

SSB 5723 - H AMD TO TR COMM AMD (H-2751.1/19) **523**
By Representative Young

NOT ADOPTED 04/09/2019

1 On page 2, line 13, after "RCW 46.63.110(3)" insert "when an
2 affirmative determination is made by the law enforcement officer who
3 determines that a violation of (a) of this subsection occurred that
4 the operator of the motorcycle, motor-driven cycle, or moped was not
5 in violation of an offense under this chapter at the time the
6 violation of (a) of this subsection occurred"

7 On page 3, line 12, after "RCW 46.63.110(3)" insert "when an
8 affirmative determination is made by the law enforcement officer who
9 determines that a violation of this subsection (2) occurred that the
10 individual traveling as a pedestrian or on a bicycle, riding an
11 animal, or using a farm tractor or implement of husbandry without an
12 enclosed shell was not in violation of an offense under this chapter
13 at the time the violation of this subsection (2) occurred"

14 On page 4, line 10, after "RCW 46.63.110(3)" insert "when an
15 affirmative determination is made by the law enforcement officer who
16 determines that a violation of this section occurred that the
17 vulnerable user of a public way was not in violation of an offense
18 under this chapter at the time the violation of this section
19 occurred"

20 On page 5, line 10, after "RCW 46.63.110(3)" insert "when an
21 affirmative determination is made by the law enforcement officer who
22 determines that a violation of this section occurred that the
23 vulnerable user of a public way was not in violation of an offense
24 under this chapter at the time the violation of this section
25 occurred"

26 On page 5, line 32, after "RCW 46.63.110(3)" insert "when an
27 affirmative determination is made by the law enforcement officer who
28 determines that a violation of this section occurred that the
29 vulnerable user of a public way was not in violation of an offense

1 under this chapter at the time the violation of this section
2 occurred"

3 On page 7, line 1, after "RCW 46.63.110(3)" insert "when an
4 affirmative determination is made by the law enforcement officer who
5 determines that a violation of this section occurred that the
6 vulnerable user of a public way was not in violation of an offense
7 under this chapter at the time the violation of this section
8 occurred"

9 On page 7, line 20, after "RCW 46.63.110(3)" insert "when an
10 affirmative determination is made by the law enforcement officer who
11 determines that a violation of this section occurred that the
12 vulnerable user of a public way was not in violation of an offense
13 under this chapter at the time the violation of this section
14 occurred"

EFFECT: Requires that, for the additional fine for traffic infractions for improper overtaking and passing, following too closely, and failure to stop or yield to be imposed, an affirmative determination must be made by the law enforcement officer that the vulnerable roadway user was not in violation of any rules of the road at the time the traffic infraction occurred.

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