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SENATE BILL 6125

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State of Washington

55th Legislature

1998 Regular Session

By Senators Kline, Zarelli, T. Sheldon, Haugen, Goings, Rasmussen, Rossi, Johnson and Oke

Read first time 01/12/98. Referred to Committee on Law & Justice.

1 AN ACT Relating to victim impact panels; amending RCW 46.20.311;  
2 reenacting and amending RCW 46.61.5055 and 46.63.020; adding new  
3 sections to chapter 46.61 RCW; creating a new section; repealing RCW  
4 46.61.5152; and prescribing penalties.

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

6 NEW SECTION. **Sec. 1.** The legislature finds that drivers impaired  
7 by alcohol or drugs constitute a major problem in this state and that  
8 the problem demands a comprehensive approach that would involve  
9 detection, intervention, education, and treatment. It is the policy of  
10 this state that these programs be paid for by persons convicted of  
11 driving while under the influence of intoxicating liquor or drugs. It  
12 is also the policy of this state to utilize victim impact panels to  
13 assist persons convicted of driving under the influence of intoxicating  
14 liquor or drugs to gain a full understanding of the severity of their  
15 offenses, including the emotional, physical, and financial suffering of  
16 victims.

17 NEW SECTION. **Sec. 2.** A new section is added to chapter 46.61 RCW  
18 to read as follows:

1 A person convicted of a violation of RCW 46.61.502 or 46.61.504 or  
2 who enters a deferred prosecution program under RCW 10.05.020 based on  
3 a violation of RCW 46.61.502 or 46.61.504 shall be required by the  
4 court to participate in a victim impact panel program that has been  
5 licensed by the department as provided in section 3 of this act.  
6 Participation in such a program may be waived if a victim impact panel  
7 program is not available within a sixty-mile radius of the person's  
8 primary residence. The court shall notify the department whenever it  
9 orders a person to participate in a program under this section or  
10 whenever the requirement for participation is waived by the court.

11 NEW SECTION. **Sec. 3.** A new section is added to chapter 46.61 RCW  
12 to read as follows:

13 It is unlawful for any person or persons to operate or maintain a  
14 victim impact panel program unless the program has a valid license  
15 under this chapter. Violation of this section is a gross misdemeanor.

16 NEW SECTION. **Sec. 4.** A new section is added to chapter 46.61 RCW  
17 to read as follows:

18 A victim impact panel program that applies for a license shall meet  
19 the following requirements:

20 (1) The program shall not be operated or in any way connected with  
21 alcohol or drug treatment programs;

22 (2) The program must include live presentations from at least two  
23 victims and/or offenders;

24 (3) Panelists must be screened, trained, and provided feedback and  
25 ongoing support;

26 (4) The presentations of the panelists must be based on actual  
27 experience and must be verified and recorded;

28 (5) Panel presentations must be at least sixty minutes in length  
29 and must involve a designated facilitator;

30 (6) Any person under the influence of alcohol or drugs shall be  
31 denied admittance;

32 (7) Unless otherwise ordered by the court under RCW 46.61.5055,  
33 persons ordered to participate in a victim impact panel program must be  
34 assessed a fee of not more than fifty dollars to be used exclusively  
35 for the operation of the program;

36 (8) Attendance records must be maintained by the program;

1 (9) Noncompliance by a person ordered to participate in a victim  
2 impact panel program shall be immediately reported to the referring  
3 court and the department.

4 NEW SECTION. **Sec. 5.** A new section is added to chapter 46.61 RCW  
5 to read as follows:

6 Every application for an initial or renewal victim impact panel  
7 license shall be in writing on a form prescribed by the department with  
8 such information as the department requires. No person may file an  
9 application for an initial or renewal license for a victim impact panel  
10 program unless he or she first pays to the department a fee of five  
11 dollars. Licenses issued under this section expire five years from the  
12 date the license is issued.

13 NEW SECTION. **Sec. 6.** A new section is added to chapter 46.61 RCW  
14 to read as follows:

15 If the department determines that there is reason to believe a  
16 violation of section 4 of this act has occurred, a statement or charge  
17 or charges shall be served upon the license holder at the earliest  
18 practical time along with a notification of the opportunity for a  
19 hearing, which shall be conducted pursuant to chapter 34.05 RCW.

20 **Sec. 7.** RCW 46.61.5055 and 1997 c 229 s 11 and 1997 c 66 s 14 are  
21 each reenacted and amended to read as follows:

22 (1) A person who is convicted of a violation of RCW 46.61.502 or  
23 46.61.504 and who has no prior offense within five years shall be  
24 punished as follows:

25 (a) In the case of a person whose alcohol concentration was less  
26 than 0.15, or for whom for reasons other than the person's refusal to  
27 take a test offered pursuant to RCW 46.20.308 there is no test result  
28 indicating the person's alcohol concentration:

29 (i) By imprisonment for not less than one day nor more than one  
30 year. Twenty-four consecutive hours of the imprisonment may not be  
31 suspended or deferred unless the court finds that the imposition of  
32 this mandatory minimum sentence would impose a substantial risk to the  
33 offender's physical or mental well-being. Whenever the mandatory  
34 minimum sentence is suspended or deferred, the court shall state in  
35 writing the reason for granting the suspension or deferral and the  
36 facts upon which the suspension or deferral is based; and

1 (ii) By a fine of not less than three hundred fifty dollars nor  
2 more than five thousand dollars. Three hundred fifty dollars of the  
3 fine may not be suspended or deferred unless the court finds the  
4 offender to be indigent; and

5 (iii) By suspension of the offender's license or permit to drive,  
6 or suspension of any nonresident privilege to drive, for a period of  
7 ninety days. The period of license, permit, or privilege suspension  
8 may not be suspended. The court shall notify the department of  
9 licensing of the conviction, and upon receiving notification of the  
10 conviction the department shall suspend the offender's license, permit,  
11 or privilege; or

12 (b) In the case of a person whose alcohol concentration was at  
13 least 0.15, or for whom by reason of the person's refusal to take a  
14 test offered pursuant to RCW 46.20.308 there is no test result  
15 indicating the person's alcohol concentration:

16 (i) By imprisonment for not less than two days nor more than one  
17 year. Two consecutive days of the imprisonment may not be suspended or  
18 deferred unless the court finds that the imposition of this mandatory  
19 minimum sentence would impose a substantial risk to the offender's  
20 physical or mental well-being. Whenever the mandatory minimum sentence  
21 is suspended or deferred, the court shall state in writing the reason  
22 for granting the suspension or deferral and the facts upon which the  
23 suspension or deferral is based; and

24 (ii) By a fine of not less than five hundred dollars nor more than  
25 five thousand dollars. Five hundred dollars of the fine may not be  
26 suspended or deferred unless the court finds the offender to be  
27 indigent; and

28 (iii) By revocation of the offender's license or permit to drive,  
29 or suspension of any nonresident privilege to drive, for a period of  
30 one year. The period of license, permit, or privilege suspension may  
31 not be suspended. The court shall notify the department of licensing  
32 of the conviction, and upon receiving notification of the conviction  
33 the department shall suspend the offender's license, permit, or  
34 privilege.

35 (2) A person who is convicted of a violation of RCW 46.61.502 or  
36 46.61.504 and who has one prior offense within five years shall be  
37 punished as follows:

38 (a) In the case of a person whose alcohol concentration was less  
39 than 0.15, or for whom for reasons other than the person's refusal to

1 take a test offered pursuant to RCW 46.20.308 there is no test result  
2 indicating the person's alcohol concentration:

3 (i) By imprisonment for not less than thirty days nor more than one  
4 year. Thirty days of the imprisonment may not be suspended or deferred  
5 unless the court finds that the imposition of this mandatory minimum  
6 sentence would impose a substantial risk to the offender's physical or  
7 mental well-being. Whenever the mandatory minimum sentence is  
8 suspended or deferred, the court shall state in writing the reason for  
9 granting the suspension or deferral and the facts upon which the  
10 suspension or deferral is based; and

11 (ii) By a fine of not less than five hundred dollars nor more than  
12 five thousand dollars. Five hundred dollars of the fine may not be  
13 suspended or deferred unless the court finds the offender to be  
14 indigent; and

15 (iii) By revocation of the offender's license or permit to drive,  
16 or suspension of any nonresident privilege to drive, for a period of  
17 two years. The period of license, permit, or privilege revocation may  
18 not be suspended. The court shall notify the department of licensing  
19 of the conviction, and upon receiving notification of the conviction  
20 the department shall revoke the offender's license, permit, or  
21 privilege; or

22 (b) In the case of a person whose alcohol concentration was at  
23 least 0.15, or for whom by reason of the person's refusal to take a  
24 test offered pursuant to RCW 46.20.308 there is no test result  
25 indicating the person's alcohol concentration:

26 (i) By imprisonment for not less than forty-five days nor more than  
27 one year. Forty-five days of the imprisonment may not be suspended or  
28 deferred unless the court finds that the imposition of this mandatory  
29 minimum sentence would impose a substantial risk to the offender's  
30 physical or mental well-being. Whenever the mandatory minimum sentence  
31 is suspended or deferred, the court shall state in writing the reason  
32 for granting the suspension or deferral and the facts upon which the  
33 suspension or deferral is based; and

34 (ii) By a fine of not less than seven hundred fifty dollars nor  
35 more than five thousand dollars. Seven hundred fifty dollars of the  
36 fine may not be suspended or deferred unless the court finds the  
37 offender to be indigent; and

38 (iii) By revocation of the offender's license or permit to drive,  
39 or suspension of any nonresident privilege to drive, for a period of

1 nine hundred days. The period of license, permit, or privilege  
2 revocation may not be suspended. The court shall notify the department  
3 of licensing of the conviction, and upon receiving notification of the  
4 conviction the department shall revoke the offender's license, permit,  
5 or privilege.

6 (3) A person who is convicted of a violation of RCW 46.61.502 or  
7 46.61.504 and who has two or more prior offenses within five years  
8 shall be punished as follows:

9 (a) In the case of a person whose alcohol concentration was less  
10 than 0.15, or for whom for reasons other than the person's refusal to  
11 take a test offered pursuant to RCW 46.20.308 there is no test result  
12 indicating the person's alcohol concentration:

13 (i) By imprisonment for not less than ninety days nor more than one  
14 year. Ninety days of the imprisonment may not be suspended or deferred  
15 unless the court finds that the imposition of this mandatory minimum  
16 sentence would impose a substantial risk to the offender's physical or  
17 mental well-being. Whenever the mandatory minimum sentence is  
18 suspended or deferred, the court shall state in writing the reason for  
19 granting the suspension or deferral and the facts upon which the  
20 suspension or deferral is based; and

21 (ii) By a fine of not less than one thousand dollars nor more than  
22 five thousand dollars. One thousand dollars of the fine may not be  
23 suspended or deferred unless the court finds the offender to be  
24 indigent; and

25 (iii) By revocation of the offender's license or permit to drive,  
26 or suspension of any nonresident privilege to drive, for a period of  
27 three years. The period of license, permit, or privilege revocation  
28 may not be suspended. The court shall notify the department of  
29 licensing of the conviction, and upon receiving notification of the  
30 conviction the department shall revoke the offender's license, permit,  
31 or privilege; or

32 (b) In the case of a person whose alcohol concentration was at  
33 least 0.15, or for whom by reason of the person's refusal to take a  
34 test offered pursuant to RCW 46.20.308 there is no test result  
35 indicating the person's alcohol concentration:

36 (i) By imprisonment for not less than one hundred twenty days nor  
37 more than one year. One hundred twenty days of the imprisonment may  
38 not be suspended or deferred unless the court finds that the imposition  
39 of this mandatory minimum sentence would impose a substantial risk to

1 the offender's physical or mental well-being. Whenever the mandatory  
2 minimum sentence is suspended or deferred, the court shall state in  
3 writing the reason for granting the suspension or deferral and the  
4 facts upon which the suspension or deferral is based; and

5 (ii) By a fine of not less than one thousand five hundred dollars  
6 nor more than five thousand dollars. One thousand five hundred dollars  
7 of the fine may not be suspended or deferred unless the court finds the  
8 offender to be indigent; and

9 (iii) By revocation of the offender's license or permit to drive,  
10 or suspension of any nonresident privilege to drive, for a period of  
11 four years. The period of license, permit, or privilege revocation may  
12 not be suspended. The court shall notify the department of licensing  
13 of the conviction, and upon receiving notification of the conviction  
14 the department shall revoke the offender's license, permit, or  
15 privilege.

16 (4) In exercising its discretion in setting penalties within the  
17 limits allowed by this section, the court shall particularly consider  
18 whether the person's driving at the time of the offense was responsible  
19 for injury or damage to another or another's property.

20 (5) An offender punishable under this section is subject to the  
21 alcohol assessment and treatment provisions of RCW 46.61.5056 and the  
22 victim impact panel program requirements of section 4 of this act. In  
23 addition to any other fine or assessment, the court may assess against  
24 the defendant an amount that fully compensates the victim impact panel  
25 program. Pursuant to court order, assessments imposed under this  
26 subsection may be:

27 (a) Collected by the clerk of the court in which the person was  
28 convicted; or

29 (b) Paid directly to the victim impact panel program.

30 Assessment proceeds shall be used exclusively for the operation of  
31 victim impact panel programs to provide a forum for victims of alcohol  
32 or drug-related offenses and defendants to share experiences on the  
33 impact of alcohol or drug-related incidents in their lives. The  
34 department of social and health services may monitor the victim impact  
35 panels to assure that they are not in conflict with alcohol and drug  
36 treatment programs. The department of social and health services and  
37 the department of licensing may jointly propose to the legislature  
38 additional guidelines for the victim impact panels.

1 (6) After expiration of any period of suspension or revocation of  
2 the offender's license, permit, or privilege to drive required by this  
3 section, the department shall place the offender's driving privilege in  
4 probationary status pursuant to RCW 46.20.355.

5 (7)(a) In addition to any nonsuspendable and nondeferrable jail  
6 sentence required by this section, whenever the court imposes less than  
7 one year in jail, the court shall also suspend but shall not defer a  
8 period of confinement for a period not exceeding two years. The court  
9 shall impose conditions of probation that include: (i) Not driving a  
10 motor vehicle within this state without a valid license to drive and  
11 proof of financial responsibility for the future; (ii) not driving a  
12 motor vehicle within this state while having an alcohol concentration  
13 of 0.08 or more within two hours after driving; and (iii) not refusing  
14 to submit to a test of his or her breath or blood to determine alcohol  
15 concentration upon request of a law enforcement officer who has  
16 reasonable grounds to believe the person was driving or was in actual  
17 physical control of a motor vehicle within this state while under the  
18 influence of intoxicating liquor. The court may impose conditions of  
19 probation that include nonrepetition, installation of an ignition  
20 interlock or other biological or technical device on the probationer's  
21 motor vehicle, alcohol or drug treatment, supervised probation, or  
22 other conditions that may be appropriate. The sentence may be imposed  
23 in whole or in part upon violation of a condition of probation during  
24 the suspension period.

25 (b) For each violation of mandatory conditions of probation under  
26 (a)(i) and (ii) or (a)(i) and (iii) of this subsection, the court shall  
27 order the convicted person to be confined for thirty days, which shall  
28 not be suspended or deferred.

29 (c) For each incident involving a violation of a mandatory  
30 condition of probation imposed under this subsection, the license,  
31 permit, or privilege to drive of the person shall be suspended by the  
32 court for thirty days or, if such license, permit, or privilege to  
33 drive already is suspended, revoked, or denied at the time the finding  
34 of probation violation is made, the suspension, revocation, or denial  
35 then in effect shall be extended by thirty days. The court shall  
36 notify the department of any suspension, revocation, or denial or any  
37 extension of a suspension, revocation, or denial imposed under this  
38 subsection.

39 (8)(a) A "prior offense" means any of the following:



1 (i) A conviction for a violation of RCW 46.61.502 or an equivalent  
2 local ordinance;

3 (ii) A conviction for a violation of RCW 46.61.504 or an equivalent  
4 local ordinance;

5 (iii) A conviction for a violation of RCW 46.61.520 committed while  
6 under the influence of intoxicating liquor or any drug;

7 (iv) A conviction for a violation of RCW 46.61.522 committed while  
8 under the influence of intoxicating liquor or any drug;

9 (v) A conviction for a violation of RCW 46.61.5249 or an equivalent  
10 local ordinance, if the conviction is the result of a charge that was  
11 originally filed as a violation of RCW 46.61.502 or 46.61.504, or an  
12 equivalent local ordinance, or of RCW 46.61.520 or 46.61.522;

13 (vi) An out-of-state conviction for a violation that would have  
14 been a violation of (a)(i), (ii), (iii), (iv), or (v) of this  
15 subsection if committed in this state;

16 (vii) A deferred prosecution under chapter 10.05 RCW granted in a  
17 prosecution for a violation of RCW 46.61.502, 46.61.504, or an  
18 equivalent local ordinance; or

19 (viii) A deferred prosecution under chapter 10.05 RCW granted in a  
20 prosecution for a violation of RCW 46.61.5249, or an equivalent local  
21 ordinance, if the charge under which the deferred prosecution was  
22 granted was originally filed as a violation of RCW 46.61.502 or  
23 46.61.504, or an equivalent local ordinance, or of RCW 46.61.520 or  
24 46.61.522.

25 (b) "Within five years" means that the arrest for a prior offense  
26 occurred within five years of the arrest for the current offense.

27 **Sec. 8.** RCW 46.20.311 and 1997 c 58 s 807 are each amended to read  
28 as follows:

29 (1) The department shall not suspend a driver's license or  
30 privilege to drive a motor vehicle on the public highways for a fixed  
31 period of more than one year, except as specifically permitted under  
32 RCW 46.20.342 or other provision of law. Except for a suspension under  
33 RCW 46.20.289, 46.20.291(5), or 74.20A.320, whenever the license or  
34 driving privilege of any person is suspended by reason of a conviction,  
35 a finding that a traffic infraction has been committed, pursuant to  
36 chapter 46.29 RCW, or pursuant to RCW 46.20.291 or 46.20.308, the  
37 suspension shall remain in effect until the person gives and thereafter  
38 maintains proof of financial responsibility for the future as provided

1 in chapter 46.29 RCW. If the suspension is the result of a violation  
2 of RCW 46.61.502 or 46.61.504, the department shall determine the  
3 person's eligibility for licensing based upon the reports provided by  
4 the alcoholism agency or probation department designated under RCW  
5 46.61.5056 and whether the person complied with the victim impact panel  
6 program requirements of section 4 of this act and shall deny  
7 reinstatement until enrollment and participation in an approved program  
8 and compliance with victim impact panel program requirements has been  
9 established and the person is otherwise qualified. Whenever the  
10 license or driving privilege of any person is suspended as a result of  
11 certification of noncompliance with a child support order under chapter  
12 74.20A RCW or a residential or visitation order, the suspension shall  
13 remain in effect until the person provides a release issued by the  
14 department of social and health services stating that the person is in  
15 compliance with the order. The department shall not issue to the  
16 person a new, duplicate, or renewal license until the person pays a  
17 reissue fee of twenty dollars. If the suspension is the result of a  
18 violation of RCW 46.61.502 or 46.61.504, or is the result of  
19 administrative action under RCW 46.20.308, the reissue fee shall be  
20 fifty dollars.

21 (2) Any person whose license or privilege to drive a motor vehicle  
22 on the public highways has been revoked, unless the revocation was for  
23 a cause which has been removed, is not entitled to have the license or  
24 privilege renewed or restored until: (a) After the expiration of one  
25 year from the date the license or privilege to drive was revoked; (b)  
26 after the expiration of the applicable revocation period provided by  
27 RCW 46.20.3101 or 46.61.5055; (c) after the expiration of two years for  
28 persons convicted of vehicular homicide; or (d) after the expiration of  
29 the applicable revocation period provided by RCW 46.20.265. After the  
30 expiration of the appropriate period, the person may make application  
31 for a new license as provided by law together with a reissue fee in the  
32 amount of twenty dollars, but if the revocation is the result of a  
33 violation of RCW 46.20.308, 46.61.502, or 46.61.504, the reissue fee  
34 shall be fifty dollars. If the revocation is the result of a violation  
35 of RCW 46.61.502 or 46.61.504, the department shall determine the  
36 person's eligibility for licensing based upon the reports provided by  
37 the alcoholism agency or probation department designated under RCW  
38 46.61.5056 and shall deny reissuance of a license, permit, or privilege  
39 to drive until enrollment and participation in an approved program has

1 been established and the person is otherwise qualified. Except for a  
2 revocation under RCW 46.20.265, the department shall not then issue a  
3 new license unless it is satisfied after investigation of the driving  
4 ability of the person that it will be safe to grant the privilege of  
5 driving a motor vehicle on the public highways, and until the person  
6 gives and thereafter maintains proof of financial responsibility for  
7 the future as provided in chapter 46.29 RCW. For a revocation under  
8 RCW 46.20.265, the department shall not issue a new license unless it  
9 is satisfied after investigation of the driving ability of the person  
10 that it will be safe to grant that person the privilege of driving a  
11 motor vehicle on the public highways.

12 (3) Whenever the driver's license of any person is suspended  
13 pursuant to Article IV of the nonresident violators compact or RCW  
14 46.23.020 or 46.20.289 or 46.20.291(5), the department shall not issue  
15 to the person any new or renewal license until the person pays a  
16 reissue fee of twenty dollars. If the suspension is the result of a  
17 violation of the laws of this or any other state, province, or other  
18 jurisdiction involving (a) the operation or physical control of a motor  
19 vehicle upon the public highways while under the influence of  
20 intoxicating liquor or drugs, or (b) the refusal to submit to a  
21 chemical test of the driver's blood alcohol content, the reissue fee  
22 shall be fifty dollars.

23 **Sec. 9.** RCW 46.63.020 and 1997 c 229 s 13 and 1997 c 66 s 8 are  
24 each reenacted and amended to read as follows:

25 Failure to perform any act required or the performance of any act  
26 prohibited by this title or an equivalent administrative regulation or  
27 local law, ordinance, regulation, or resolution relating to traffic  
28 including parking, standing, stopping, and pedestrian offenses, is  
29 designated as a traffic infraction and may not be classified as a  
30 criminal offense, except for an offense contained in the following  
31 provisions of this title or a violation of an equivalent administrative  
32 regulation or local law, ordinance, regulation, or resolution:

33 (1) RCW 46.09.120(2) relating to the operation of a nonhighway  
34 vehicle while under the influence of intoxicating liquor or a  
35 controlled substance;

36 (2) RCW 46.09.130 relating to operation of nonhighway vehicles;

1 (3) RCW 46.10.090(2) relating to the operation of a snowmobile  
2 while under the influence of intoxicating liquor or narcotics or  
3 habit-forming drugs or in a manner endangering the person of another;  
4 (4) RCW 46.10.130 relating to the operation of snowmobiles;  
5 (5) Chapter 46.12 RCW relating to certificates of ownership and  
6 registration and markings indicating that a vehicle has been destroyed  
7 or declared a total loss;  
8 (6) RCW 46.16.010 relating to initial registration of motor  
9 vehicles;  
10 (7) RCW 46.16.011 relating to permitting unauthorized persons to  
11 drive;  
12 (8) RCW 46.16.160 relating to vehicle trip permits;  
13 (9) RCW 46.16.381 (6) or (9) relating to unauthorized use or  
14 acquisition of a special placard or license plate for disabled persons'  
15 parking;  
16 (10) RCW 46.20.005 relating to driving without a valid driver's  
17 license;  
18 (11) RCW 46.20.091 relating to false statements regarding a  
19 driver's license or instruction permit;  
20 (12) RCW 46.20.336 relating to the unlawful possession and use of  
21 a driver's license;  
22 (13) RCW 46.20.342 relating to driving with a suspended or revoked  
23 license or status;  
24 (14) RCW 46.20.410 relating to the violation of restrictions of an  
25 occupational driver's license;  
26 (15) RCW 46.20.420 relating to the operation of a motor vehicle  
27 with a suspended or revoked license;  
28 (16) RCW 46.20.740 relating to operation of a motor vehicle without  
29 an ignition interlock device in violation of a license notation that  
30 the device is required;  
31 (17) RCW 46.20.750 relating to assisting another person to start a  
32 vehicle equipped with an ignition interlock device;  
33 (18) RCW 46.25.170 relating to commercial driver's licenses;  
34 (19) Chapter 46.29 RCW relating to financial responsibility;  
35 (20) RCW 46.30.040 relating to providing false evidence of  
36 financial responsibility;  
37 (21) RCW 46.37.435 relating to wrongful installation of  
38 sunscreening material;

1 (22) RCW 46.44.180 relating to operation of mobile home pilot  
2 vehicles;

3 (23) RCW 46.48.175 relating to the transportation of dangerous  
4 articles;

5 (24) RCW 46.52.010 relating to duty on striking an unattended car  
6 or other property;

7 (25) RCW 46.52.020 relating to duty in case of injury to or death  
8 of a person or damage to an attended vehicle;

9 (26) RCW 46.52.090 relating to reports by repairmen, storagemen,  
10 and appraisers;

11 (27) RCW 46.52.100 relating to driving under the influence of  
12 liquor or drugs;

13 (28) RCW 46.52.130 relating to confidentiality of the driving  
14 record to be furnished to an insurance company, an employer, and an  
15 alcohol/drug assessment or treatment agency;

16 (29) RCW 46.55.020 relating to engaging in the activities of a  
17 registered tow truck operator without a registration certificate;

18 (30) RCW 46.55.035 relating to prohibited practices by tow truck  
19 operators;

20 (31) RCW 46.61.015 relating to obedience to police officers,  
21 flagmen, or fire fighters;

22 (32) RCW 46.61.020 relating to refusal to give information to or  
23 cooperate with an officer;

24 (33) RCW 46.61.022 relating to failure to stop and give  
25 identification to an officer;

26 (34) RCW 46.61.024 relating to attempting to elude pursuing police  
27 vehicles;

28 (35) RCW 46.61.500 relating to reckless driving;

29 (36) RCW 46.61.502 and 46.61.504 relating to persons under the  
30 influence of intoxicating liquor or drugs;

31 (37) RCW 46.61.503 relating to a person under age twenty-one  
32 driving a motor vehicle after consuming alcohol;

33 (38) RCW 46.61.520 relating to vehicular homicide by motor vehicle;

34 (39) RCW 46.61.522 relating to vehicular assault;

35 (40) RCW 46.61.5249 relating to first degree negligent driving;

36 (41) RCW 46.61.527(4) relating to reckless endangerment of roadway  
37 workers;

38 (42) RCW 46.61.530 relating to racing of vehicles on highways;

1 (43) RCW 46.61.685 relating to leaving children in an unattended  
2 vehicle with the motor running;

3 (44) RCW 46.61.--- (section 3 of this act) relating to operating a  
4 victim impact panel program without a license;

5 (45) RCW 46.64.010 relating to unlawful cancellation of or attempt  
6 to cancel a traffic citation;

7 ~~((45))~~ (46) RCW 46.64.048 relating to attempting, aiding,  
8 abetting, coercing, and committing crimes;

9 ~~((46))~~ (47) Chapter 46.65 RCW relating to habitual traffic  
10 offenders;

11 ~~((47))~~ (48) RCW 46.68.010 relating to false statements made to  
12 obtain a refund;

13 ~~((48))~~ (49) Chapter 46.70 RCW relating to unfair motor vehicle  
14 business practices, except where that chapter provides for the  
15 assessment of monetary penalties of a civil nature;

16 ~~((49))~~ (50) Chapter 46.72 RCW relating to the transportation of  
17 passengers in for hire vehicles;

18 ~~((50))~~ (51) RCW 46.72A.060 relating to limousine carrier  
19 insurance;

20 ~~((51))~~ (52) RCW 46.72A.070 relating to operation of a limousine  
21 without a vehicle certificate;

22 ~~((52))~~ (53) RCW 46.72A.080 relating to false advertising by a  
23 limousine carrier;

24 ~~((53))~~ (54) Chapter 46.80 RCW relating to motor vehicle wreckers;

25 ~~((54))~~ (55) Chapter 46.82 RCW relating to driver's training  
26 schools;

27 ~~((55))~~ (56) RCW 46.87.260 relating to alteration or forgery of a  
28 cab card, letter of authority, or other temporary authority issued  
29 under chapter 46.87 RCW;

30 ~~((56))~~ (57) RCW 46.87.290 relating to operation of an  
31 unregistered or unlicensed vehicle under chapter 46.87 RCW.

32 NEW SECTION. Sec. 10. RCW 46.61.5152 and 1994 c 275 s 40 and 1992  
33 c 64 s 1 are each repealed.

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