
HOUSE BILL 2759

State of Washington

55th Legislature

1998 Regular Session

By Representatives Gardner, Morris, Linville, Anderson, O'Brien and Sullivan

Read first time 01/19/98. Referred to Committee on Transportation Policy & Budget.

1 AN ACT Relating to traffic infraction penalties; amending RCW
2 46.63.110; and prescribing penalties.

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

4 **Sec. 1.** RCW 46.63.110 and 1997 c 331 s 3 are each amended to read
5 as follows:

6 (1) A person found to have committed a traffic infraction shall be
7 assessed a monetary penalty. No penalty may exceed two hundred and
8 fifty dollars for each offense unless authorized by this chapter or
9 title.

10 (2)(a) The supreme court shall prescribe by rule a schedule of
11 monetary penalties for designated traffic infractions. Subject to (b)
12 of this subsection, this rule shall also specify the conditions under
13 which local courts may exercise discretion in assessing fines and
14 penalties for traffic infractions. The legislature respectfully
15 requests the supreme court to adjust this schedule every two years for
16 inflation.

17 (b) Local courts may provide an automatic reduction in the amount
18 of the penalty for a traffic infraction, not to exceed ten percent, for

1 those persons who do not contest the traffic infraction and pay the
2 monetary penalty on or before the specified deadline for payment.

3 (3) There shall be a penalty of twenty-five dollars for failure to
4 respond to a notice of traffic infraction except where the infraction
5 relates to parking as defined by local law, ordinance, regulation, or
6 resolution or failure to pay a monetary penalty imposed pursuant to
7 this chapter. A local legislative body may set a monetary penalty not
8 to exceed twenty-five dollars for failure to respond to a notice of
9 traffic infraction relating to parking as defined by local law,
10 ordinance, regulation, or resolution. The local court, whether a
11 municipal, police, or district court, shall impose the monetary penalty
12 set by the local legislative body.

13 (4) Monetary penalties provided for in chapter 46.70 RCW which are
14 civil in nature and penalties which may be assessed for violations of
15 chapter 46.44 RCW relating to size, weight, and load of motor vehicles
16 are not subject to the limitation on the amount of monetary penalties
17 which may be imposed pursuant to this chapter.

18 (5) Whenever a monetary penalty is imposed by a court under this
19 chapter it is immediately payable. If the person is unable to pay at
20 that time the court may, in its discretion, grant an extension of the
21 period in which the penalty may be paid. If the penalty is not paid on
22 or before the time established for payment the court shall notify the
23 department of the failure to pay the penalty, and the department shall
24 suspend the person's driver's license or driving privilege until the
25 penalty has been paid and the penalty provided in subsection (3) of
26 this section has been paid.

27 (6) In addition to any other penalties imposed under this section
28 and not subject to the limitation of subsection (1) of this section, a
29 person found to have committed a traffic infraction shall be assessed
30 a fee of five dollars per infraction. Under no circumstances shall
31 this fee be reduced or waived. Revenue from this fee shall be
32 forwarded to the state treasurer for deposit in the emergency medical
33 services and trauma care system trust account under RCW 70.168.040.

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