
SUBSTITUTE SENATE BILL 5229

State of Washington

58th Legislature

2003 Regular Session

By Senate Committee on Highways & Transportation (originally sponsored by Senators Haugen, Horn, B. Sheldon, Zarelli, Poulsen, Jacobsen, Mulliken, Hargrove, Roach, Rossi, Stevens, T. Sheldon and West)

READ FIRST TIME 02/13/03.

1 AN ACT Relating to a motorcycle skills education program for three-
2 wheeled motorcycles; amending RCW 46.20.500, 46.20.505, 46.20.515,
3 46.81A.010, and 46.81A.020; and providing an effective date.

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

5 **Sec. 1.** RCW 46.20.500 and 2002 c 247 s 6 are each amended to read
6 as follows:

7 (1) No person may drive either a two-wheeled or a three-wheeled
8 motorcycle, or a motor-driven cycle unless such person has a valid
9 driver's license specially endorsed by the director to enable the
10 holder to drive such vehicles.

11 (2) However, a person sixteen years of age or older, holding a
12 valid driver's license of any class issued by the state of the person's
13 residence, may operate a moped without taking any special examination
14 for the operation of a moped.

15 (3) No driver's license is required for operation of an electric-
16 assisted bicycle if the operator is at least sixteen years of age.
17 Persons under sixteen years of age may not operate an electric-assisted
18 bicycle.

1 (4) No driver's license is required to operate an electric personal
2 assistive mobility device.

3 **Sec. 2.** RCW 46.20.505 and 2002 c 352 s 16 are each amended to read
4 as follows:

5 Every person applying for a special endorsement of a driver's
6 license authorizing such person to drive a two or three-wheeled
7 motorcycle or a motor-driven cycle shall pay a fee of five dollars,
8 which is not refundable. In addition, the endorsement fee for the
9 initial motorcycle endorsement shall not exceed ten dollars, and the
10 subsequent renewal endorsement fee shall not exceed twenty-five
11 dollars, unless the endorsement is renewed or extended for a period
12 other than five years, in which case the subsequent renewal endorsement
13 fee shall not exceed five dollars for each year that the endorsement is
14 renewed or extended. The initial and renewal endorsement fees shall be
15 deposited in the motorcycle safety education account of the highway
16 safety fund.

17 **Sec. 3.** RCW 46.20.515 and 2002 c 197 s 1 are each amended to read
18 as follows:

19 The motorcycle endorsement examination must emphasize maneuvers
20 necessary for on-street operation, including emergency braking and
21 turning as may be required to avoid an impending collision. The
22 examination for a two-wheeled motorcycle endorsement and the
23 examination for a three-wheeled motorcycle endorsement must be separate
24 and distinct examinations emphasizing the skills and maneuvers
25 necessary to operate each type of motorcycle. The department may waive
26 all or part of the examination for persons who satisfactorily complete
27 the voluntary motorcycle operator training and education program
28 authorized under RCW 46.20.520 or who satisfactorily complete a private
29 motorcycle skills education course that has been certified by the
30 department under RCW 46.81A.020.

31 **Sec. 4.** RCW 46.81A.010 and 1988 c 227 s 2 are each amended to read
32 as follows:

33 Unless the context clearly requires otherwise, the definitions in
34 this section apply throughout this chapter.

1 (1) "Motorcycle skills education program" means a motorcycle rider
2 skills training program to be administered by the department.

3 (2) "Department" means the department of licensing.

4 (3) "Director" means the director of licensing.

5 (4) "Motorcycle" means a (~~motorcycle licensed under chapter 46.16~~
6 ~~RCW, and does not include motorized bicycles, mopeds, scooters, off-~~
7 ~~road motorcycles, motorized tricycles, side car equipped motorcycles,~~
8 ~~or four wheel all-terrain vehicles)) motor vehicle designed to travel
9 on not more than three wheels in contact with the ground, on which the
10 driver rides astride the motor unit or power train and is designed to
11 be steered with a handle bar, but excluding farm tractors, electric
12 personal assistive mobility devices, mopeds, motorized bicycles, and
13 off-road motorcycles.~~

14 **Sec. 5.** RCW 46.81A.020 and 2002 c 197 s 2 are each amended to read
15 as follows:

16 (1) The director shall administer and enforce the law pertaining to
17 the motorcycle skills education program as set forth in this chapter.

18 (2) The director may adopt and enforce reasonable rules that are
19 consistent with this chapter.

20 (3) The director shall revise the Washington motorcycle safety
21 program to:

22 (a) Institute ((a)) separate novice and advanced motorcycle skills
23 education courses for both ((~~novice and advanced motorcycle riders~~))
24 two-wheeled and three-wheeled motorcycles that ((~~is~~)) are each a
25 minimum of eight hours and no more than sixteen hours at a cost of (i)
26 no more than fifty dollars for Washington state residents under the age
27 of eighteen, and (ii) no more than one hundred dollars for Washington
28 state residents who are eighteen years of age or older and military
29 personnel of any age stationed in Washington state;

30 (b) Encourage the use of loaned or used motorcycles for use in the
31 motorcycle skills education course if the instructor approves them;

32 (c) Require all instructors for two-wheeled motorcycles to conduct
33 at least three classes in a one-year period, and all instructors for
34 three-wheeled motorcycles to conduct at least one class in a one-year
35 period, to maintain their teaching eligibility;

36 (d) Encourage the use of radio or intercom equipped helmets when,

1 in the opinion of the instructor, radio or intercom equipped helmets
2 improve the quality of instruction.

3 (4) The department may enter into agreements to review and certify
4 that a private motorcycle skills education course meets educational
5 standards equivalent to those required of courses conducted under the
6 motorcycle skills education program. An agreement entered into under
7 this subsection must provide that the department may conduct periodic
8 audits to ensure that educational standards continue to meet those
9 required for courses conducted under the motorcycle skills education
10 program, and that the costs of the review, certification, and audit
11 process will be borne by the party seeking certification.

12 (5) The department shall obtain and compile information from
13 applicants for a motorcycle endorsement regarding whether they have
14 completed a state approved or certified motorcycle skills education
15 course.

16 NEW SECTION. **Sec. 6.** This act takes effect January 1, 2004.

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