

SSB 5695 - H AMD TO TR COMM AMD (H-2801.2/19) **569**
By Representative Irwin

ADOPTED 04/27/2019

1 On page 1, after line 9, insert the following:

2 "Sec. 2. RCW 46.20.289 and 2016 c 203 s 6 are each amended to
3 read as follows:

4 Except for traffic violations committed under RCW 46.61.165, the
5 department shall suspend all driving privileges of a person when the
6 department receives notice from a court under RCW 46.63.070(6),
7 46.63.110(6), or 46.64.025 that the person has failed to respond to a
8 notice of traffic infraction for a moving violation, failed to appear
9 at a requested hearing for a moving violation, violated a written
10 promise to appear in court for a notice of infraction for a moving
11 violation, or has failed to comply with the terms of a notice of
12 traffic infraction, criminal complaint, or citation for a moving
13 violation, or when the department receives notice from another state
14 under Article IV of the nonresident violator compact under RCW
15 46.23.010 or from a jurisdiction that has entered into an agreement
16 with the department under RCW 46.23.020, other than for a standing,
17 stopping, or parking violation, provided that the traffic infraction
18 or traffic offense is committed on or after July 1, 2005. A
19 suspension under this section takes effect pursuant to the provisions
20 of RCW 46.20.245, and remains in effect until the department has
21 received a certificate from the court showing that the case has been
22 adjudicated, and until the person meets the requirements of RCW
23 46.20.311. In the case of failure to respond to a traffic infraction
24 issued under RCW 46.55.105, the department shall suspend all driving
25 privileges until the person provides evidence from the court that all
26 penalties and restitution have been paid. A suspension under this
27 section does not take effect if, prior to the effective date of the
28 suspension, the department receives a certificate from the court
29 showing that the case has been adjudicated."

30 Renumber the remaining sections consecutively, correct any
31 internal references accordingly, and correct the title.

1 On page 3, after line 22, insert the following:

2 "(e) Violations committed under this section are excluded from
3 eligibility as a moving violation for driver's license suspension
4 under RCW 46.20.289 when a person subsequently fails to respond to a
5 notice of traffic infraction for this moving violation, fails to
6 appear at a requested hearing for this moving violation, violates a
7 written promise to appear in court for a notice of infraction for
8 this moving violation, or fails to comply with the terms of a notice
9 of traffic infraction for this moving violation."

EFFECT: Excludes high occupancy vehicle (HOV) lane usage violations from eligibility as a moving violation for driver's license suspension when a person fails to respond to a notice of this traffic infraction, fails to appear at a requested hearing for this traffic infraction, violates a written promise to appear in court for a notice of this infraction, or fails to comply with the terms of a notice of this traffic infraction for a moving violation.

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