

2 **ESSB 6187** - H AMD 1180

3 By Representative

4

5 Strike everything after the enacting clause and insert the
6 following:

7 "Sec. 1. RCW 46.20.311 and 1997 c 58 s 807 are each amended to
8 read as follows:

9 (1)(a) The department shall not suspend a driver's license or
10 privilege to drive a motor vehicle on the public highways for a fixed
11 period of more than one year, except as specifically permitted under
12 RCW 46.20.342 or other provision of law. Except for a suspension under
13 RCW 46.20.289, 46.20.291(5), or 74.20A.320, whenever the license or
14 driving privilege of any person is suspended by reason of a conviction,
15 a finding that a traffic infraction has been committed, pursuant to
16 chapter 46.29 RCW, or pursuant to RCW 46.20.291 or 46.20.308, the
17 suspension shall remain in effect until the person gives and thereafter
18 maintains proof of financial responsibility for the future as provided
19 in chapter 46.29 RCW. If the suspension is the result of a violation
20 of RCW 46.61.502 or 46.61.504, the department shall determine the
21 person's eligibility for licensing based upon the reports provided by
22 the alcoholism agency or probation department designated under RCW
23 46.61.5056 and shall deny reinstatement until enrollment and
24 participation in an approved program has been established and the
25 person is otherwise qualified. Whenever the license or driving
26 privilege of any person is suspended as a result of certification of
27 noncompliance with a child support order under chapter 74.20A RCW or a
28 residential or visitation order, the suspension shall remain in effect
29 until the person provides a release issued by the department of social
30 and health services stating that the person is in compliance with the
31 order.

32 (b)(i) The department shall not issue to the person a new,
33 duplicate, or renewal license until the person pays a reissue fee of
34 twenty dollars.

1 (ii) If the suspension is the result of a violation of RCW
2 46.61.502 or 46.61.504, or is the result of administrative action under
3 RCW 46.20.308, the reissue fee shall be one hundred fifty dollars.

4 (2)(a) Any person whose license or privilege to drive a motor
5 vehicle on the public highways has been revoked, unless the revocation
6 was for a cause which has been removed, is not entitled to have the
7 license or privilege renewed or restored until: ~~((+a))~~ (i) After the
8 expiration of one year from the date the license or privilege to drive
9 was revoked; ~~((+b))~~ (ii) after the expiration of the applicable
10 revocation period provided by RCW 46.20.3101 or 46.61.5055; ~~((+c))~~
11 (iii) after the expiration of two years for persons convicted of
12 vehicular homicide; or ~~((+d))~~ (iv) after the expiration of the
13 applicable revocation period provided by RCW 46.20.265.

14 (b)(i) After the expiration of the appropriate period, the person
15 may make application for a new license as provided by law together with
16 a reissue fee in the amount of twenty dollars~~((, but))~~.

17 (ii) If the revocation is the result of a violation of RCW
18 46.20.308, 46.61.502, or 46.61.504, the reissue fee shall be one
19 hundred fifty dollars. If the revocation is the result of a violation
20 of RCW 46.61.502 or 46.61.504, the department shall determine the
21 person's eligibility for licensing based upon the reports provided by
22 the alcoholism agency or probation department designated under RCW
23 46.61.5056 and shall deny reissuance of a license, permit, or privilege
24 to drive until enrollment and participation in an approved program has
25 been established and the person is otherwise qualified.

26 (c) Except for a revocation under RCW 46.20.265, the department
27 shall not then issue a new license unless it is satisfied after
28 investigation of the driving ability of the person that it will be safe
29 to grant the privilege of driving a motor vehicle on the public
30 highways, and until the person gives and thereafter maintains proof of
31 financial responsibility for the future as provided in chapter 46.29
32 RCW. For a revocation under RCW 46.20.265, the department shall not
33 issue a new license unless it is satisfied after investigation of the
34 driving ability of the person that it will be safe to grant that person
35 the privilege of driving a motor vehicle on the public highways.

36 (3)(a) Whenever the driver's license of any person is suspended
37 pursuant to Article IV of the nonresident violators compact or RCW
38 46.23.020 or 46.20.289 or 46.20.291(5), the department shall not issue

1 to the person any new or renewal license until the person pays a
2 reissue fee of twenty dollars.

3 (b) If the suspension is the result of a violation of the laws of
4 this or any other state, province, or other jurisdiction involving
5 ~~((+a))~~ (i) the operation or physical control of a motor vehicle upon
6 the public highways while under the influence of intoxicating liquor or
7 drugs, or ~~((+b))~~ (ii) the refusal to submit to a chemical test of the
8 driver's blood alcohol content, the reissue fee shall be one hundred
9 fifty dollars.

10 NEW SECTION. Sec. 2. A new section is added to chapter 46.68 RCW
11 to read as follows:

12 The impaired driving safety account is created in the custody of
13 the state treasurer. All receipts from fees collected under RCW
14 46.20.311 (1)(b)(ii), (2)(b)(ii), and (3)(b) shall be deposited
15 according to RCW 46.68.041. Expenditures from this account may be used
16 only to fund projects to reduce impaired driving and to provide funding
17 to local governments for costs associated with enforcing laws relating
18 to driving and boating while under the influence of intoxicating liquor
19 or any drug. The account is subject to allotment procedures under
20 chapter 43.88 RCW. Moneys in the account may be spent only after
21 appropriation.

22 **Sec. 3.** RCW 46.68.041 and 1995 2nd sp.s. c 3 s 1 are each amended
23 to read as follows:

24 (1) Except as provided in subsection (2) of this section, the
25 department shall forward all funds accruing under the provisions of
26 chapter 46.20 RCW together with a proper identifying, detailed report
27 to the state treasurer who shall deposit such moneys to the credit of
28 the highway safety fund.

29 (2) Sixty-three percent of each fee collected by the department
30 under RCW 46.20.311 (1)(b)(ii), (2)(b)(ii), and (3)(b) shall be
31 deposited in the impaired driving safety account."

32 Correct the title.

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