

SHB 3069 - S COMM AMD

By Committee on Transportation

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** The definitions in this section apply
4 throughout this chapter unless the context clearly requires otherwise.

5 (1) "Advisory committee" means the driving instructors' advisory
6 committee as created in RCW 46.82.300.

7 (2) "Approved curriculum" means a department-approved driver
8 improvement course curriculum that has demonstrated effectiveness in
9 reducing crashes or citations, or both.

10 (3) "Classroom" means a space dedicated to and used by a driver
11 improvement instructor for the instruction of students. With prior
12 department approval, driver improvement classrooms may be at the
13 primary place of business or may be located within alternative
14 facilities, such as a public or private library, school, community
15 college, college, university, hotel, business training facility, or
16 other department-approved facility. A driver improvement school may
17 use multiple classroom locations to teach a driver improvement course
18 if each location is approved by the school and the department and bears
19 the same name and has the same ownership as the parent school.

20 (4) "Classroom instruction" means that portion of a driver
21 improvement course that is characterized by classroom-based student
22 instruction conducted by or under the direct supervision of a licensed
23 instructor or licensed instructors.

24 (5) "Director" means the director of the department.

25 (6) "Driver improvement course" means a course of instruction in
26 traffic safety education approved and licensed by the department that
27 consists of classroom or internet instruction regarding improving the
28 habits and attitudes of drivers as documented by the approved
29 curriculum.

1 (7) "Driver improvement course curriculum" means a course of
2 instruction intended to improve a driver's knowledge, perceptions, and
3 attitudes about driving.

4 (8) "Driver improvement school" means a business engaged in giving
5 instruction by classroom or internet delivery to educate drivers and
6 improve driving behavior.

7 (9) "Fraudulent practices" means any conduct or representation on
8 the part of a driver improvement school owner or instructor including:

9 (a) Inducing anyone to believe, or to give the impression, that
10 credit for attendance in a driver improvement course for the purpose of
11 obtaining an insurance discount or deferral of a citation under RCW
12 46.63.070 will automatically occur;

13 (b) Operation of a driver improvement school without a license,
14 providing instruction without an instructor's license, not verifying
15 student identity prior to all classroom courses presented, misleading
16 or false statements on applications for a driver improvement school
17 license or instructor's license or on any required records or
18 supporting documentation;

19 (c) Failing to fully document and maintain all required driver
20 improvement school records of instruction, school operation, and
21 instructor training;

22 (d) Issuing a driver improvement course certificate without
23 requiring completion of the necessary instruction as mandated by the
24 department.

25 (10) "Instructor" means any person employed by or otherwise
26 associated with a driver improvement school to instruct any student in
27 a classroom or internet course of instruction to improve driver habits,
28 attitudes, and behavior.

29 (11) "Owner" means an individual, partnership, corporation,
30 association, or other person or group that holds a substantial interest
31 in a driver improvement school.

32 (12) "Person" means any individual, firm, corporation, partnership,
33 or association.

34 (13) "Place of business" means a designated location at which the
35 business of a driver improvement school is transacted and its records
36 are kept.

37 (14) "Student" means any person enrolled in a driver improvement
38 course.

1 (15) "Substantial interest holder" means a person who has actual or
2 potential influence over the management or operation of any driver
3 improvement school. Evidence of substantial interest includes, but is
4 not limited to, one or more of the following:

5 (a) Directly or indirectly owning, operating, managing, or
6 controlling a driver improvement school or any part of a driver
7 improvement school;

8 (b) Directly or indirectly profiting from or assuming liability for
9 debts of a driver improvement school;

10 (c) Is an officer or director of a driver improvement school;

11 (d) Owning ten percent or more of any class of stock in a privately
12 or closely held corporate driver improvement school, or five percent or
13 more of any class of stock in a publicly traded corporate driver
14 improvement school;

15 (e) Furnishing ten percent or more of the capital, whether in cash,
16 goods, or services, for the operation of a driver improvement school
17 during any calendar year; or

18 (f) Directly or indirectly receiving a salary, commission,
19 royalties, or other form of compensation from the activity in which a
20 driver improvement school is or seeks to be engaged.

21 NEW SECTION. **Sec. 2.** Chapter 18.235 RCW governs unlicensed
22 practice, the issuance and denial of licenses, and the discipline of
23 licensees under this chapter.

24 NEW SECTION. **Sec. 3.** (1) The director administers and enforces
25 the law pertaining to driver improvement schools as set forth in this
26 chapter.

27 (2) The director may adopt and enforce reasonable rules consistent
28 with and necessary to carry out this chapter, including rules that may
29 provide for the reduction or waiver of licensing and examination fees
30 required under this chapter for volunteer or other such organizations
31 or entities that conduct a driver improvement school or give classroom
32 instruction without compensation or for a reduced fee.

33 NEW SECTION. **Sec. 4.** (1) A person shall not engage in the
34 business of conducting a driver improvement school without a license

1 issued by the director for that purpose. The school's license must be
2 displayed before the school may:

3 (a) Schedule, enroll, or engage any students in a course of
4 instruction;

5 (b) Begin to offer any courses to the public; or

6 (c) Issue a completion certificate to an enrolled student.

7 (2) An application for a driver improvement school license must be
8 filed with the director, containing information prescribed by the
9 director, including a uniform business identifier number, and
10 accompanied by an application fee of five hundred dollars, which shall
11 not be refunded. Before an application for a driver improvement school
12 license is approved, the business practices, facilities, records, and
13 insurance of the proposed school must be inspected and reviewed by
14 authorized representatives of the director. If an application is
15 approved by the director, the applicant shall be granted a license
16 valid for a period of one year from the date of issuance.

17 (3) Subject to the department's inspection of the business, the
18 director shall issue a license certificate to each licensee that must
19 be conspicuously displayed in the place of business of the licensee.
20 If the director has not received a renewal application on or before the
21 date a license expires, the license will be void requiring a new
22 application as provided for in this chapter, including payment of all
23 fees. The annual fee for the renewal of a driver improvement school
24 license is two hundred fifty dollars.

25 (4) The person who has been issued a driver improvement school
26 license must notify the director in writing within ten business days
27 after any change is made to the officers, directors, or location of the
28 place of business of the school.

29 (5) A change involving the ownership of a driver improvement school
30 requires a new license application, including payment of all fees.

31 (a) The owner relinquishing the business must notify the director
32 in writing within ten business days.

33 (b) The new owner must submit an application and fee of five
34 hundred dollars for transfer of the school's license to the director
35 within ten business days.

36 (c) Upon receipt of the required notification and the application
37 and fees for license transfer, the director shall permit continuance of

1 the business for a period not to exceed sixty days from the date of
2 transfer pending approval of the new application for a school license.

3 (d) The transferred license remains subject to suspension,
4 revocation, or denial in accordance with sections 9 and 10 of this act.

5 (6) Evidence of liability insurance coverage must be filed with the
6 director prior to the issuance or renewal of a school license, and must
7 meet the following standards:

8 (a) Coverage must be provided by a company authorized to do
9 business in Washington state;

10 (b) General liability coverage must be in the amount of not less
11 than one million dollars;

12 (c) The required coverage must be maintained in full force and
13 effect for the term of the school license;

14 (d) Changes in insurance coverage due to cancellation or expiration
15 require notification of the director and proof of continuing coverage
16 within ten working days following any change; and

17 (e) Coverage must be issued in the name of the school and identify
18 the covered locations.

19 (7) The driver improvement school demonstrates evidence of
20 financial stability by providing to the department a surety bond in the
21 amount of one hundred thousand dollars, which must be filed with the
22 director prior to the issuance or renewal of a school license, and must
23 meet the following standards:

24 (a) Coverage must be provided by a company authorized to do
25 business in Washington state;

26 (b) The surety bond must be maintained in full force and effect for
27 the term of the school license; and

28 (c) The surety bond must be issued in the name of the school and
29 identify the covered locations.

30 NEW SECTION. **Sec. 5.** (1) A person affiliated with a driver
31 improvement school shall not give classroom instruction without a
32 license issued by the director for that purpose. An application for an
33 original or renewal instructor's license must be filed with the
34 director, containing information as prescribed by this chapter and by
35 the director. An application for an original instructor's license must
36 be accompanied by an application fee of seventy-five dollars, which
37 shall not be refunded. An application for a renewal instructor's

1 license must be accompanied by an application fee of fifty dollars,
2 which shall not be refunded, and proof of the applicant's continuing
3 professional development that meets the standards adopted by the
4 director. If the applicant satisfactorily meets the application
5 requirements and the examination requirements as prescribed in section
6 7 of this act, the applicant shall be granted a license valid for a
7 period of one year from the date of issuance. An instructor shall take
8 a requalification examination every five years.

9 (2) The director shall issue a license certificate to each
10 qualified applicant.

11 (a) An employing driver improvement school must conspicuously
12 display an instructor's license at its established place of business.

13 (b) Unless revoked, canceled, or denied by the director, the
14 license must remain the property of the licensee in the event of
15 termination of employment or employment by another driver improvement
16 school.

17 (c) If the director has not received a renewal application on or
18 before the date a license expires, the license shall be voided
19 requiring a new application as provided for in this chapter, including
20 examination and payment of all fees.

21 (d) If revoked, canceled, or denied by the director, the license
22 must be surrendered to the department within ten days following the
23 effective date of such action.

24 (3) Each licensee must be provided with a wallet-size
25 identification card by the director at the time the license is issued,
26 which must be carried on the instructor's person at all times while
27 engaged in instructing.

28 (4) A person who has been issued an instructor's license shall
29 notify the director in writing within ten days of any change of
30 employment or termination of employment, providing the name and address
31 of the new driver improvement school that will employ the instructor.

32 NEW SECTION. **Sec. 6.** (1) Instructors, owners, and other persons
33 affiliated with a driver improvement school who have contact with
34 students are required to have a background check through the Washington
35 state patrol criminal identification system and through the federal
36 bureau of investigation. The background check also includes a

1 fingerprint check using a fingerprint card. Persons covered by this
2 section must have their background rechecked as prescribed under this
3 subsection every five years.

4 (2) In addition to the background check required under subsection
5 (1) of this section, persons covered by this section must have a
6 background check through the Washington criminal identification system
7 at the time of application for any renewal license.

8 (3) The cost of the background check must be paid by the person.

9 NEW SECTION. **Sec. 7.** (1) The application for an instructor's
10 license must document the applicant's fitness, knowledge, skills, and
11 abilities to teach the classroom components of a driver improvement
12 course in a driver improvement school.

13 (2) An applicant is eligible to apply for an original instructor's
14 certificate if the applicant possesses and meets the following
15 qualifications and conditions:

16 (a) Has been licensed to drive for five or more years and possesses
17 a current and valid Washington driver's license or is a resident of a
18 jurisdiction immediately adjacent to Washington state and possesses a
19 current and valid license issued by the jurisdiction, and does not have
20 on his or her driving record any of the violations or penalties set
21 forth in (a) (i), (ii), or (iii) of this subsection. The director may
22 examine the driving record of the applicant from the department and
23 from other jurisdictions, and from these records determine if the
24 applicant has had:

25 (i) Not more than one moving traffic violation within the preceding
26 twelve months or more than two moving traffic violations in the
27 preceding twenty-four months;

28 (ii) No alcohol-related traffic violation or incident within the
29 preceding seven years; and

30 (iii) No driver's license suspension, cancellation, revocation, or
31 denial within the preceding five years;

32 (b) Is a high school graduate or the equivalent and is at least
33 twenty-one years of age;

34 (c) Has completed an acceptable application on a form prescribed by
35 the director;

36 (d) Has satisfactorily completed a course of instruction in the

1 improvement of drivers acceptable to the director that is at least
2 sixteen hours in length; and

3 (e) Has paid an examination fee of twenty-five dollars and has
4 successfully completed an instructor's examination as prepared by the
5 advisory committee, which consists of a knowledge test. The
6 examination determines:

- 7 (i) The applicant's knowledge of driving laws and rules; and
- 8 (ii) The applicant's ability to impart this knowledge and ability
9 to others.

10 NEW SECTION. **Sec. 8.** In case of the loss, mutilation, or
11 destruction of a driver improvement school license certificate or an
12 instructor's license certificate, the director shall issue a duplicate
13 of the certificate upon proof of the facts and payment of a fee of ten
14 dollars.

15 NEW SECTION. **Sec. 9.** The director may suspend, revoke, deny, or
16 refuse to renew an instructor's license or a driver improvement school
17 license, or impose such other disciplinary action authorized under RCW
18 18.235.110, upon a determination that the applicant, licensee, or owner
19 has engaged in unprofessional conduct as described under RCW 18.235.130
20 or upon a determination that:

21 (1) The licensee has made a false statement or concealed any
22 material fact in connection with the application or license renewal;

23 (2) The applicant, licensee, owner, or any person directly or
24 indirectly interested in the driver improvement school's business has
25 been convicted of a felony, or any crime involving violence,
26 dishonesty, deceit, indecency, degeneracy, or moral turpitude;

27 (3) The applicant, licensee, owner, or any person directly or
28 indirectly interested in the driver improvement school's business
29 previously held a driver improvement school license that was revoked,
30 suspended, or refused renewal by the director;

31 (4) The applicant, licensee, or owner does not have an established
32 place of business as required in this chapter;

33 (5) The applicant or licensee has failed to require all persons
34 with financial interest in the driver improvement school to be
35 signatories to the application;

1 (6) The applicant, licensee, or owner has committed fraud, induced
2 another to commit fraud, or engaged in fraudulent practices in relation
3 to the business conducted under the license, or has induced another to
4 resort to fraud in relation to securing for himself, herself, or
5 another a license to drive a motor vehicle;

6 (7) The applicant, licensee, or owner has engaged in conduct that
7 could endanger the educational welfare or personal safety of students
8 or others;

9 (8) A licensed instructor does not possess and meet the
10 qualifications and conditions set out in section 7(2)(a) of this act;
11 or

12 (9) The applicant, licensee, or owner failed to satisfy or fails to
13 satisfy the other conditions stated in this chapter.

14 NEW SECTION. **Sec. 10.** The license of any driver improvement
15 school or instructor may be suspended, revoked, denied, or refused
16 renewal, or such other disciplinary action authorized under RCW
17 18.235.110 may be imposed, for failure to comply with the business
18 practices specified in this section.

19 (1) A driver improvement school or instructor shall not utilize any
20 types of advertising without using the full legal name of the school
21 and identifying itself as a driver improvement school.

22 (2) A driver improvement school shall have an established place of
23 business owned, rented, or leased by the school and regularly occupied
24 and used exclusively for the administration of the business and storage
25 of required school, instructor, and student records. The established
26 place of business of a driver improvement school must be located in a
27 district that is zoned for business or commercial purposes. The office
28 should be staffed during normal business hours.

29 (a) The established place of business, branch office, or classroom
30 or advertised address of any driver improvement school shall not
31 consist of or include a house trailer, residence, tent, temporary
32 stand, temporary address, bus, telephone answering service if such
33 service is the sole means of contacting the driver improvement school,
34 a room or rooms in a hotel or rooming house or apartment house, or
35 premises occupied by a single or multiple-unit dwelling house.

36 (b) A driver improvement school may lease classroom space within a
37 public or private school that is recognized and regulated by the office

1 of the superintendent of public instruction to conduct student
2 instruction as approved by the director. However, such use of public
3 or private classroom space does not alleviate the driver improvement
4 school from securing and maintaining an established place of business
5 or from using its own classroom on a regular basis as required under
6 this chapter.

7 (c) This subsection does not limit the authority of local
8 governments to grant conditional use permits or variances from zoning
9 ordinances.

10 (3) Each driver improvement school shall maintain its student,
11 instructor, and operating records at its established place of business.

12 (a) Student records must include the student's name, address, and
13 telephone number, date of enrollment and all dates of instruction, the
14 driver's license number, the type of course attended, the total number
15 of hours of instruction, and the name and signature of the instructor
16 or instructors.

17 (b) Instructor records must include the instructor's license
18 number, the date of hire, the dates and duration of an instructor's
19 training including initial certification as an instructor and
20 continuing education, an abstract of the driving record for the
21 instructor obtained within the past year, and a list of the locations
22 where the instructor is providing student instruction.

23 (c) Student and instructor records must be maintained for five
24 years following the completion of the instruction. All records must be
25 made available for inspection upon the request of the department.

26 (d) Upon a transfer or sale of school ownership, the school records
27 must be transferred to and become the property and responsibility of
28 the new owner.

29 (4) Each driver improvement school shall, at its established place
30 of business, display, in a place where it can be seen by all clients,
31 a copy of the required minimum curriculum furnished by the department
32 and a copy of the school's own curriculum. Copies of the required
33 minimum curriculum criteria are to be provided to driver improvement
34 schools and instructors by the director.

35 (5) Driver improvement schools and instructors shall submit to
36 periodic inspections of their business practices, facilities, records,
37 and insurance by authorized representatives of the director.

1 NEW SECTION. **Sec. 11.** Upon notification of suspension,
2 revocation, denial, or refusal to renew a license under this chapter,
3 a driver improvement school or instructor has the right to appeal the
4 action being taken. An appeal may be made to the director, who shall
5 cause a hearing to be held in accordance with chapter 34.05 RCW.
6 Filing an appeal stays the action pending the hearing and the
7 director's decision. Upon conclusion of the hearing, the director
8 shall issue a decision on the appeal.

9 (1) A license may, however, be temporarily suspended by the
10 director without notice pending any prosecution, investigation, or
11 hearing where such emergency action is warranted. A licensee or
12 applicant entitled to a hearing must be given due notice of the
13 suspension.

14 (2) The sending of a notice of a hearing by registered mail to the
15 last known address of a licensee or applicant in accordance with
16 chapter 34.05 RCW is deemed due notice.

17 (3) The director or the director's authorized representative shall
18 preside over the hearing and may subpoena witnesses, administer oaths
19 to witnesses, take testimony of any person, and cause depositions to be
20 taken. A subpoena issued under the authority of this section must be
21 served in the same manner as a subpoena issued by a court of record.
22 Witnesses subpoenaed under this section and persons other than officers
23 or employees of the department are entitled to the same fees and
24 mileage as are allowed in civil actions in courts of law.

25 NEW SECTION. **Sec. 12.** Any action or decision of the director may,
26 after a hearing is held as provided in this chapter, be appealed by the
27 party aggrieved to the superior court of the county in which the place
28 of business is located or where the aggrieved person resides.

29 NEW SECTION. **Sec. 13.** A violation of this chapter is a
30 misdemeanor.

31 NEW SECTION. **Sec. 14.** This chapter does not apply to or affect in
32 any manner courses of instruction offered for purposes of RCW 48.19.460
33 or in high schools, vocational-technical schools, colleges, or
34 universities, and is not applicable to instructors in any such high
35 schools, vocational-technical schools, colleges, or universities, as

1 long as such course or courses are conducted by such schools in a like
2 manner to other regular courses. If such course is conducted by any
3 commercial school as identified in this section on a contractual basis,
4 the school and instructors must qualify under this chapter. This
5 chapter also does not apply to or affect in any manner courses of
6 instruction offered through a court of law, and is not applicable to
7 instructors in any such court, as long as such course or courses are
8 conducted solely by and for the court.

9 NEW SECTION. **Sec. 15.** All moneys collected from driver
10 improvement school licenses and instructor licenses must be deposited
11 in the highway safety fund.

12 NEW SECTION. **Sec. 16.** (1) The advisory committee shall consult
13 with the department in the development and maintenance of a basic
14 minimum required curriculum and the department shall furnish to each
15 qualifying applicant for an instructor's license or a driver
16 improvement school license a copy of the curriculum.

17 (2) In addition to information on the safe, lawful, and responsible
18 operation of motor vehicles on the state's highways, the basic minimum
19 required curriculum must include information on:

20 (a) Intermediate driver's license issuance, passenger and driving
21 restrictions and sanctions for violating these restrictions, and the
22 effect of traffic violations and collisions on driving privileges;

23 (b) The effects of alcohol and drug use on motor vehicle operators,
24 including information on drug and alcohol-related traffic injury and
25 mortality rates in the state of Washington and the current penalties
26 for driving under the influence of drugs or alcohol; and

27 (c) Motorcycle awareness, approved by the director, to ensure that
28 new operators of motor vehicles have been instructed in the importance
29 of safely sharing the road with motorcyclists.

30 (3) If the director is presented with acceptable proof that any
31 licensed instructor or driver improvement school is not showing proper
32 diligence in teaching the basic minimum curriculum as required, the
33 instructor or school must appear before the advisory committee and show
34 cause why the license of the instructor or school should not be revoked
35 for such negligence. If the committee does not accept such reasons

1 that may be offered, the director may revoke the license of the
2 instructor or school, or both.

3 NEW SECTION. **Sec. 17.** Instructional material used in driver
4 improvement schools must include information on the proper use of the
5 left-hand lane by motor vehicles on multilane highways and information
6 on bicyclists' and pedestrians' rights and responsibilities and
7 suggested riding procedures in common traffic situations.

8 NEW SECTION. **Sec. 18.** If any provision of this act or its
9 application to any person or circumstance is held invalid, the
10 remainder of the act or the application of the provision to other
11 persons or circumstances is not affected.

12 **Sec. 19.** RCW 46.82.300 and 2006 c 219 s 3 are each amended to read
13 as follows:

14 (1) The director shall be assisted in the duties and
15 responsibilities of this chapter by the driver instructors' advisory
16 committee, consisting of (~~five~~) seven members. Members of the
17 advisory committee shall be appointed by the director for two-year
18 terms and shall consist of a representative of the driver training
19 schools, a representative of the driving instructors (who shall not be
20 from the same driver training school as the driver training school
21 member), a representative of the driver improvement schools, a
22 representative of the driving improvement instructors (who shall not be
23 from the same driver improvement school as the driver improvement
24 school member), a representative of the superintendent of public
25 instruction, a representative of the department of licensing, and a
26 representative from the Washington state traffic safety commission.
27 Members shall be reimbursed for travel expenses in accordance with RCW
28 43.03.050 and 43.03.060. A member who is receiving a salary from the
29 state shall not receive compensation other than travel expenses
30 incurred in such service.

31 (2) The advisory committee shall meet at least semiannually and
32 shall have additional meetings as may be called by the director. The
33 director or the director's representative shall attend all meetings of
34 the advisory committee and shall serve as chairman.

35 (3) Duties of the advisory committee shall be to:

1 (a) Advise and confer with the director or the director's
2 representative on matters pertaining to the establishment of rules
3 necessary to carry out this chapter;

4 (b) Review and update when necessary a curriculum consisting of a
5 list of items of knowledge and the processes of driving a motor vehicle
6 specifying the minimum requirements adjudged necessary in teaching a
7 proper and adequate course of driver education;

8 (c) Review and update when necessary curriculum guidelines
9 consisting of a list of items of knowledge and the processes of
10 improved driving of a motor vehicle specifying the minimum requirements
11 adjudged necessary in teaching a proper and adequate course of driver
12 improvement;

13 (d) Review and update instructor certification standards to be
14 consistent with RCW 46.82.330 and take into consideration those
15 standards required to be met by traffic safety education teachers under
16 RCW 28A.220.020(3); (~~and~~

17 ~~(d)~~) (e) Review and update instructor certification standards to
18 be consistent with section 7 of this act and take into consideration
19 those standards required to be met by traffic safety education teachers
20 under RCW 28A.220.020(3);

21 (f) Prepare the examination for a driver instructor's certificate
22 and review examination results at least once each calendar year for the
23 purpose of updating and revising examination standards; and

24 (g) Prepare the examination for a driver improvement instructor's
25 certificate and review examination results at least once each calendar
26 year for the purpose of updating and revising examination standards.

27 **Sec. 20.** RCW 46.63.020 and 2005 c 431 s 2, 2005 c 323 s 3, and
28 2005 c 183 s 10 are each reenacted and amended to read as follows:

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

- 1 (1) RCW 46.09.120(2) relating to the operation of a nonhighway
2 vehicle while under the influence of intoxicating liquor or a
3 controlled substance;
- 4 (2) RCW 46.09.130 relating to operation of nonhighway vehicles;
- 5 (3) RCW 46.10.090(2) relating to the operation of a snowmobile
6 while under the influence of intoxicating liquor or narcotics or habit-
7 forming drugs or in a manner endangering the person of another;
- 8 (4) RCW 46.10.130 relating to the operation of snowmobiles;
- 9 (5) Chapter 46.12 RCW relating to certificates of ownership and
10 registration and markings indicating that a vehicle has been destroyed
11 or declared a total loss;
- 12 (6) RCW 46.16.010 relating to the nonpayment of taxes and fees by
13 failure to register a vehicle and falsifying residency when registering
14 a motor vehicle;
- 15 (7) RCW 46.16.011 relating to permitting unauthorized persons to
16 drive;
- 17 (8) RCW 46.16.160 relating to vehicle trip permits;
- 18 (9) RCW 46.16.381(2) relating to knowingly providing false
19 information in conjunction with an application for a special placard or
20 license plate for disabled persons' parking;
- 21 (10) RCW 46.20.005 relating to driving without a valid driver's
22 license;
- 23 (11) RCW 46.20.091 relating to false statements regarding a
24 driver's license or instruction permit;
- 25 (12) RCW 46.20.0921 relating to the unlawful possession and use of
26 a driver's license;
- 27 (13) RCW 46.20.342 relating to driving with a suspended or revoked
28 license or status;
- 29 (14) RCW 46.20.345 relating to the operation of a motor vehicle
30 with a suspended or revoked license;
- 31 (15) RCW 46.20.410 relating to the violation of restrictions of an
32 occupational or temporary restricted driver's license;
- 33 (16) RCW 46.20.740 relating to operation of a motor vehicle without
34 an ignition interlock device in violation of a license notation that
35 the device is required;
- 36 (17) RCW 46.20.750 relating to assisting another person to start a
37 vehicle equipped with an ignition interlock device;
- 38 (18) RCW 46.25.170 relating to commercial driver's licenses;

- 1 (19) Chapter 46.29 RCW relating to financial responsibility;
- 2 (20) RCW 46.30.040 relating to providing false evidence of
3 financial responsibility;
- 4 (21) RCW 46.37.435 relating to wrongful installation of
5 sunscreening material;
- 6 (22) RCW 46.37.650 relating to the sale, resale, distribution, or
7 installation of a previously deployed air bag;
- 8 (23) RCW 46.44.180 relating to operation of mobile home pilot
9 vehicles;
- 10 (24) RCW 46.48.175 relating to the transportation of dangerous
11 articles;
- 12 (25) RCW 46.52.010 relating to duty on striking an unattended car
13 or other property;
- 14 (26) RCW 46.52.020 relating to duty in case of injury to or death
15 of a person or damage to an attended vehicle;
- 16 (27) RCW 46.52.090 relating to reports by repairmen, storagemen,
17 and appraisers;
- 18 (28) RCW 46.52.130 relating to confidentiality of the driving
19 record to be furnished to an insurance company, an employer, and an
20 alcohol/drug assessment or treatment agency;
- 21 (29) RCW 46.55.020 relating to engaging in the activities of a
22 registered tow truck operator without a registration certificate;
- 23 (30) RCW 46.55.035 relating to prohibited practices by tow truck
24 operators;
- 25 (31) RCW 46.61.015 relating to obedience to police officers,
26 flaggers, or firefighters;
- 27 (32) RCW 46.61.020 relating to refusal to give information to or
28 cooperate with an officer;
- 29 (33) RCW 46.61.022 relating to failure to stop and give
30 identification to an officer;
- 31 (34) RCW 46.61.024 relating to attempting to elude pursuing police
32 vehicles;
- 33 (35) RCW 46.61.500 relating to reckless driving;
- 34 (36) RCW 46.61.502 and 46.61.504 relating to persons under the
35 influence of intoxicating liquor or drugs;
- 36 (37) RCW 46.61.503 relating to a person under age twenty-one
37 driving a motor vehicle after consuming alcohol;
- 38 (38) RCW 46.61.520 relating to vehicular homicide by motor vehicle;

1 (39) RCW 46.61.522 relating to vehicular assault;
2 (40) RCW 46.61.5249 relating to first degree negligent driving;
3 (41) RCW 46.61.527(4) relating to reckless endangerment of roadway
4 workers;
5 (42) RCW 46.61.530 relating to racing of vehicles on highways;
6 (43) RCW 46.61.655(7) (a) and (b) relating to failure to secure a
7 load;
8 (44) RCW 46.61.685 relating to leaving children in an unattended
9 vehicle with the motor running;
10 (45) RCW 46.61.740 relating to theft of motor vehicle fuel;
11 (46) RCW 46.37.671 through 46.37.675 relating to signal preemption
12 devices;
13 (47) RCW 46.64.010 relating to unlawful cancellation of or attempt
14 to cancel a traffic citation;
15 (48) RCW 46.64.048 relating to attempting, aiding, abetting,
16 coercing, and committing crimes;
17 (49) Chapter 46.65 RCW relating to habitual traffic offenders;
18 (50) RCW 46.68.010 relating to false statements made to obtain a
19 refund;
20 (51) Chapter 46.70 RCW relating to unfair motor vehicle business
21 practices, except where that chapter provides for the assessment of
22 monetary penalties of a civil nature;
23 (52) Chapter 46.72 RCW relating to the transportation of passengers
24 in for hire vehicles;
25 (53) RCW 46.72A.060 relating to limousine carrier insurance;
26 (54) RCW 46.72A.070 relating to operation of a limousine without a
27 vehicle certificate;
28 (55) RCW 46.72A.080 relating to false advertising by a limousine
29 carrier;
30 (56) Chapter 46.80 RCW relating to motor vehicle wreckers;
31 (57) Chapter 46.82 RCW relating to driver's training schools;
32 (58) Chapter 46.-- RCW (as created in section 22 of this act)
33 relating to driver improvement schools;
34 (59) RCW 46.87.260 relating to alteration or forgery of a cab card,
35 letter of authority, or other temporary authority issued under chapter
36 46.87 RCW;
37 ~~((+59))~~ (60) RCW 46.87.290 relating to operation of an
38 unregistered or unlicensed vehicle under chapter 46.87 RCW.

1 NEW SECTION. **Sec. 21.** The department of licensing shall prepare
2 and submit a report to the transportation committees of the legislature
3 by November 1, 2008, listing proposed revisions to this act, including
4 revisions addressing appropriate fees to be charged for department
5 functions required under this act.

6 NEW SECTION. **Sec. 22.** Sections 1 through 18 of this act
7 constitute a new chapter in Title 46 RCW.

8 NEW SECTION. **Sec. 23.** If specific funding for the purposes of
9 this act, referencing this act by bill or chapter number, is not
10 provided by June 30, 2008, in the omnibus transportation appropriations
11 act, this act is null and void."

SHB 3069 - S COMM AMD
By Committee on Transportation

12 On page 1, line 1 of the title, after "schools;" strike the
13 remainder of the title and insert "amending RCW 46.82.300; reenacting
14 and amending RCW 46.63.020; adding a new chapter to Title 46 RCW;
15 creating new sections; and prescribing penalties."

EFFECT: Adds identical fees to the licensing of driver
improvement schools and instructors as is set for driver training
schools. Includes rule-making authority for the reduction or waiver of
licensing fees to volunteer or other such organizations that conduct
driver improvement schools without compensation or for a reduced fee.
All the moneys collected from these licenses will be deposited in the
highway safety fund.

--- END ---