
HOUSE BILL 2633

State of Washington 58th Legislature 2004 Regular Session

By Representatives Clibborn, Wallace, Edwards, Lovick, Morrell,
Moeller and Simpson, G.

Read first time 01/19/2004. Referred to Committee on Health Care.

1 AN ACT Relating to spinal cord research; amending RCW 46.63.110;
2 adding new sections to chapter 43.70 RCW; and creating a new section.

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

4 NEW SECTION. **Sec. 1.** This act may be known and cited as "the
5 Washington paralysis research act."

6 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.70 RCW
7 to read as follows:

8 The spinal cord research account is created in the custody of the
9 state treasurer. All receipts from collection of the assessment under
10 RCW 46.63.110(9) must be deposited in the account. The account may
11 receive moneys through gift, grant, or donation to the state for the
12 purposes of the account. Only the secretary of health or the
13 secretary's designee may authorize expenditures from the account to be
14 used for spinal cord research grants as provided in section 3 of this
15 act. The account is subject to the allotment procedures under chapter
16 43.88 RCW, but an appropriation is not required for expenditures. Any
17 residue in the account shall accumulate in the account and shall not

1 revert to the general fund at the end of the biennium. Costs incurred
2 by the department in administering the account shall be paid from the
3 account.

4 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.70 RCW
5 to read as follows:

6 The department shall administer the spinal cord research account
7 created in section 2 of this act. Expenditures from the account may be
8 used only to make grants to public or private agencies, organizations,
9 and research institutions, located in Washington, to conduct spinal
10 cord research programs that focus on the cure of paralysis and other
11 dysfunctions caused by spinal cord injuries. The department may adopt
12 rules necessary for administration of the spinal cord research account
13 and grant program. The department shall provide to the legislature an
14 annual report by December 31st of each year that summarizes the status
15 of funds granted by the department and the results of spinal cord
16 research projects funded under this section.

17 **Sec. 4.** RCW 46.63.110 and 2003 c 380 s 2 are each amended to read
18 as follows:

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

23 (2) The monetary penalty for a violation of RCW 46.55.105(2) is two
24 hundred fifty dollars for each offense. No penalty assessed under this
25 subsection (2) may be reduced.

26 (3) The supreme court shall prescribe by rule a schedule of
27 monetary penalties for designated traffic infractions. This rule shall
28 also specify the conditions under which local courts may exercise
29 discretion in assessing fines and penalties for traffic infractions.
30 The legislature respectfully requests the supreme court to adjust this
31 schedule every two years for inflation.

32 (4) There shall be a penalty of twenty-five dollars for failure to
33 respond to a notice of traffic infraction except where the infraction
34 relates to parking as defined by local law, ordinance, regulation, or
35 resolution or failure to pay a monetary penalty imposed pursuant to
36 this chapter. A local legislative body may set a monetary penalty not

1 to exceed twenty-five dollars for failure to respond to a notice of
2 traffic infraction relating to parking as defined by local law,
3 ordinance, regulation, or resolution. The local court, whether a
4 municipal, police, or district court, shall impose the monetary penalty
5 set by the local legislative body.

6 (5) Monetary penalties provided for in chapter 46.70 RCW which are
7 civil in nature and penalties which may be assessed for violations of
8 chapter 46.44 RCW relating to size, weight, and load of motor vehicles
9 are not subject to the limitation on the amount of monetary penalties
10 which may be imposed pursuant to this chapter.

11 (6) Whenever a monetary penalty is imposed by a court under this
12 chapter it is immediately payable. If the person is unable to pay at
13 that time the court may, in its discretion, grant an extension of the
14 period in which the penalty may be paid. If the penalty is not paid on
15 or before the time established for payment the court shall notify the
16 department of the failure to pay the penalty, and the department shall
17 suspend the person's driver's license or driving privilege until the
18 penalty has been paid and the penalty provided in subsection (4) of
19 this section has been paid.

20 (7) In addition to any other penalties imposed under this section
21 and not subject to the limitation of subsection (1) of this section, a
22 person found to have committed a traffic infraction shall be assessed
23 a fee of five dollars per infraction. Under no circumstances shall
24 this fee be reduced or waived. Revenue from this fee shall be
25 forwarded to the state treasurer for deposit in the emergency medical
26 services and trauma care system trust account under RCW 70.168.040.

27 (8)(a) In addition to any other penalties imposed under this
28 section and not subject to the limitation of subsection (1) of this
29 section, a person found to have committed a traffic infraction other
30 than of RCW 46.61.527 shall be assessed an additional penalty of twenty
31 dollars. The court may not reduce, waive, or suspend the additional
32 penalty unless the court finds the offender to be indigent. If a
33 community restitution program for offenders is available in the
34 jurisdiction, the court shall allow offenders to offset all or a part
35 of the penalty due under this subsection (8) by participation in the
36 community restitution program.

37 (b) Eight dollars and fifty cents of the additional penalty under
38 (a) of this subsection shall be remitted to the state treasurer. The

1 remaining revenue from the additional penalty must be remitted under
2 chapters 2.08, 3.46, 3.50, 3.62, 10.82, and 35.20 RCW. Money remitted
3 under this subsection to the state treasurer must be deposited as
4 provided in RCW 43.08.250. The balance of the revenue received by the
5 county or city treasurer under this subsection must be deposited into
6 the county or city current expense fund. Moneys retained by the city
7 or county under this subsection shall constitute reimbursement for any
8 liabilities under RCW 43.135.060.

9 (9) In addition to any other penalties imposed under this section
10 and not subject to the limitation of subsection (1) of this section, a
11 person found to have committed a traffic infraction that is a moving
12 violation shall be assessed a fee of one dollar per infraction. This
13 fee shall not be reduced or waived under any circumstances. Revenue
14 from this fee shall be forwarded to the state treasurer for deposit in
15 the spinal cord research account under section 2 of this act.

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