

CHAPTER 167.

[Engrossed House Bill No. 227.]

DRIVERS' LICENSES—DRIVER EDUCATION.

AN ACT relating to motor vehicle driver's licenses and driver education; amending section 46.20.100, chapter 12, Laws of 1961 as amended by section 43, chapter 170, Laws of 1965 extraordinary session, and RCW 46.20.100; amending section 46.20.102, chapter 12, Laws of 1961 as amended by section 12, chapter 121, Laws of 1965 extraordinary session, and RCW 46.20.102; amending section 46.20.104, chapter 12, Laws of 1961 as amended by section 13, chapter 121, Laws of 1965 extraordinary session, and RCW 46.20.104; amending section 46.20.120, chapter 12, Laws of 1961 as amended by section 9, chapter 121, Laws of 1965 extraordinary session, and RCW 46.20.120; amending section 27, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.311; amending section 29, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.322; amending section 43, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.342; amending section 4, chapter 39, Laws of 1963 and RCW 46.81.030; adding new sections to chapter 46.20 RCW; and prescribing penalties.

*Be it enacted by the Legislature of the State of Washington:*

RCW 46.20.100 amended.

Section 1. Section 46.20.100, chapter 12, Laws of 1961 as amended by section 43, chapter 170, Laws of 1965 extraordinary session and RCW 46.20.100 are each amended to read as follows:

Motor vehicle driver's licenses. Minor's license—Application.

The department of motor vehicles shall not consider the application of any minor under the age of eighteen years for a driver's license unless:

- (1) The application is also signed by the father of the applicant, if the father is living and has custody of the applicant, otherwise by the mother or guardian having the custody of such minor, or in the event a minor under the age of eighteen has no father, mother, or guardian, then a driver's license shall not be issued to the minor unless his application is also signed by his employer; and

(2) The minor has satisfactorily completed a driver education course, conducted by a recognized secondary school, that meets the standards established by the Office of the State Superintendent of Public Instruction or the minor has satisfactorily completed a driver education course, conducted by a commercial driving instruction enterprise, that meets the standards established by the Office of the Superintendent of Public Instruction and is officially approved by that office on an annual basis: *Provided, however,* That until July 1, 1969 the director may upon a showing that a driver education course was not available to the minor waive said requirement if the minor shows to the satisfaction of the department that he has the ability to operate a motor vehicle in such a manner as not to jeopardize the safety of persons or property.

Sec. 2. Section 46.20.102, chapter 12, Laws of 1961 as amended by section 12, chapter 121, Laws of 1965 extraordinary session, and RCW 46.20.102 are each amended to read as follows:

RCW 46.20.102  
amended.

The juvenile driver's license, minor driver's license, and adult driver's license as provided for in this chapter shall each be distinguishable in color or design.

Driver's licenses—Distinguishing.

Sec. 3. Section 46.20.104, chapter 12, Laws of 1961 as amended by section 13, chapter 121, Laws of 1965 extraordinary session, and RCW 46.20.104 are each amended to read as follows:

RCW 46.20.104  
amended.

A minor attaining the age of twenty-one years prior to the expiration date of his driver's license or a juvenile attaining the age of eighteen prior to the expiration date of his driver's license may upon proper application to the licensing agent have issued to him without fee a substitute license of the type issued to persons who are the licensee's age.

Reissue, new age class—  
No fee.

RCW 46.20.120  
amended.

Sec. 4. Section 46.20.120, chapter 12, Laws of 1961 as amended by section 9, chapter 121, Laws of 1965 extraordinary session, and RCW 46.20.120 are each amended to read as follows:

Applicants  
for new or  
renewal of  
driver's  
license—Ex-  
amination—  
Waiver—Fee.

No new driver's license shall be issued and no previously issued license shall be renewed until the applicant therefor has successfully passed a driver licensing examination: *Provided*, That the department may waive all or any part of the examination of any person applying for the renewal of a driver's license or the issuance of a minor driver's license when the applicant previously held a juvenile driver's license or the issuance of an adult driver's license when the applicant previously held a minor driver's license issued under the laws of this state, except when the department determines that an applicant for a driver's license is not qualified to hold a driver's license under this title. For a new license examination a fee of two dollars shall be paid by each applicant, in addition to the fee charged for issuance of his license. A new license shall be one issued to a driver who has not been previously licensed in this state or to a driver whose last previous Washington license has expired.

Any person who is without the state at the time his driver's license expires or who is unable to renew his license due to any incapacity may renew the license within sixty days after his return to this state or within sixty days after the termination of any such incapacity without the payment of a new license examination fee. In such case the department may waive all or any part of the examination as in the case of renewal of driver licenses.

The department shall provide for giving examinations at places and times reasonably available to the people of this state.

Sec. 5. Section 27, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.311 are each amended to read as follows:

RCW 46.20.311 amended.

(1) The department shall not suspend a driver's license or privilege to drive a motor vehicle on the public highways for a fixed period of more than one year, except as permitted under RCW 46.20.342. Whenever the license of any person is suspended by reason of a conviction or pursuant to RCW 46.20.291, such suspension shall remain in effect and the department shall not issue to such person any new or renewal of license until such person shall give and thereafter maintain proof of financial responsibility for the future as provided in chapter 46.29 RCW.

Duration of suspension—  
Conditions for reissuance or renewal.

(2) Any person whose license or privilege to drive a motor vehicle on the public highways has been revoked shall not be entitled to have such license or privilege renewed or restored unless the revocation was for a cause which has been removed, except that after the expiration of one year from the date on which the revoked license was surrendered to and received by the department, such person may make application for a new license as provided by law, but the department shall not then issue a new license unless it is satisfied after investigation of the driving ability of such person that it will be safe to grant the privilege of driving a motor vehicle on the public highways, and until such person shall give and thereafter maintain proof of financial responsibility for the future as provided in chapter 46.29 RCW.

Sec. 6. Section 29, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.322 are each amended to read as follows:

RCW 46.20.322 amended.

(1) Whenever the department proposes to suspend or revoke the driving privilege of any person or proposes to impose terms of probation on his

Driver improvement interview—  
Notice.

Driver improvement interview— Appearance of juvenile's parents or guardian.

driving privilege or proposes to refuse to renew a driver's license, notice and an opportunity for a driver improvement interview shall be given before taking such action, except as provided in RCW 46.20.324 and 46.20.325.

(2) Whenever the department proposes to suspend, revoke, restrict or condition a juvenile driver's driving privilege the department may require the appearance of the juvenile's legal guardian or father if the father is living and has custody, otherwise the mother or guardian having custody of the minor.

RCW 46.20.342 amended.

Sec. 7. Section 43, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.342 are each amended to read as follows:

Driving while license suspended or revoked— Penalty— Extension of period.

(1) Any person who drives a motor vehicle on any public highway of this state at a time when his privilege so to do is suspended or revoked shall be guilty of a misdemeanor and upon conviction shall be punished by imprisonment for not less than ten days nor more than six months and there may be imposed in addition thereto a fine of not more than five hundred dollars.

(2) The department upon receiving a record of conviction of any person or upon receiving an order by any juvenile court or any duly authorized court officer of the conviction of any juvenile under this section upon a charge of driving a vehicle while the license of such person is under suspension shall extend the period of such suspension for an additional like period and if the conviction was upon a charge of driving while a license was revoked the department shall not issue a new license for an additional period of one year from and after the date such person would otherwise have been entitled to apply for a new license.

NOTE: See also section 52, chapter 145, Laws of 1967 ex. sess.

Sec. 8. There is added to chapter 46.20 RCW a new section to read as follows:

For the purpose of chapter 46.20 RCW the term "adult driver's license" shall mean the driver's license which shall be issued only to persons twenty-one years of age or older; "minor driver's license" shall mean the driver's license which shall be issued only to persons eighteen years of age or older and under twenty-one years of age; and "juvenile driver's license" shall mean the driver's license which shall be issued only to persons sixteen years of age or older and under eighteen years of age but shall not mean a juvenile agricultural driving permit as provided for in RCW 46.20.070. "Driver's license" shall include an "adult driver's license", a "minor driver's license" and a "juvenile driver's license".

New section.

Adult driver's license, defined.

Sec. 9. There is added to chapter 46.20 RCW a new section to read as follows:

The department may suspend, revoke, restrict or condition any juvenile driver's license upon a showing of its records that the juvenile licensee has been found by a juvenile court, chief probation officer or any other duly authorized officer of a juvenile court to have committed any offense or offenses which under Title 46 constitutes grounds for said action.

New section.

Suspension, revocation or restriction of juvenile driver's license.

Sec. 10. There is added to chapter 46.20 RCW a new section to read as follows:

The department is authorized to provide juvenile courts with the department's record of traffic charges compiled under RCW 46.52.100 and 13.04.120, against any juvenile upon the request of any state juvenile court or duly authorized officer of any juvenile court of this state. Further, the department is authorized to provide any juvenile court with any requested service which the department can reasonably perform which is not inconsistent with its legal authority which substantially aids

New section.

Supplying driving record of juveniles to juvenile court.

Motor vehicles.

juvenile courts in handling traffic cases and which promotes highway safety.

RCW 46.81.030 amended.

Sec. 11. Section 4, chapter 39, Laws of 1963 and RCW 46.81.030 are each amended to read as follows:

Driver education courses—  
Fiscal support—  
Penalty assessments

There shall be levied and paid into the driver education account of the general fund of the state treasury a penalty assessment in addition to the fine or bail forfeiture on all offenses involving a violation of a state statute or city or county ordinance relating to the operation or use of motor vehicles or the licensing of vehicle operators, except offenses relating to parking of vehicles, in the following amounts:

(1) Where a fine is imposed, three dollars for each twenty dollars of fine, or fraction thereof.

(2) If bail is forfeited, three dollars for each twenty dollars of bail, or fraction thereof.

(3) Where multiple offenses are involved, the penalty assessment shall be based on the total fine or bail forfeited for all offenses.

Where a fine is suspended, in whole or in part, the penalty assessment shall be levied in accordance with the fine actually imposed.

Passed the House March 9, 1967.

Passed the Senate March 8, 1967.

Approved by the Governor March 21, 1967.