
HOUSE BILL 2628

State of Washington

64th Legislature

2016 Regular Session

By Representatives Pike, Fitzgibbon, Moeller, Caldier, Tarleton,
Riccelli, and Kilduff

Read first time 01/18/16. Referred to Committee on Transportation.

1 AN ACT Relating to modifying the operating restrictions for
2 intermediate license holders; amending RCW 46.20.075; and providing
3 an effective date.

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

5 **Sec. 1.** RCW 46.20.075 and 2011 c 60 s 44 are each amended to
6 read as follows:

7 (1) An intermediate license authorizes the holder to drive a
8 motor vehicle under the conditions specified in this section. An
9 applicant for an intermediate license must be at least sixteen years
10 of age and:

11 (a) Have possessed a valid instruction permit for a period of not
12 less than six months;

13 (b) Have passed a driver licensing examination administered by
14 the department;

15 (c) Have passed a course of driver's education in accordance with
16 the standards established in RCW 46.20.100;

17 (d) Present certification by his or her parent, guardian, or
18 employer to the department stating (i) that the applicant has had at
19 least fifty hours of driving experience, ten of which were at night,
20 during which the driver was supervised by a person at least twenty-
21 one years of age who has had a valid driver's license for at least

1 three years, and (ii) that the applicant has not been issued a notice
2 of traffic infraction or cited for a traffic violation that is
3 pending at the time of the application for the intermediate license;

4 (e) Not have been convicted of or found to have committed a
5 traffic violation within the last six months before the application
6 for the intermediate license; and

7 (f) Not have been adjudicated for an offense involving the use of
8 alcohol or drugs during the period the applicant held an instruction
9 permit.

10 (2) For the first six months after the issuance of an
11 intermediate license or until the holder reaches eighteen years of
12 age, whichever occurs first, the holder of the license may not
13 operate a motor vehicle that is carrying any passengers under the age
14 of twenty who are not members of the holder's immediate family as
15 defined in RCW 42.17A.005. For the remaining period of the
16 intermediate license, the holder may not operate a motor vehicle that
17 is carrying more than three passengers who are under the age of
18 twenty who are not members of the holder's immediate family.

19 (3)(a) The holder of an intermediate license may not operate a
20 motor vehicle between the hours of (~~(1— a.m.)~~) 10:00 p.m. and 5:00
21 a.m. except when the holder is accompanied by a parent, guardian, or
22 a licensed driver who is at least twenty-five years of age.

23 (b) The holder of an intermediate license may not operate a motor
24 vehicle between the hours of 10:00 p.m. and 1:00 a.m. except when the
25 holder is:

26 (i) Driving to or from work or otherwise for the purpose of
27 current employment;

28 (ii) Driving to or from an official school activity or for the
29 purpose of an official school activity; or

30 (iii) Driving due to a health or other emergency that
31 necessitates the use of a motor vehicle as long as a driver without
32 time-of-day restrictions is unavailable to drive and a parent,
33 guardian, or licensed driver who is at least twenty-five years of age
34 is not available to accompany the holder.

35 (4) The holder of an intermediate license may not operate a
36 moving motor vehicle while using a wireless communications device
37 unless the holder is using the device to report illegal activity,
38 summon medical or other emergency help, or prevent injury to a person
39 or property.

1 (5) It is a traffic infraction for the holder of an intermediate
2 license to operate a motor vehicle in violation of the restrictions
3 imposed under this section.

4 (6) Except for a violation of subsection (4) of this section,
5 enforcement of this section by law enforcement officers may be
6 accomplished only as a secondary action when a driver of a motor
7 vehicle has been detained for a suspected violation of this title or
8 an equivalent local ordinance or some other offense.

9 (7) An intermediate licensee may drive at any hour without
10 restrictions on the number of passengers in the vehicle if necessary
11 for agricultural purposes.

12 (8) An intermediate licensee may drive at any hour without
13 restrictions on the number of passengers in the vehicle if, for the
14 twelve-month period following the issuance of the intermediate
15 license, he or she:

16 (a) Has not been involved in an accident involving only one motor
17 vehicle;

18 (b) Has not been involved in an accident where he or she was
19 cited in connection with the accident or was found to have caused the
20 accident;

21 (c) Has not been involved in an accident where no one was cited
22 or was found to have caused the accident; and

23 (d) Has not been convicted of or found to have committed a
24 traffic offense described in chapter 46.61 RCW or violated
25 restrictions placed on an intermediate licensee under this section.

26 NEW SECTION. **Sec. 2.** This act takes effect January 1, 2017.

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