
HOUSE BILL 2093

State of Washington

53rd Legislature

1993 Regular Session

By Representatives Ballard and Jones

Read first time 03/05/93. Referred to Committee on Transportation.

1 AN ACT Relating to limiting issuance of drivers' licenses for
2 persons under eighteen; amending RCW 46.04.480 and 46.20.311; adding
3 new sections to chapter 46.20 RCW; adding a new section to chapter
4 28A.175 RCW; providing an effective date; and declaring an emergency.

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

6 NEW SECTION. **Sec. 1.** The legislature finds that the public policy
7 that encourages universal public education through grade twelve can be
8 promoted by conditioning the ability to obtain a driver's license or
9 instructional permit for youth under eighteen years of age on school
10 enrollment or high school graduation.

11 NEW SECTION. **Sec. 2.** Except as provided in section 4 of this act,
12 the department may issue a driver's license or instructional permit to
13 operate a motor vehicle to an individual under eighteen years of age
14 only if the individual is enrolled in an elementary or secondary
15 school, in a course leading to a high school diploma or its equivalent,
16 or has obtained a high school diploma or its equivalent.

1 NEW SECTION. **Sec. 3.** Except as provided in section 4 of this act,
2 the department shall suspend or revoke a driver's license or
3 instructional permit of an individual under eighteen years of age if
4 the individual withdraws from school or a course leading to a high
5 school diploma, or its equivalent, other than to enroll in another
6 school or course. An individual who, without excuse, misses ten
7 consecutive school days or misses fifteen school days in any ninety-day
8 period is presumed to have withdrawn from school for the purposes of
9 this section.

10 NEW SECTION. **Sec. 4.** Notwithstanding the requirements of sections
11 2 and 3 of this act, the superintendent of public instruction, or the
12 designee of the superintendent, may on a case-by-case basis allow
13 individuals who are not in compliance with sections 2 and 3 of this act
14 to obtain or retain a driver's license or instructional permit in
15 accordance with rules and standards to be adopted by the superintendent
16 of public instruction.

17 NEW SECTION. **Sec. 5.** The state shall reimburse a school district
18 that enrolls and signs a student to an attendance agreement or
19 individual education plan, where that student has not been enrolled in
20 a school in that district and who is deemed to have withdrawn from a
21 school under section 3 of this act, at one hundred ten percent of the
22 regular funding rate.

23 **Sec. 6.** RCW 46.04.480 and 1988 c 148 s 8 are each amended to read
24 as follows:

25 "Revoke," in all its forms, means the invalidation for a period of
26 one calendar year and thereafter until reissue(~~(:—PROVIDED, That))~~,
27 except under the provisions of RCW 46.20.285, 46.20.311, 46.20.265,
28 section 3 of this act, or 46.61.515 and chapter 46.65 RCW the
29 invalidation may last for a period other than one calendar year.

30 **Sec. 7.** RCW 46.20.311 and 1990 c 250 s 45 are each amended to read
31 as follows:

32 (1) The department shall not suspend a driver's license or
33 privilege to drive a motor vehicle on the public highways for a fixed
34 period of more than one year, except as permitted under RCW 46.20.342,
35 section 3 of this act, or 46.61.515. Whenever the license or driving

1 privilege of any person is suspended by reason of a conviction, a
2 finding that a traffic infraction has been committed, pursuant to
3 chapter 46.29 RCW, or pursuant to RCW 46.20.291, the suspension shall
4 remain in effect until the person gives and thereafter maintains proof
5 of financial responsibility for the future as provided in chapter 46.29
6 RCW. The department shall not issue to the person a new, duplicate, or
7 renewal license until the person pays a reissue fee of twenty dollars.
8 If the suspension is the result of a violation of RCW 46.61.502 or
9 46.61.504, the reissue fee shall be fifty dollars.

10 (2) Any person whose license or privilege to drive a motor vehicle
11 on the public highways has been revoked, unless the revocation was for
12 a cause which has been removed, is not entitled to have the license or
13 privilege renewed or restored until: (a) After the expiration of one
14 year from the date the license or privilege to drive was revoked; (b)
15 after the expiration of the applicable revocation period provided by
16 RCW 46.61.515(3) (b) or (c); (c) after the expiration of two years for
17 persons convicted of vehicular homicide; (d) after the expiration of
18 one year in cases of revocation for the first refusal within five years
19 to submit to a chemical test under RCW 46.20.308; (e) after the
20 expiration of two years in cases of revocation for the second refusal
21 within five years to submit to a chemical test under RCW 46.20.308;
22 ((or)) (f) after the expiration of the applicable revocation period
23 provided by RCW 46.20.265; or (g) for persons whose license is revoked
24 under section 3 of this act: Upon attaining eighteen years of age;
25 enrolling in an elementary or secondary school; enrolling in a course
26 leading to a high school diploma or its equivalent; or obtaining a high
27 school diploma or its equivalent. After the expiration of the
28 appropriate period, the person may make application for a new license
29 as provided by law together with a reissue fee in the amount of twenty
30 dollars, but if the revocation is the result of a violation of RCW
31 46.20.308, 46.61.502, or 46.61.504, the reissue fee shall be fifty
32 dollars. Except for a revocation under RCW 46.20.265 or section 3 of
33 this act, the department shall not then issue a new license unless it
34 is satisfied after investigation of the driving ability of the person
35 that it will be safe to grant the privilege of driving a motor vehicle
36 on the public highways, and until the person gives and thereafter
37 maintains proof of financial responsibility for the future as provided
38 in chapter 46.29 RCW. For a revocation under RCW 46.20.265, the
39 department shall not issue a new license unless it is satisfied after

1 investigation of the driving ability of the person that it will be safe
2 to grant that person the privilege of driving a motor vehicle on the
3 public highways.

4 (3) Whenever the driver's license of any person is suspended
5 pursuant to Article IV of the nonresident violators compact or RCW
6 46.23.020, the department shall not issue to the person any new or
7 renewal license until the person pays a reissue fee of twenty dollars.
8 If the suspension is the result of a violation of the laws of another
9 state, province, or other jurisdiction involving (a) the operation or
10 physical control of a motor vehicle upon the public highways while
11 under the influence of intoxicating liquor or drugs, or (b) the refusal
12 to submit to a chemical test of the driver's blood alcohol content, the
13 reissue fee shall be fifty dollars.

14 NEW SECTION. **Sec. 8.** Sections 1 through 4 of this act are each
15 added to chapter 46.20 RCW. Section 5 of this act is added to chapter
16 28A.175 RCW.

17 NEW SECTION. **Sec. 9.** This act is necessary for the immediate
18 preservation of the public peace, health, or safety, or support of the
19 state government and its existing public institutions, and shall take
20 effect July 1, 1993.

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