
SENATE BILL 5929

State of Washington

59th Legislature

2005 Regular Session

By Senator Rockefeller

Read first time 02/15/2005. Referred to Committee on Transportation.

1 AN ACT Relating to cancellation of intermediate drivers' licenses
2 upon a second conviction or traffic infraction; and amending RCW
3 46.20.267 and 46.20.055.

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

5 **Sec. 1.** RCW 46.20.267 and 2000 c 115 s 3 are each amended to read
6 as follows:

7 If a person issued an intermediate license is convicted of or found
8 to have committed a traffic offense described in chapter 46.61 RCW or
9 violated restrictions placed on an intermediate license under RCW
10 46.20.075:

11 (1) On the first such conviction or finding the department shall
12 mail the parent or guardian of the person a letter warning the person
13 of the provisions of this section;

14 (2) On the second such conviction or finding, the department shall
15 (~~suspend~~) cancel the person's intermediate driver's license and the
16 person shall surrender it to the department. The person may apply for
17 a driver's instruction permit. The person may not reapply for a
18 driver's license for a period of six months or until the person reaches

1 eighteen years of age, whichever occurs first(~~(, and)~~). The department
2 shall mail the parent or guardian of the person a notification of the
3 (~~(suspension)~~) cancellation;

4 (3) On the third such conviction or finding, the department shall
5 suspend the person's intermediate driver's license until the person
6 reaches eighteen years of age, and mail the parent or guardian of the
7 person a notification of the suspension.

8 For the purposes of this section, a single ticket for one or more
9 traffic offenses constitutes a single traffic offense.

10 **Sec. 2.** RCW 46.20.055 and 2004 c 249 s 3 are each amended to read
11 as follows:

12 (1) **Driver's instruction permit.** The department may issue a
13 driver's instruction permit with or without a photograph to an
14 applicant who has successfully passed all parts of the examination
15 other than the driving test, provided the information required by RCW
16 46.20.091, paid a fee of fifteen dollars, and meets the following
17 requirements:

- 18 (a) Is at least fifteen and one-half years of age; or
- 19 (b) Is at least fifteen years of age and:
 - 20 (i) Has submitted a proper application; and
 - 21 (ii) Is enrolled in a traffic safety education program offered,
22 approved, and accredited by the superintendent of public instruction or
23 offered by a driver training school licensed and inspected by the
24 department of licensing under chapter 46.82 RCW, that includes practice
25 driving.

26 (2) **Waiver of written examination for instruction permit.** The
27 department may waive the written examination, if, at the time of
28 application, an applicant is enrolled in:

- 29 (a) A traffic safety education course as defined by RCW
30 28A.220.020(2); or
- 31 (b) A course of instruction offered by a licensed driver training
32 school as defined by RCW 46.82.280(1).

33 The department may require proof of registration in such a course
34 as it deems necessary.

35 (3) **Effect of instruction permit.** A person holding a driver's
36 instruction permit may drive a motor vehicle, other than a motorcycle,
37 upon the public highways if:

1 (a) The person has immediate possession of the permit; and
2 (b) An approved instructor, or a licensed driver with at least five
3 years of driving experience, occupies the seat beside the driver.
4 However, if the person holding the driver's instruction permit
5 previously held an intermediate driver's license that was cancelled
6 under RCW 46.20.267, then a licensed driver with at least ten years of
7 driving experience must occupy the seat beside the driver.

8 (4) **Term of instruction permit.** A driver's instruction permit is
9 valid for one year from the date of issue.

10 (a) The department may issue one additional one-year permit.

11 (b) The department may issue a third driver's permit if it finds
12 after an investigation that the permittee is diligently seeking to
13 improve driving proficiency.

14 (c) A person applying to renew an instruction permit must submit
15 the application to the department in person.

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