~~temporarily attached to the vehicle, identifying the driver as an~~
38 ~~intermediate license holder.~~

1 **Sec. 4.** RCW 46.20.100 and 2002 c 195 s 1 are each amended to read
2 as follows:

3 (1) **Application.** The application of a person under the age of
4 eighteen years for a driver's license or a motorcycle endorsement must
5 be signed by a parent or guardian with custody of the minor. If the
6 person under the age of eighteen has no father, mother, or guardian,
7 then the application must be signed by the minor's employer.

8 (2) **Driver training and traffic safety education requirement.** For
9 a person under the age of eighteen years to obtain a driver's license
10 he or she must meet the driver training and traffic safety education
11 requirements of this subsection.

12 (a) To meet the driver training and traffic safety education
13 requirement for a driver's license, the applicant must satisfactorily
14 complete a driver training and traffic safety education course as
15 defined in RCW (~~((28A.220.020 for a course offered by a school district,~~
16 ~~or as defined by the department of licensing for a course offered by a~~
17 ~~driver training school licensed under chapter 46.82 RCW)) 46.82.280.~~
18 The course (~~(offered by a school district or an approved private~~
19 ~~school)) must meet the standards established by (~~(the office of the~~
20 ~~state superintendent of public instruction. The course offered by a~~
21 ~~driver training school must meet the standards established by))~~ the
22 department of licensing with the advice of the driver instructors'
23 advisory committee, pursuant to RCW 46.82.300. (~~(The traffic safety~~
24 ~~education course may be provided by:~~~~

25 ~~(i) A recognized secondary school; or~~

26 ~~(ii) A driver training school licensed under chapter 46.82 RCW that~~
27 ~~is annually approved by the department of licensing.))~~

28 (b) To meet the driver training and traffic safety education
29 requirement for a motorcycle endorsement, the applicant must
30 successfully complete a motorcycle safety education course that meets
31 the standards established by the department of licensing.

32 (c) The department may waive the driver training and traffic safety
33 education requirement for a driver's license if the applicant
34 demonstrates to the department's satisfaction that:

35 (i) He or she was unable to take or complete a driver training and
36 traffic safety education course;

37 (ii) A need exists for the applicant to operate a motor vehicle;
38 and

1 (iii) He or she has the ability to operate a motor vehicle in such
2 a manner as not to jeopardize the safety of persons or property.
3 The department may adopt rules to implement this subsection (2)(c) (~~in~~
4 ~~concert with the supervisor of the traffic safety education section of~~
5 ~~the office of the superintendent of public instruction~~)).

6 (d) The department may waive the driver training and traffic safety
7 education requirement if the applicant is sixteen years of age and was
8 licensed to drive a motor vehicle or motorcycle outside this state and
9 provides proof that he or she has had education equivalent to that
10 required under this subsection.

11 **Sec. 5.** RCW 46.20.267 and 2000 c 115 s 3 are each amended to read
12 as follows:

13 If a person issued an intermediate license is convicted of or found
14 to have committed a traffic offense described in chapter 46.61 RCW or
15 violated restrictions placed on an intermediate license under RCW
16 46.20.075:

17 (~~1~~) (~~On the first such conviction or finding the department shall~~
18 ~~mail the parent or guardian of the person a letter warning the person~~
19 ~~of the provisions of this section;~~

20 (~~2~~) On the (~~second such~~) first conviction or finding, the
21 department shall suspend the person's intermediate driver's license for
22 a period of (~~six~~) three months or until the person reaches eighteen
23 years of age, whichever occurs first, and mail the parent or guardian
24 of the person a notification of the suspension. The person may apply
25 for a driver's instruction permit under RCW 46.20.055, which is valid
26 for the duration of the suspension;

27 (~~3~~) (~~2~~) On the (~~third such~~) second conviction or finding, the
28 department shall suspend the person's intermediate driver's license for
29 a period of six months or until the person reaches eighteen years of
30 age, whichever occurs first, and mail the parent or guardian of the
31 person a notification of the suspension;

32 (3) On the third such conviction or finding, the department shall
33 suspend the person's intermediate driver's license until the person
34 reaches eighteen years of age and mail the parent or guardian of the
35 person a notification of the suspension.

36 For the purposes of this section, a single ticket for one or more
37 traffic offenses constitutes a single traffic offense.

1 NEW SECTION. **Sec. 6.** A new section is added to chapter 46.82 RCW
2 to read as follows:

3 Driver training and traffic safety education courses administered
4 under this chapter must provide consistent instruction throughout the
5 state regarding: Motor vehicle laws and graduated licensing
6 requirements and restrictions; an acceptance of personal responsibility
7 on the public highways; an understanding of the causes and consequences
8 of traffic accidents; and supervised training and practice in the
9 skills necessary for the safe operation of motor vehicles. A driver
10 training and traffic safety education course must consist of integrated
11 classroom instruction and behind-the-wheel instruction, which may be
12 provided by licensed instructors employed by driver training schools or
13 school districts under section 12 of this act.

14 **Sec. 7.** RCW 46.82.280 and 2006 c 219 s 2 are each amended to read
15 as follows:

16 The definitions in this section apply throughout this chapter
17 unless the context clearly requires otherwise.

18 (1) "Behind-the-wheel instruction" means instruction in an approved
19 driver training school instruction vehicle according to and inclusive
20 of the minimum required curriculum. Behind-the-wheel instruction is
21 characterized by driving experience.

22 (2) "Classroom" means a space dedicated to and used exclusively
23 (~~by a driver training instructor~~) for the instruction of students.
24 With prior department approval, a branch office classroom may be
25 located within alternative facilities, such as a public or private
26 library, school, community college, college or university, or a
27 business training facility.

28 (3) "Classroom instruction" means that portion of a driver training
29 and traffic safety education course that is characterized by
30 classroom-based student instruction conducted by or under the direct
31 supervision of a licensed instructor or licensed instructors.

32 (4) "Driver training school" means a commercial driver training
33 school engaged in the business of giving instruction, for a fee, in the
34 operation of automobiles.

35 (5) "Driver training and traffic safety education course" means a
36 course of instruction in traffic safety education approved and licensed

1 by the department of licensing that consists of classroom and behind-
2 the-wheel instruction as documented by the minimum approved curriculum.

3 (6) "Director" means the director of the department of licensing of
4 the state of Washington.

5 (7) "Advisory committee" means the driving instructors' advisory
6 committee as created in this chapter.

7 (8) "Fraudulent practices" means any conduct or representation on
8 the part of a driver training school owner or instructor including:

9 (a) Inducing anyone to believe, or to give the impression, that a
10 license to operate a motor vehicle or any other license granted by the
11 director may be obtained by any means other than those prescribed by
12 law, or furnishing or obtaining the same by illegal or improper means,
13 or requesting, accepting, or collecting money for such purposes;

14 (b) (~~Operation of~~) Operating a driver training school without a
15 license, providing instruction without an instructor's license,
16 verifying enrollment prior to being licensed, misleading or false
17 statements on applications for a commercial driver training school
18 license or instructor's license or on any required records or
19 supporting documentation;

20 (c) Failing to fully document and maintain all required driver
21 training school records of instruction, school operation, and
22 instructor training;

23 (d) Issuing a driver training and traffic safety education course
24 certificate without requiring completion of the necessary behind-the-
25 wheel and classroom instruction.

26 (9) "Instructor" means any person employed by or otherwise
27 associated with a driver training school (~~to instruct persons in the~~
28 ~~operation of an automobile~~), driver training education program, or
29 traffic safety education program to teach or instruct persons in the
30 classroom instruction phase or behind-the-wheel instruction phase, or
31 both, in the operation of an automobile.

32 (10) "Owner" means an individual, partnership, corporation,
33 association, or other person or group that holds a substantial interest
34 in a driver training school.

35 (11) "Place of business" means a designated location at which the
36 business of a driver training school is transacted and its records are
37 kept.

1 (12) "Person" means any individual, firm, corporation, partnership,
2 or association.

3 (13) "Substantial interest holder" means a person who has actual or
4 potential influence over the management or operation of any driver
5 training school. Evidence of substantial interest includes, but is not
6 limited to, one or more of the following:

7 (a) Directly or indirectly owning, operating, managing, or
8 controlling a driver training school or any part of a driver training
9 school;

10 (b) Directly or indirectly profiting from or assuming liability for
11 debts of a driver training school;

12 (c) Is an officer or director of a driver training school;

13 (d) Owning ten percent or more of any class of stock in a privately
14 or closely held corporate driver training school, or five percent or
15 more of any class of stock in a publicly traded corporate driver
16 training school;

17 (e) Furnishing ten percent or more of the capital, whether in cash,
18 goods, or services, for the operation of a driver training school
19 during any calendar year; or

20 (f) Directly or indirectly receiving a salary, commission,
21 royalties, or other form of compensation from the activity in which a
22 driver training school is or seeks to be engaged.

23 (14) "Student" means any person enrolled in a driver training
24 education course that pays a fee for instruction.

25 **Sec. 8.** RCW 46.82.290 and 1979 ex.s. c 51 s 2 are each amended to
26 read as follows:

27 (1) The director shall be responsible for the administration and
28 enforcement of the law pertaining to driver training schools as set
29 forth in this chapter.

30 (2) The director is authorized to adopt and enforce such reasonable
31 rules as may be consistent with and necessary to carry out this
32 chapter.

33 (3)(a) The director shall develop a uniform driver training and
34 traffic safety education curriculum. The department, under the
35 direction of the director, shall produce instructional materials
36 consistent with the curriculum.

1 (b) The department shall develop a comprehensive strategy to engage
2 parents and guardians in the curriculum, including at least one
3 classroom session with parent or guardian participation to ensure that
4 parents and guardians understand their supportive roles and the driving
5 restrictions of the intermediate license. The department shall supply
6 a parental guide, available in both English and Spanish, to assist
7 parents and guardians in supporting the curriculum.

8 (c) The department shall undertake a statewide educational campaign
9 to educate parents, guardians, and the public about intermediate
10 license restrictions.

11 (4) The director shall advise the superintendent of public
12 instruction of the traffic safety benefits, including reduced accident
13 rates, of (a) shifting high school start times to 9 a.m. and end times
14 to 4 p.m., and (b) closing high school campuses during the lunch hour.

15 **Sec. 9.** RCW 46.82.300 and 2006 c 219 s 3 are each amended to read
16 as follows:

17 ~~(1) ((The director shall be assisted in the duties and~~
18 ~~responsibilities of this chapter by the driver instructors' advisory~~
19 ~~committee, consisting of five members. Members of the advisory~~
20 ~~committee shall be appointed by the director for two year terms and~~
21 ~~shall consist of a representative of the driver training schools, a~~
22 ~~representative of the driving instructors (who shall not be from the~~
23 ~~same school as the school member), a representative of the~~
24 ~~superintendent of public instruction, a representative of the~~
25 ~~department of licensing, and a representative from the Washington state~~
26 ~~traffic safety commission. Members shall be reimbursed for travel~~
27 ~~expenses in accordance with RCW 43.03.050 and 43.03.060. A member who~~
28 ~~is receiving a salary from the state shall not receive compensation~~
29 ~~other than travel expenses incurred in such service.~~

30 ~~(2) The advisory committee shall meet at least semiannually and~~
31 ~~shall have additional meetings as may be called by the director. The~~
32 ~~director or the director's representative shall attend all meetings of~~
33 ~~the advisory committee and shall serve as chairman.~~

34 ~~(3) Duties of the advisory committee shall be to:~~

35 ~~(a) Advise and confer with the director or the director's~~
36 ~~representative on matters pertaining to the establishment of rules~~
37 ~~necessary to carry out this chapter;~~

1 ~~(b) Review and update when necessary a curriculum consisting of a~~
2 ~~list of items of knowledge and the processes of driving a motor vehicle~~
3 ~~specifying the minimum requirements adjudged necessary in teaching a~~
4 ~~proper and adequate course of driver education;~~

5 ~~(c) Review and update instructor certification standards to be~~
6 ~~consistent with RCW 46.82.330 and take into consideration those~~
7 ~~standards required to be met by traffic safety education teachers under~~
8 ~~RCW 28A.220.020(3); and~~

9 ~~(d) Prepare the examination for a driver instructor's certificate~~
10 ~~and review examination results at least once each calendar year for the~~
11 ~~purpose of updating and revising examination standards.)) To ensure a~~
12 consistent and integrated driver training and traffic safety education
13 program, an advisory and oversight committee is created to assist the
14 director in his or her duties and responsibilities under this chapter.

15 (2) Members of the advisory and oversight committee are appointed
16 by the director for two-year terms and, at a minimum, include:

17 (a) The director, or his or her designee;

18 (b) A representative of the driver training schools;

19 (c) A representative of the driving instructors, who is not from
20 the same school as the driver training school representative;

21 (d) The superintendent of public instruction or his or her
22 designee;

23 (e) A representative from the traffic safety commission;

24 (f) A representative from the Washington state patrol;

25 (g) A representative from a group representing the concerns of
26 bicyclists or pedestrians, or both;

27 (h) A representative from the teen driver task force; and

28 (i) Other members as recommended by the director.

29 (3) Members are reimbursed for travel expenses in accordance with
30 RCW 43.03.050 and 43.03.060. A member who is receiving a salary from
31 the state shall not receive compensation other than travel expenses
32 incurred in such service.

33 (4) The advisory and oversight committee shall meet at least four
34 times per year and have additional meetings if required by the
35 director. The director or the director's designee shall attend all
36 meetings. Members shall vote among themselves for a chair whose term
37 shall be two years.

38 (5) The advisory and oversight committee shall:

1 (a) Advise and confer with the director on matters pertaining to
2 the establishment of rules necessary to carry out this chapter;

3 (b) Review and make recommendations pertaining to the driver
4 training and traffic safety education curriculum, including:

5 (i) A list of items of necessary knowledge;

6 (ii) A description of the process of driving a motor vehicle;

7 (iii) The minimum requirements that are necessary to teach a proper
8 and adequate course of driver training and traffic safety education;
9 and

10 (iv) Materials explaining intermediate license restrictions;

11 (c) Review and update instructor certification standards to be
12 consistent with RCW 46.82.330;

13 (d) Prepare the examination for a driver instructor's certificate
14 and review examination results at least once each calendar year for the
15 purpose of updating and revising examination standards;

16 (e) Consider and evaluate parent taught drivers training and
17 traffic safety education, and make recommendations as to (i) adapting
18 the Washington state curriculum for parent taught drivers training and
19 traffic safety education, (ii) the suitability of commercially
20 available parent taught drivers training and traffic safety education,
21 and (iii) whether parent taught drivers training and traffic safety
22 education could be a component of Washington's drivers training and
23 safety education; and

24 (f) Submit a report to the legislature, beginning by January 1,
25 2010, and every two years thereafter, on the condition of driver
26 training and traffic safety education in Washington state.

27 **Sec. 10.** RCW 46.82.320 and 2006 c 219 s 5 are each amended to read
28 as follows:

29 (1) No person (~~affiliated with a driver training school~~) shall
30 give instruction in the operation of an automobile for a fee without a
31 license issued by the director for that purpose. An application for an
32 original or renewal instructor's license shall be filed with the
33 director, containing such information as prescribed by this chapter and
34 by the director, accompanied by an application fee set by rule of the
35 department, which shall in no event be refunded. An application for a
36 renewal instructor's license must be accompanied by proof of the
37 applicant's continuing professional development that meets the

1 standards adopted by the director. If the applicant satisfactorily
2 meets the application requirements and the examination requirements as
3 prescribed in RCW 46.82.330, the applicant shall be granted a license
4 valid for a period of one year from the date of issuance. An
5 instructor shall take a requalification examination every five years.

6 (2) The director shall issue a license certificate to each
7 qualified applicant.

8 (a) An employing driver training school must conspicuously display
9 an instructor's license at its established place of business and
10 display copies of the instructor's license at any branch office where
11 the instructor provides instruction.

12 (b) Unless revoked, canceled, or denied by the director, the
13 license shall remain the property of the licensee in the event of
14 termination of employment or employment by another driver training
15 school.

16 (c) If the director has not received a renewal application on or
17 before the date a license expires, the license will be voided requiring
18 a new application as provided for in this chapter, including
19 examination and payment of all fees.

20 (d) If revoked, canceled, or denied by the director, the license
21 must be surrendered to the department within ten days following the
22 effective date of such action.

23 (3) Instructors previously certificated as qualified teachers by
24 the superintendent of public instruction are subject to reasonable
25 qualification requirements jointly adopted by the superintendent of
26 public instruction and the director for a period not to exceed five
27 years and agreed upon by both.

28 (4) Each licensee shall be provided with a wallet-size
29 identification card by the director at the time the license is issued
30 which shall be carried on the instructor's person at all times while
31 engaged in instructing.

32 ((+4)) (5) The person to whom an instructor's license has been
33 issued shall notify the director in writing within ten days of any
34 change of employment or termination of employment, providing the name
35 and address of the new driver training school by whom the instructor
36 will be employed.

1 **Sec. 11.** RCW 46.82.430 and 1998 c 165 s 6 are each amended to read
2 as follows:

3 Instructional material used in driver training (~~((schools shall))~~)
4 education courses must include information on:

5 (1) The proper use of the left-hand lane by motor vehicles on
6 multilane highways (~~(and on))~~;

7 (2) Bicyclists' and pedestrians' rights and responsibilities and
8 suggested riding procedures in common traffic situations;

9 (3) Motorcycle awareness, as approved by the motorcycle safety
10 foundation, to instruct new drivers on the importance of safely sharing
11 the road with motorcyclists; and

12 (4) The effects of alcohol and drug use on motor vehicle operators,
13 including information on drug and alcohol-related injury and mortality
14 rates in the state of Washington, and the current penalties for driving
15 under the influence of drugs or alcohol.

16 NEW SECTION. **Sec. 12.** A new section is added to chapter 28A.320
17 RCW to read as follows:

18 (1) The board of directors of every school district or combination
19 of school districts may establish and operate, or contract, a driver
20 training and traffic safety education course as described under chapter
21 46.82 RCW and assess the tuition and special fees necessary to offset
22 the maintenance and operation costs of this course in whole or in part.
23 Local school districts may teach this course after regular school
24 hours, on weekends, on regular school days, or as a summer school
25 course.

26 (2) Instructors providing driver training education under this
27 section must be properly qualified and licensed under chapter 46.82
28 RCW.

29 (3) Each school district shall submit an annual report to the
30 superintendent of public instruction on the condition of its driver
31 training and traffic safety education course.

32 (4) The superintendent of public instruction shall monitor school
33 districts' driver training and traffic safety education courses and
34 adopt rules, in consultation with the department of licensing,
35 necessary to implement this section.

1 NEW SECTION. **Sec. 13.** The following acts or parts of acts are
2 each repealed:

- 3 (1) RCW 28A.220.010 (Legislative declaration) and 1977 c 76 s 1;
- 4 (2) RCW 28A.220.020 (Definitions) and 1990 c 33 s 218, 1979 c 158
5 s 195, 1977 c 76 s 2, 1969 ex.s. c 218 s 1, & 1963 c 39 s 2;
- 6 (3) RCW 28A.220.030 (Administration of program--Powers and duties
7 of school officials) and 2000 c 115 s 9, 1979 c 158 s 196, 1977 c 76 s
8 3, 1969 ex.s. c 218 s 2, & 1963 c 39 s 3;
- 9 (4) RCW 28A.220.040 (Fiscal support--Reimbursement to school
10 districts--Enrollment fees--Deposit) and 2000 c 115 s 10, 1984 c 258 s
11 331, 1977 c 76 s 4, 1969 ex.s. c 218 s 6, 1967 ex.s. c 147 s 5, & 1963
12 c 39 s 8;
- 13 (5) RCW 28A.220.050 (Information on proper use of left-hand lane)
14 and 1986 c 93 s 4;
- 15 (6) RCW 28A.220.060 (Information on effects of alcohol and drug
16 use) and 1991 c 217 s 2;
- 17 (7) RCW 28A.220.070 (Rules) and 2000 c 115 s 11;
- 18 (8) RCW 28A.220.080 (Information on motorcycle awareness) and 2004
19 c 126 s 1;
- 20 (9) RCW 28A.220.900 (Purpose) and 1991 c 217 s 1, 1969 ex.s. c 218
21 s 7, & 1963 c 39 s 1;
- 22 (10) RCW 43.131.397 (Intermediate driver's license program--Review)
23 and 2000 c 115 s 12;
- 24 (11) RCW 43.131.398 (Intermediate driver's license program--Repeal)
25 and 2000 c 115 s 13; and
- 26 (12) RCW 46.82.400 (Chapter not applicable to educational
27 institutions) and 1979 ex.s. c 51 s 13.

28 NEW SECTION. **Sec. 14.** This act takes effect January 1, 2008.

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