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SENATE BILL 6595

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State of Washington                      64th Legislature                      2016 Regular Session

By Senators Lias, Rivers, Rolfes, Fain, and King

Read first time 01/28/16. Referred to Committee on Transportation.

1            AN ACT Relating to improving public safety through driver  
2 regulation programs; reenacting and amending RCW 43.79A.040; adding a  
3 new section to chapter 46.20 RCW; adding a new section to chapter  
4 46.68 RCW; and creating new sections.

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

6            NEW SECTION.    **Sec. 1.** The legislature finds that recommendations  
7 from the department of licensing, made in consultation with the  
8 Washington traffic safety commission, Washington state patrol, and  
9 other traffic safety partners, improve the safety of drivers on the  
10 highways in Washington state. The legislature further finds that  
11 these recommendations, upon implementation, result in fewer motor  
12 vehicle crashes. Therefore, it is the intent of the legislature to  
13 make our highways safe for all drivers by requiring habitual traffic  
14 offenders to attend a driver improvement course and by expanding the  
15 process of licensing and regulating drivers to include vehicle  
16 insurance verification.

17            NEW SECTION.    **Sec. 2.** A new section is added to chapter 46.20  
18 RCW to read as follows:

19            (1) By December 31, 2016, the department, in consultation with  
20 the traffic safety commission and other traffic safety stakeholders,

1 must develop a program for a driver improvement course for habitual  
2 offenders nearing suspension of their driving privilege. A habitual  
3 offender, as defined in RCW 46.65.020, nearing suspension must  
4 participate in the driver improvement course once it is made publicly  
5 available under subsection (2) of this section.

6 (2) By December 31, 2017, the department must contract with a  
7 local provider or providers for a driver improvement course to be  
8 offered to habitual offenders as described in subsection (1) of this  
9 section.

10 (3) The department must develop options for a subsidy program for  
11 indigent people to access the driver improvement course. Financial  
12 assistance under the program may include a full or partial subsidy  
13 voucher. For the purposes of this section, indigency criteria must be  
14 determined by the department in consultation with a statewide  
15 organization that represents disadvantaged communities.

16 (4) The department must determine a fee for the driver  
17 improvement course, in accordance with chapter 34.05 RCW, which must  
18 cover the cost of administering the course and the subsidy program.  
19 The fee must be collected by the local provider or providers from  
20 individuals attending the course, with a portion of the fee  
21 distributed to the department and deposited in the high-risk driver  
22 improvement account created in section 3 of this act.

23 NEW SECTION. **Sec. 3.** A new section is added to chapter 46.68  
24 RCW to read as follows:

25 The high-risk driver improvement account is created in the  
26 custody of the state treasurer. All receipts from fees collected  
27 under section 2(4) of this act must be deposited into the account.  
28 Expenditures from the account may be used only for the subsidy  
29 program of the driver improvement course under section 2(3) of this  
30 act. Only the director or the director's designee may authorize  
31 expenditures from the account. The account is subject to allotment  
32 procedures under chapter 43.88 RCW, but an appropriation is not  
33 required for expenditures.

34 NEW SECTION. **Sec. 4.** By December 31, 2016, the department of  
35 licensing, in consultation with the traffic safety commission and  
36 other traffic safety stakeholders, must develop and submit to the  
37 legislature a program for vehicle insurance verification as part of

1 the process of licensing and regulating drivers in the state of  
2 Washington.

3 **Sec. 5.** RCW 43.79A.040 and 2013 c 251 s 5 and 2013 c 88 s 1 are  
4 each reenacted and amended to read as follows:

5 (1) Money in the treasurer's trust fund may be deposited,  
6 invested, and reinvested by the state treasurer in accordance with  
7 RCW 43.84.080 in the same manner and to the same extent as if the  
8 money were in the state treasury, and may be commingled with moneys  
9 in the state treasury for cash management and cash balance purposes.

10 (2) All income received from investment of the treasurer's trust  
11 fund must be set aside in an account in the treasury trust fund to be  
12 known as the investment income account.

13 (3) The investment income account may be utilized for the payment  
14 of purchased banking services on behalf of treasurer's trust funds  
15 including, but not limited to, depository, safekeeping, and  
16 disbursement functions for the state treasurer or affected state  
17 agencies. The investment income account is subject in all respects to  
18 chapter 43.88 RCW, but no appropriation is required for payments to  
19 financial institutions. Payments must occur prior to distribution of  
20 earnings set forth in subsection (4) of this section.

21 (4)(a) Monthly, the state treasurer must distribute the earnings  
22 credited to the investment income account to the state general fund  
23 except under (b), (c), and (d) of this subsection.

24 (b) The following accounts and funds must receive their  
25 proportionate share of earnings based upon each account's or fund's  
26 average daily balance for the period: The Washington promise  
27 scholarship account, the Washington advanced college tuition payment  
28 program account, the accessible communities account, the community  
29 and technical college innovation account, the agricultural local  
30 fund, the American Indian scholarship endowment fund, the foster care  
31 scholarship endowment fund, the foster care endowed scholarship trust  
32 fund, the contract harvesting revolving account, the Washington state  
33 combined fund drive account, the commemorative works account, the  
34 county enhanced 911 excise tax account, the toll collection account,  
35 the developmental disabilities endowment trust fund, the energy  
36 account, the fair fund, the family leave insurance account, the food  
37 animal veterinarian conditional scholarship account, the fruit and  
38 vegetable inspection account, the future teachers conditional  
39 scholarship account, the game farm alternative account, the GET ready

1 for math and science scholarship account, the Washington global  
2 health technologies and product development account, the grain  
3 inspection revolving fund, the high-risk driver improvement account,  
4 the industrial insurance rainy day fund, the juvenile accountability  
5 incentive account, the law enforcement officers' and firefighters'  
6 plan 2 expense fund, the local tourism promotion account, the  
7 multiagency permitting team account, the pilotage account, the  
8 produce railcar pool account, the regional transportation investment  
9 district account, the rural rehabilitation account, the stadium and  
10 exhibition center account, the youth athletic facility account, the  
11 self-insurance revolving fund, the children's trust fund, the  
12 Washington horse racing commission Washington bred owners' bonus fund  
13 and breeder awards account, the Washington horse racing commission  
14 class C purse fund account, the individual development account  
15 program account, the Washington horse racing commission operating  
16 account, the life sciences discovery fund, the Washington state  
17 heritage center account, the reduced cigarette ignition propensity  
18 account, the center for childhood deafness and hearing loss account,  
19 the school for the blind account, the Millersylvania park trust fund,  
20 the public employees' and retirees' insurance reserve fund, and the  
21 radiation perpetual maintenance fund.

22 (c) The following accounts and funds must receive eighty percent  
23 of their proportionate share of earnings based upon each account's or  
24 fund's average daily balance for the period: The advanced right-of-  
25 way revolving fund, the advanced environmental mitigation revolving  
26 account, the federal narcotics asset forfeitures account, the high  
27 occupancy vehicle account, the local rail service assistance account,  
28 and the miscellaneous transportation programs account.

29 (d) Any state agency that has independent authority over accounts  
30 or funds not statutorily required to be held in the custody of the  
31 state treasurer that deposits funds into a fund or account in the  
32 custody of the state treasurer pursuant to an agreement with the  
33 office of the state treasurer shall receive its proportionate share  
34 of earnings based upon each account's or fund's average daily balance  
35 for the period.

36 (5) In conformance with Article II, section 37 of the state  
37 Constitution, no trust accounts or funds shall be allocated earnings  
38 without the specific affirmative directive of this section.

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