
HOUSE BILL 2376

State of Washington 58th Legislature 2004 Regular Session

By Representatives Nixon and Kirby

Read first time 01/13/2004. Referred to Committee on Transportation.

1 AN ACT Relating to intermediate drivers' licenses; amending RCW
2 46.20.075; and creating a new section.

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

4 NEW SECTION. **Sec. 1.** Since the enactment of the intermediate
5 driver license law in 2000, the restriction on carrying passengers
6 under the age of 20 has prevented many young drivers from carpooling to
7 and from school, sporting events, and other extracurricular activities.
8 This wastes fuel and contributes to congestion on our roadways,
9 defeating many important transportation goals of the state. The
10 legislature intends to correct this situation by allowing holders of
11 intermediate licenses to once again carry unrelated underage
12 passengers. The legislature further intends to permit holders of
13 intermediate licenses to carry more than three unrelated underage
14 passengers when accompanied by a parent, guardian, or licensed driver
15 over twenty-five years of age.

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

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

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

6 (b) Have passed a driver licensing examination administered by the
7 department;

8 (c) Have passed a course of driver's education in accordance with
9 the standards established in RCW 46.20.100;

10 (d) Present certification by his or her parent, guardian, or
11 employer to the department stating (i) that the applicant has had at
12 least fifty hours of driving experience, ten of which were at night,
13 during which the driver was supervised by a person at least twenty-one
14 years of age who has had a valid driver's license for at least three
15 years, and (ii) that the applicant has not been issued a notice of
16 traffic infraction or cited for a traffic violation that is pending at
17 the time of the application for the intermediate license;

18 (e) Not have been convicted of or found to have committed a traffic
19 violation within the last six months before the application for the
20 intermediate license; and

21 (f) Not have been adjudicated for an offense involving the use of
22 alcohol or drugs during the period the applicant held an instruction
23 permit.

24 (2) For the first six months after the issuance of an intermediate
25 license or until the holder reaches eighteen years of age, whichever
26 occurs first, the holder of the license may not operate a motor vehicle
27 that is carrying (~~any passengers under the age of twenty who are not~~
28 ~~members of the holder's immediate family as defined in RCW 42.17.020.~~
29 ~~For the remaining period of the intermediate license, the holder may~~
30 ~~not operate a motor vehicle that is carrying~~) more than three
31 passengers who are under the age of twenty who are not members of the
32 holder's immediate family as defined in RCW 42.17.020, except when the
33 holder is accompanied by a parent, guardian, or a licensed driver who
34 is at least twenty-five years of age.

35 (3) The holder of an intermediate license may not operate a motor
36 vehicle between the hours of 1 a.m. and 5 a.m. except when the holder
37 is accompanied by a parent, guardian, or a licensed driver who is at
38 least twenty-five years of age.

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

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

8 (6) An intermediate licensee may drive at any hour without
9 restrictions on the number of passengers in the vehicle if necessary
10 for agricultural purposes.

11 (7) An intermediate licensee may drive at any hour without
12 restrictions on the number of passengers in the vehicle if, for the
13 twelve-month period following the issuance of the intermediate license,
14 he or she:

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

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

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