

CHAPTER 32.

[Senate Bill No. 36.]

MOTOR VEHICLES.

AN ACT relating to motor vehicles; amending section 46.04.370, chapter 12, Laws of 1961 and RCW 46.04.370; amending section 46.04.680, chapter 12, Laws of 1961 and RCW 46.04.680; amending section 46.08.110, chapter 12, Laws of 1961 and RCW 46.08.110; amending section 46.08.130, chapter 12, Laws of 1961 and RCW 46.08.130; amending section 29, chapter 21, Laws of 1961 first extraordinary session as amended by section 1, chapter 28, Laws of 1965 and RCW 46.08.200; amending section 46.12.010, chapter 12, Laws of 1961 and RCW 46.12.010; amending section 46.12.020, chapter 12, Laws of 1961 and RCW 46.12.020; amending section 46.12.030, chapter 12, Laws of 1961 and RCW 46.12.030; amending section 46.12.050, chapter 12, Laws of 1961 and RCW 46.12.050; amending section 46.12.100, chapter 12, Laws of 1961 and RCW 46.12.100; amending section 46.12.200, chapter 12, Laws of 1961 and RCW 46.12.200; amending section 46.12.220, chapter 12, Laws of 1961 and RCW 46.12.220; amending section 46.12.230, chapter 12, Laws of 1961 and RCW 46.12.230; amending section 46.16.020, chapter 12, Laws of 1961 as amended by section 1, chapter 106, Laws of 1965 first extraordinary session and RCW 46.16.020; amending section 46.16.030, chapter 12, Laws of 1961 and RCW 46.16.030; amending section 46.16.040, chapter 12, Laws of 1961 and RCW 46.16.040; amending section 46.16.137, chapter 12, Laws of 1961 and RCW 46.16.137; amending section 46.16.240, chapter 12, Laws of 1961 and RCW 46.16.240; amending section 46.16.260, chapter 12, Laws of 1961 and RCW 46.16.260; amending section 46.16.280, chapter 12, Laws of 1961 and RCW 46.16.280; amending section 46.16.320, chapter 12, Laws of 1961 and RCW 46.16.320; amending section 46.16.330, chapter 12, Laws of 1961 and RCW 46.16.330; amending section 46.16.340, chapter 12, Laws of 1961 and RCW 46.16.340; amending section 46.16.350, chapter 12, Laws of 1961 and RCW 46.16.350; amending section 1, chapter 201, Laws of 1961 and RCW 46.16.370; amending section 1, chapter 128, Laws of 1961 and RCW 46.16.380; amending section 46.20.070, chapter 12, Laws of 1961 as amended by section 9, chapter 39, Laws of 1963 and RCW 46.20.070; amending section 46.20.220, chapter 12, Laws of 1961 and RCW 46.20.220; amending section 46.20.300, chapter 12, Laws of 1961 and RCW 46.20.300; amending section 46.20.320, chapter 12, Laws of 1961 and RCW 46.20.320; amending section

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46.20.380, chapter 12, Laws of 1961 and RCW 46.20.380; amending section 46.20.390, chapter 12, Laws of 1961 and RCW 46.20.390; amending section 46.20.400, chapter 12, Laws of 1961 and RCW 46.20.400; amending section 46.20.410, chapter 12, Laws of 1961 and RCW 46.20.410; amending section 2, chapter 134, Laws of 1961 and RCW 46.20.420; amending section 2, chapter 120, Laws of 1963 and RCW 46.21.020; amending section 11, chapter 169, Laws of 1963 and RCW 46.29.110; amending section 18, chapter 169, Laws of 1963 and RCW 46.29.180; amending section 30, chapter 169, Laws of 1963 and RCW 46.29.300; amending section 33, chapter 169, Laws of 1963 and RCW 46.29.330; amending section 35, chapter 169, Laws of 1963 and RCW 46.29.350; amending section 36, chapter 169, Laws of 1963 and RCW 46.29.360; amending section 37, chapter 169, Laws of 1963 and RCW 46.29.370; amending section 40, chapter 169, Laws of 1963 and RCW 46.29.400; amending section 41, chapter 169, Laws of 1963 and RCW 46.29.410; amending section 43, chapter 169, Laws of 1963 and RCW 46.29.430; amending section 44, chapter 169, Laws of 1963 as amended by section 6, chapter 124, Laws of 1965 and RCW 46.29.440; amending section 46.32.010, chapter 12, Laws of 1961 and RCW 46.32.010; amending section 46.37.005, chapter 12, Laws of 1961 and RCW 46.37.005; amending section 46.44.045, chapter 12, Laws of 1961 as amended by section 34, chapter 21, Laws of 1961 first extraordinary session and RCW 46.44.045; amending section 46.44.095, chapter 12, Laws of 1961 as last amended by section 38, chapter 170, Laws of 1965 first extraordinary session and RCW 46.44.095; amending section 46.44.100, chapter 12, Laws of 1961 and RCW 46.44.100; amending section 46.52.020, chapter 12, Laws of 1961 and RCW 46.52.020; amending section 46.52.030, chapter 12, Laws of 1961 as amended by section 1, chapter 119, Laws of 1965 first extraordinary session and RCW 46.52.030; amending section 46.52.040, chapter 12, Laws of 1961 and RCW 46.52.040; amending section 46.52.060, chapter 12, Laws of 1961 and RCW 46.52.060; amending section 46.52.070, chapter 12, Laws of 1961 and RCW 46.52.070; amending section 46.52.080, chapter 12, Laws of 1961 as amended by section 3, chapter 119, Laws of 1965 first extraordinary session and RCW 46.52.080; amending section 46.52.090, chapter 12, Laws of 1961 and RCW 46.52.090; amending section 46.52.100, chapter 12, Laws of 1961 and RCW 46.52.100; amending section 46.52.110, chapter 12, Laws of 1961 as last amended by section 2, chapter 23, Laws of 1965 first extraordinary session and RCW 46.52.110; amending section 46.52.120, chapter 12, Laws of 1961 and RCW 46.52.120; amending section 27, chapter 21, Laws of 1961 first extraordinary session as amended by

section 65, chapter 169, Laws of 1963 and RCW 46.52.130; amending section 28, chapter 21, Laws of 1961 first extraordinary session as amended by section 66, chapter 169, Laws of 1963 and RCW 46.52.140; amending section 46.56.190, chapter 12, Laws of 1961 and RCW 46.61.020; amending section 46.60.260, chapter 12, Laws of 1961 and RCW 46.61.265; amending section 59, chapter 155, Laws of 1965 first extraordinary session and RCW 46.61.500; amending section 62, chapter 155, Laws of 1965 first extraordinary session and RCW 46.61.515; amending section 46.56.030, chapter 12, Laws of 1961 and RCW 46.61.525; amending section 46.64.015, chapter 12, Laws of 1961 and RCW 46.64.015; amending section 23, chapter 121, Laws of 1965 first extraordinary session and RCW 46.64.025; amending section 46.64.030, chapter 12, Laws of 1961 and RCW 46.64.030; amending section 46.68.010, chapter 12, Laws of 1961 and RCW 46.68.010; amending section 46.68.090, chapter 12, Laws of 1961 as amended by section 5, chapter 7, Laws of 1961 first extraordinary session and RCW 46.68.090; amending section 46.68.120, chapter 12, Laws of 1961 as amended by section 12, chapter 120, Laws of 1965 first extraordinary session and RCW 46.68.120; amending section 46.70.020, chapter 12, Laws of 1961 as amended by section 2, chapter 68, Laws of 1965 and RCW 46.70.020; amending section 46.70.060, chapter 12, Laws of 1961 and RCW 46.70.060; amending section 46.70.110, chapter 12, Laws of 1961 and RCW 46.70.110; amending section 46.70.140, chapter 12, Laws of 1961 and RCW 46.70.140; amending section 46.72.020, chapter 12, Laws of 1961 and RCW 46.72.020; amending section 46.72.030, chapter 12, Laws of 1961 and RCW 46.72.030; amending section 46.72.040, chapter 12, Laws of 1961 and RCW 46.72.040; amending section 46.72.050, chapter 12, Laws of 1961 and RCW 46.72.050; amending section 46.72.070, chapter 12, Laws of 1961 and RCW 46.72.070; amending section 46.72.080, chapter 12, Laws of 1961 and RCW 46.72.080; amending section 46.72.100, chapter 12, Laws of 1961 and RCW 46.72.100; amending section 46.72.110, chapter 12, Laws of 1961 and RCW 46.72.110; amending section 46.72.120, chapter 12, Laws of 1961 and RCW 46.72.120; amending section 46.72.130, chapter 12, Laws of 1961 and RCW 46.72.130; amending section 46.72.140, chapter 12, Laws of 1961 and RCW 46.72.140; amending section 46.76.020, chapter 12, Laws of 1961 and RCW 46.76.020; amending section 46.76.030, chapter 12, Laws of 1961 and RCW 46.76.030; amending section 46.76.070, chapter 12, Laws of 1961 and RCW 46.76.070; amending section 46.80.020, chapter 12, Laws of 1961 and RCW 46.80.020; amending section 46.80.030, chapter 12, Laws of 1961 and RCW 46.80.030; amending section 46.80.040, chapter 12,

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Laws of 1961 and RCW 46.80.040; amending section 46.80.050, chapter 12, Laws of 1961 and RCW 46.80.050; amending section 46.80.070, chapter 12, Laws of 1961 and RCW 46.80.070; amending section 46.80.080, chapter 12, Laws of 1961 and RCW 46.80.080; amending section 46.80.090, chapter 12, Laws of 1961 and RCW 46.80.090; amending section 46.80.100, chapter 12, Laws of 1961 and RCW 46.80.100; amending section 46.80.110, chapter 12, Laws of 1961 and RCW 46.80.110; amending section 46.80.130, chapter 12, Laws of 1961 as amended by section 1, chapter 117, Laws of 1965 and RCW 46.80.130; amending section 46.80.140, chapter 12, Laws of 1961 and RCW 46.80.140; amending section 46.80.150, chapter 12, Laws of 1961 and RCW 46.80.150; amending section 46.82.010, chapter 12, Laws of 1961 and RCW 46.82.010; amending section 46.82.060, chapter 12, Laws of 1961 as amended by section 4, chapter 214, Laws of 1961 and RCW 46.82.060; amending section 46.82.070, chapter 12, Laws of 1961 as amended by section 2, chapter 214, Laws of 1961 and RCW 46.82.070; amending section 46.82.090, chapter 12, Laws of 1961 and RCW 46.82.090; amending section 46.82.120, chapter 12, Laws of 1961 and RCW 46.82.120; amending section 46.82.190, chapter 12, Laws of 1961 and RCW 46.82.190; amending section 46.82.210, chapter 12, Laws of 1961 and RCW 46.82.210; amending section 3, chapter 106, Laws of 1963 and RCW 46.85.030; amending section 10, chapter 106, Laws of 1963 and RCW 46.85.100; amending section 23, chapter 106, Laws of 1963 and RCW 46.85.230; amending section 29, chapter 106, Laws of 1963 and RCW 46.85.290; directing the recodification of certain sections; repealing section 46.16.005, chapter 12, Laws of 1961 and RCW 46.16.005; adding a new section to chapter 156, Laws of 1965 and to chapter 46.01 RCW; and declaring an emergency.

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

RCW 46.04.370
amended.

Section 1. Section 46.04.370, chapter 12, Laws of 1961 and RCW 46.04.370 are each amended to read as follows:

Operator or
driver defined.

“Operator or driver” means every person who is in actual physical control of a motor vehicle upon a public highway.

RCW 46.04.680
amended.

Sec. 2. Section 46.04.680, chapter 12, Laws of 1961 and RCW 46.04.680 are each amended to read as follows:

“Director” means the director of motor vehicles and “department” means the department of motor vehicles.

Director defined.

Sec. 3. Section 46.08.110, chapter 12, Laws of 1961 and RCW 46.08.110 are each amended to read as follows:

RCW 46.08.110 amended.

The director shall have the power and it shall be his duty upon request and payment of the fee as provided herein to furnish under seal of the director certified copies of any records of the department, except those for confidential use only. The director shall charge and collect therefor the actual cost to the department. Any funds accruing to the director of motor vehicles under this section shall be certified and sent to the state treasurer and by him deposited to the credit of the highway safety fund.

Certified copies of records of department—Fees—Disposition.

Sec. 4. Section 46.08.130, chapter 12, Laws of 1961 and RCW 46.08.130 are each amended to read as follows:

RCW 46.08.130 amended.

The county auditor may destroy applications for vehicle licenses, copies of vehicle licenses issued, applications for vehicle driver’s licenses, and copies of issued vehicle driver’s licenses, if any there be, after such records shall have been on file in his office for a period of three years, unless otherwise directed by the director.

County auditor—Destruction of records.

Sec. 5. Section 29, chapter 21, Laws of 1961 first extraordinary session as amended by section 1, chapter 28, Laws of 1965 and RCW 46.08.200 are each amended to read as follows:

RCW 46.08.200 amended.

The director shall, on or before the first day of October of each year, make to the governor a full report of the activities of the department relating to motor vehicle administration for the prior fiscal year, incorporating therein a statement of the program for the ensuing fiscal year. Such report shall contain a statistical analysis of the activities of the

Motor vehicles—Annual report to governor.

department relating to driver licensing and driver improvement, vehicle licensing and liquid fuel tax collections.

RCW 46.12.010 amended.

Sec. 6. Section 46.12.010, chapter 12, Laws of 1961 and RCW 46.12.010 are each amended to read as follows:

Motor vehicles. Certificates of ownership and registration. Certificates required to operate and sell vehicles.

It shall be unlawful for any person to operate any vehicle in this state under a certificate of license registration of this state without securing and having in full force and effect a certificate of ownership therefor and it shall further be unlawful for any person to sell or transfer any vehicle without complying with all the provisions of this chapter relating to certificates of ownership and license registration of vehicles: *Provided*, That the provisions of this section relative to the sale of vehicles shall not apply to the first sale of vehicles by manufacturers and dealers: *Provided Further*, That nothing in this title shall be construed to prevent any person entitled thereto from securing a certificate of ownership upon a vehicle without securing a certificate of license registration and vehicle license plates, when, in the judgment of the director of motor vehicles, it is proper to do so.

NOTE: See also section 1, chapter 140, Laws of 1967.

RCW 46.12.020 amended.

Sec. 7. Section 46.12.020, chapter 12, Laws of 1961 and RCW 46.12.020 are each amended to read as follows:

Prerequisite to issuance of vehicle license and plates.

No vehicle license number plates or certificate of license registration, whether original issues or duplicates, shall be issued or furnished by the director unless the applicant therefor shall at the same time make satisfactory application for a certificate of ownership or shall present satisfactory evidence that such a certificate of ownership covering such vehicle has been previously issued.

Sec. 8. Section 46.12.030, chapter 12, Laws of 1961 and RCW 46.12.030 are each amended to read as follows:

RCW 46.12.030 amended.

The application for certificate of ownership shall be upon a blank form to be furnished by the director and shall contain:

Motor vehicles.
Certificate of ownership—
Application—
Contents.

(1) A full description of the vehicle, which said description shall contain the manufacturer's serial number if it be a trailer, the motor number or proper identification number if it be a motor vehicle, and any distinguishing marks of identification;

(2) A statement of the nature and character of the applicant's ownership, and the character of any and all encumbrances other than statutory liens upon said vehicle;

(3) Such other information as the director may require: *Provided*, That the director may in any instance, in addition to the information required on said application, require additional information and a physical examination of the vehicle or of any class of vehicles, or either.

Such application shall be subscribed by the applicant and be sworn to by him before a notary public or other officer authorized by law to take acknowledgments of deeds, or other person authorized by the director to certify to the signature of the applicant upon such application.

Sec. 9. Section 46.12.050, chapter 12, Laws of 1961 and RCW 46.12.050 are each amended to read as follows:

RCW 46.12.050 amended.

The director, if satisfied from the statements upon the application that the applicant is the legal owner of the vehicle or otherwise entitled to have the certificate of ownership thereof in his name, shall thereupon issue an appropriate certificate of ownership, over his signature, authenticated by seal, and a new certificate of license registration if certificate of license registration is required.

Issuance of certificates—
Contents.

Motor vehicles.
Issuance of
certificates—
Contents.

Both the certificate of ownership and the certificate of license registration shall contain upon the face thereof, the date of issue, the registration number assigned to the registered owner and to the vehicle, the name and address of the registered owner and legal owner, the motor number or proper identification number, if the certificate is for a motor vehicle, or the serial number, if the certificate is for a trailer, and such other description of the vehicle and facts as the director shall require, and in addition thereto, if the vehicle described in such certificates shall have ever been licensed and operated as an exempt vehicle or a taxicab, or if it is less than four years old and has been rebuilt after having been totaled out by an insurance carrier, such fact shall be clearly shown thereon.

A blank space shall be provided on the face of the certificate of license registration for the signature of the registered owner.

Upon issuance of the certificate of license registration and certificate of ownership and upon any re-issue thereof, the director shall deliver the certificate of license registration to the registered owner and the certificate of ownership to the legal owner, or both to the person who is both the registered owner and legal owner.

RCW 46.12.100
amended.

Sec. 10. Section 46.12.100, chapter 12, Laws of 1961 and RCW 46.12.100 are each amended to read as follows:

Sale of transfer
of vehicle—
Assignment of
certificate of
ownership—
Penalty.

In the event of the sale or other transfer to a new registered owner of any vehicle for which a certificate of ownership and a certificate of license registration have been issued, the registered and legal owners shall endorse an assignment thereof in form printed thereon, and shall record thereon name of purchaser and date of transaction and shall deliver the same to the purchaser or transferee at the time of the delivery to him of the vehicle. Delivery of a

certificate of title to a purchaser or his agent without at the same time recording the name of the purchaser and the date of the transaction on the assignment form shall constitute a misdemeanor.

NOTE: See also section 10, chapter 140, Laws of 1967.

Sec. 11. Section 46.12.200, chapter 12, Laws of 1961 and RCW 46.12.200 are each amended to read as follows:

RCW 46.12.200 amended.

No suit or action shall ever be commenced or prosecuted against the director of motor vehicles or the state of Washington by reason of any act done or omitted to be done in the administration of the duties and responsibilities imposed upon the director under this chapter.

Civil immunity.

Sec. 12. Section 46.12.220, chapter 12, Laws of 1961 and RCW 46.12.220 are each amended to read as follows:

RCW 46.12.220 amended.

Any person who shall alter or forge or cause to be altered or forged any certificate issued by the director pursuant to the provisions of this chapter, or any assignment thereof, or any release or notice of release of any encumbrance referred to therein, or who shall hold or use any such certificate or assignment, or release or notice of release, knowing the same to have been altered or forged, shall be guilty of a felony.

Certificates. Alteration or forgery—Penalty.

Sec. 13. Section 46.12.230, chapter 12, Laws of 1961 and RCW 46.12.230 are each amended to read as follows:

RCW 46.12.230 amended.

Any licensed wrecker in possession of a motor vehicle ten years old or older, and ownership of which or whose owner's residence is unknown, may apply to the director for a permit to junk or wreck such motor vehicle, or any part thereof. Upon such application, a permit may be issued by the director, upon receipt of a fee of one dollar, in a form to be

Permit to wreck junk vehicle—Fee.

prescribed by the director to authorize such wrecker to wreck or junk such vehicle, or any part thereof.

RCW 46.16.020 amended.

Sec. 14. Section 46.16.020, chapter 12, Laws of 1961 as amended by section 1, chapter 106, Laws of 1965 first extraordinary session and RCW 46.16.020 are each amended to read as follows:

Motor vehicles.
Vehicle
licenses. Ex-
emption—
Registration—
School buses.

Any vehicle owned, rented or leased by the state of Washington, or by any county, city, town, school district or other political subdivision of the state of Washington and used exclusively by them, and all vehicles owned by the United States government, or by the government of foreign countries, or by international bodies to which the United States government is a signatory by treaty, and used exclusively in its or their service shall be exempt from the payment of license fees for the licensing thereof as in this chapter provided: *Provided, However,* That such vehicles, except those owned and used exclusively by the United States government and which are identified by clearly exhibited registration numbers or license plates assigned by an instrumentality of that government, shall be registered as prescribed for the license registration of other vehicles and shall display upon the vehicles the vehicle license number plates assigned by the director and except in cases of a foreign government or international body shall pay for such number plates a fee of one dollar: *Provided, Further,* That no vehicle license or license number plates shall be issued to any such vehicle under the provisions of this section for the transportation of school children unless and until such vehicle shall have been first personally inspected by the director or his duly authorized representative.

RCW 46.16.030 amended.

Sec. 15. Section 46.16.030, chapter 12, Laws of 1961 and RCW 46.16.030 are each amended to read as follows:

Except as is herein provided for foreign corporations, the provisions relative to the licensing of vehicles and display of vehicle license number plates and license registration certificates shall not apply to any vehicles owned by nonresidents of this state if the owner thereof has complied with the law requiring the licensing of vehicles in the names of the owners thereof in force in the state, foreign country, territory or federal district of his residence; and the vehicle license number plate showing the initial or abbreviation of the name of such state, foreign country, territory or federal district, is displayed on such vehicle substantially as is provided therefor in this state: *Provided*, That the provisions of this section shall be operative as to a vehicle owned by a nonresident of this state only to the extent that under the laws of the state, foreign country, territory or federal district of his residence, like exemptions and privileges are granted to vehicles duly licensed under the laws of and owned by residents of this state. If under the laws of such state, foreign country, territory or federal district, vehicles owned by residents of this state, operating upon the highways of such state, foreign country, territory or federal district, are required to pay the license fee and carry the vehicle license number plates of such state, foreign country, territory or federal district, the vehicles owned by residents of such state, foreign country, territory or federal district, and operating upon the highways of this state, shall comply with the provisions of this state relating to the licensing of vehicles. Foreign corporations owning, maintaining, or operating places of business in this state and using vehicles in connection with such places of business, shall comply with the provisions relating to the licensing of vehicles insofar as vehicles used in connection with such places of business are concerned: *Provided, Further*, That the director

Vehicle
licenses—
Nonresident
exemption—
Reciprocity—
Rules and
regulations.

is empowered to make and enforce rules and regulations for the licensing of nonresident vehicles upon a reciprocal basis and with respect to any character or class of operation.

RCW 46.16.040
amended.

Sec. 16. Section 46.16.040, chapter 12, Laws of 1961 and RCW 46.16.040 are each amended to read as follows:

Motor vehicle
licenses. Form
of application
—Contents.

Application for original vehicle license shall be made on form furnished for the purpose by the director. Such application shall be made by the owner of the vehicle or his duly authorized agent over the signature of such owner or agent, and he shall certify that the statements therein are true to the best of his knowledge. The application must show:

(1) Name and address of the owner of the vehicle;

(2) Trade name of the vehicle, model, year, type of body, the motor number or identification number thereof if such vehicle be a motor vehicle, or the serial number thereof if such vehicle be a trailer;

(3) The power to be used—whether electric, steam, gas or other power;

(4) The purpose for which said vehicle is to be used and the nature of the license required;

(5) The maximum gross license for such vehicle which in case of for hire vehicles and auto stages shall be the maximum adult seating capacity thereof, exclusive of the operator, and in cases of motor trucks, trailers and semitrailers shall be the unladen weight of such vehicle to which shall be added the maximum gross load to be carried thereon as set by the applicant, which maximum gross license shall in no event be less than the unladen weight thereof or more than the legal limit for such vehicle as allowed by law;

(6) The weight of such vehicle, if it be a motor truck or trailer, which shall be the shipping weight thereof as given by the manufacturer thereof unless

another weight is shown by weight slip verified by a certified weighmaster, which slip shall be attached to the original application;

(7) Such other information as shall be required upon such application by the director.

NOTE: See also section 59, chapter 83, Laws of 1967 ex. sess.

Sec. 17. Section 46.16.137, chapter 12, Laws of 1961 and RCW 46.16.137 are each amended to read as follows:

RCW 46.16.137 amended.

During the months of October, November, December, January, February and March the gross weight license fee of a three-axle truck, a three-axle truck tractor and a two-axle pole trailer used in combination, and a three-axle truck and two-axle trailer used in combination, when such vehicles or combinations of vehicles are licensed to the maximum gross weight provided by law and are used exclusively in the transportation of logs may be purchased for a monthly period. The fee for such a monthly license shall be one-twelfth the annual maximum gross weight fee provided for in RCW 46.16.070 or 46.16.075 in the case of trucks, and one-twelfth of the annual maximum gross weight fee provided for in RCW 46.16.072 in the case of pole trailers. For each fee so paid, other than at the time of the payment of the basic license fee, an additional fee of one dollar and fifty cents shall be charged by the director. The monthly license shall be effective from the first day of the month in which it is purchased, through the last day of that calendar month. The director or his authorized agent shall issue decals stating the month for which the vehicle is licensed, which decals shall be attached by the owner or operator to the license plates of the vehicle and shall be displayed thereon throughout the month for which they are issued. The director is authorized to establish rules and regulations relative to the issuance and display of such decals. No vehi-

Vehicle licenses. Monthly license for transportation of logs—Penalty.

cle licensed under the provisions of this section shall be operated over the public highways unless the owner or operator thereof within five days after the expiration of any such monthly period applies for, and pays the required fee for, a license for an additional monthly period, a three-month period, or for the remainder of the year. Any person who operates any such vehicle upon the public highways after the expiration of said five days, shall be guilty of a misdemeanor, and in addition shall be required to purchase a gross weight license for the vehicle involved at the fee covering an entire year's license for operation thereof, less the fees for any period or periods of the year already paid. If, within five days thereafter, no license for a full year has been purchased as required aforesaid, the Washington state patrol, county sheriff, or city police shall impound such vehicle in such manner as may be directed for such cases by the chief of the Washington state patrol, until such requirement is met.

RCW 46.16.240
amended.

Sec. 18. Section 46.16.240, chapter 12, Laws of 1961 and RCW 46.16.240 are each amended to read as follows:

Motor vehicle
license plates.
Attachment of
plates to
vehicle—
Violations

The vehicle license number plates shall be attached conspicuously at the front and rear of each vehicle for which the same are issued and in such a manner that they can be plainly seen and read at all times. Each vehicle license number plate shall be placed or hung in a horizontal position at a distance of not less than one foot nor more than four feet from the ground and shall be kept clean so as to be plainly seen and read at all times: *Provided, However,* That in cases where the body construction of the vehicle is such that compliance with this section is impossible, permission to deviate therefrom may be granted by the state commission on equipment. It shall be unlawful to display upon the front or rear of any vehicle, vehicle license number plate

or plates other than those furnished by the director for such vehicle or to display upon any vehicle any vehicle license number plate or plates which have been in any manner changed, altered, disfigured or have become illegible. It shall be unlawful for any person to operate any vehicle unless there shall be displayed upon such vehicle two valid vehicle license number plates attached as herein provided.

Sec. 19. Section 46.16.260, chapter 12, Laws of 1961 and RCW 46.16.260 are each amended to read as follows:

RCW 46.16.260
amended.

A certificate of license registration to be valid must have endorsed thereon the signature of the registered owner (if a firm or corporation, the signature of one of its officers or other duly authorized agent), and must be enclosed in a suitable container and attached to the vehicle for which it is issued, at all times in the manner prescribed by the director. When the nature of the vehicle will not permit display in the place prescribed by the director, then such container with certificate therein shall be securely affixed at some conspicuous position upon the vehicle where it can be easily found, read, and inspected at all times by a person on the outside of the vehicle. The container shall have a cover of transparent material through which the certificate may be inspected as to the information shown thereon, including the signature of the registered owner, and it shall be unlawful for any person to operate or have in his possession a vehicle without carrying thereon such certificate of license registration as herein provided. Any person in charge of such vehicle shall, upon demand of any of the local authorities or of any police officer or of any representative of the department, permit an inspection of such certificate of license registration.

License
registration
certificate—
Endorsement—
Attachment to
vehicle.

RCW 46.16.280
amended.

Sec. 20. Section 46.16.280, chapter 12, Laws of 1961 and RCW 46.16.280 are each amended to read as follows:

Motor vehicles.
Commercial
vehicles—
Registration.

In case of loss or destruction, sale or transfer of any for hire vehicle, auto stage, motor truck, trailer, or semitrailer, the registered owner thereof may retain the right to the load license or seat license to apply in licensing such vehicle as may be procured in replacement thereof and in any case of sale or transfer where load or seat license has not been assigned on the certificate of license registration it will be presumed that the same was intended to be retained by the previous registered owner thereof. Whenever during the calendar year any vehicle has been so altered as to change its license classification, in such a manner that the vehicle license number plates are rendered improper therefor, the current vehicle license number plates shall be surrendered to the director and new and proper vehicle license number plates issued on application therefor accompanied by a fee therefor in the amount of one dollar in addition to any other or different charge by reason of licensing under a new classification. Such application shall be on forms prescribed by the director and forwarded with proper fee to his office or the office of his duly authorized agent.

RCW 46.16.320
amended.

Sec. 21. Section 46.16.320, chapter 12, Laws of 1961 and RCW 46.16.320 are each amended to read as follows:

Motor vehicles.
Plates for
amateur radio
operators.

Every person having a valid official amateur radio operator's license issued for a term of five years by the federal communications commission, is entitled to apply to the director for, and upon satisfactory showing, to receive, in lieu of the regular motor vehicle license plates similar plates bearing the official amateur radio call letters of the applicant assigned by the federal communications commission instead of numbers. In addition to the annual license

fee collected under chapter 46.16 and chapter 82.44 there shall be collected from each applicant for such special license plates an additional license fee of five dollars upon the issue of a state plate but shall not apply on those years that a yearly tab is issued. Application for renewal of the amateur radio operator's call license plate must be made by January 10th of each renewal year and all such applications shall be accompanied by a notarized statement of facts included on the amateur's valid FCC license.

NOTE: See also section 80, chapter 145, Laws of 1967 ex. sess.

Sec. 22. Section 46.16.330, chapter 12, Laws of 1961 and RCW 46.16.330 are each amended to read as follows:

RCW 46.16.330 amended.

Whenever the owner of a registered vehicle transfers or assigns his title or interest thereto, the license plates issued under RCW 46.16.320 through 46.16.350 shall be removed from the motor vehicle and, if another vehicle is acquired, attached thereto and the director shall be immediately notified of such transfer of plates; otherwise the removed plates shall be immediately forwarded to the director to be reissued later upon payment of the regular license fee.

Amateur radio plates upon transfer of interest in vehicle.

Sec. 23. Section 46.16.340, chapter 12, Laws of 1961 and RCW 46.16.340 are each amended to read as follows:

RCW 46.16.340 amended.

The director, from time to time, shall furnish the state department of civil defense, the Washington state patrol and all county sheriffs a list of the names, addresses and license plate or radio station call letters of each person possessing the special amateur radio station license plates so that the facilities of such radio stations may be utilized to the fullest extent in the work of these governmental agencies.

Lists of amateur radio plates—Distribution.

RCW 46.16.350 amended.

Sec. 24. Section 46.16.350, chapter 12, Laws of 1961 and RCW 46.16.350 are each amended to read as follows:

Motor vehicle license plates— Amateur radio operator.

Any radio amateur operator who holds a special call letter license plate as issued under the provisions of RCW 46.16.320 through 46.16.350, and who has allowed his federal communications commission license to expire, or has had it revoked, must notify the director in writing within thirty days and surrender his call letter license plate. Failure to do so will constitute a gross misdemeanor.

RCW 46.16.370 amended.

Sec. 25. Section 1, chapter 201, Laws of 1961 and RCW 46.16.370 are each amended to read as follows:

Motor vehicles. Special plates for foreign government.

(1) Every consul or other official representative of any foreign government who is a citizen of the United States of America, duly licensed and holding an exequator issued by the department of state of the United States of America is entitled to apply to the director for, and upon satisfactory showing, to receive, in lieu of the regular motor vehicle license plates, such special plates of a distinguishing color and running in a separate numerical series, as the director shall prescribe. In addition to paying all other initial fees required by law there shall be collected from each applicant for such special license plates an additional license fee of twenty-five dollars upon the issue of such plates which fee shall not apply for those years in which tabs are issued. Application for renewal of such license plates must be made by January 10th of each renewal year and all such applications shall be accompanied by a notarized statement of such facts as the director shall deem necessary for issuance thereof.

(2) Whenever such owner or lessee as provided in subsection (1) hereof transfers or assigns his interest or title in the motor vehicle to which the special plates were attached, such plates shall be removed

from the motor vehicle and if another vehicle is acquired, attached thereto, and the director shall be immediately notified of such transfer of plates; otherwise the removed plates shall be immediately forwarded to the director to be reissued upon payment of the regular license fee. Whenever such owner or lessee as provided in subsection (1) hereof shall for any reason be relieved of his duties as such consul or official representative of a foreign government he shall immediately forward the special plates to the director who shall upon receipt thereof provide such plates as are otherwise provided by law.

Sec. 26. Section 1, chapter 128, Laws of 1961 and RCW 46.16.380 are each amended to read as follows:

RCW 46.16.380 amended.

Any person who shall submit satisfactory proof to the director that he has lost both of his lower extremities, or who has lost the normal or full use thereof, or who is so severely disabled as to be unable to move without the aid of crutches or a wheelchair, shall be entitled to receive for one motor vehicle only, a special decal to be affixed to the vehicle in a conspicuous place designated by the director, bearing distinguishing marks, letters or numerals indicating that the vehicle is owned by such a privileged person. Whenever such owner transfers or assigns his interest in such vehicle, the special decal shall be removed. Such person shall immediately surrender the decal to the director together with a notice of the transfer of interest in such vehicle. If another vehicle is acquired by such person, a new decal shall be issued by the director. Application for renewal must be made by January 10th of each renewal year together with satisfactory proof of the right to continued use of such special decal. No additional fees shall be charged for the issuance of such special decal. The director shall promulgate such rules and regulations as he deems necessary to carry into effect this section.

Disabled persons—Qualifications.

Any unauthorized use of such distinguishing decal shall constitute a gross misdemeanor.

RCW 46.20.070 amended.

Sec. 27. Section 46.20.070, chapter 12, Laws of 1961 as amended by section 9, chapter 39, Laws of 1963 and RCW 46.20.070 are each amended to read as follows:

Juvenile agricultural driving permits.

Upon receiving a written application on a form provided by the director for permission for a person under the age of sixteen years to operate a motor vehicle under twenty thousand pounds gross weight over and upon the public highways of this state in connection with farm work, the director is hereby authorized to issue a limited driving permit to be known as a juvenile agricultural driving permit, such issuance to be governed by the following procedure:

(1) The application must be signed by the applicant and by the applicant's father, mother or legal guardian.

(2) Upon receipt of the application, the director shall cause an examination of the applicant to be made as by law provided for the issuance of a motor vehicle driver's license.

(3) The director shall cause an investigation to be made of the need for the issuance of such operation by the applicant.

Such permit shall authorize the holder to operate a motor vehicle over and upon the public highways of this state within a restricted farming locality which shall be described upon the face thereof.

A permit issued under this section shall expire one year from date of issue, except that upon reaching the age of sixteen years such person holding a juvenile agricultural driving permit shall be required to make application for a motor vehicle driver's license.

The director shall charge a fee of one dollar for each such permit and renewal thereof to be paid as

by law provided for the payment of motor vehicle driver's licenses and deposited to the credit of the driver education account in the general fund.

The director shall have authority to transfer this permit from one farming locality to another but this does not constitute a renewal of the permit.

The director shall have authority to deny the issuance of a juvenile agricultural driving permit to any person whom he shall determine incapable of operating a motor vehicle with safety to himself and to persons and property.

The director shall have authority to suspend, revoke or cancel the juvenile agricultural driving permit of any person when in his sound discretion he has cause to believe such person has committed any offense for which mandatory suspension or revocation of a motor vehicle driver's license is provided by law.

The director shall have authority to suspend, cancel or revoke a juvenile agricultural driving permit when in his sound discretion he is satisfied the restricted character of the permit has been violated.

Sec. 28. Section 46.20.220, chapter 12, Laws of 1961 and RCW 46.20.220 are each amended to read as follows:

RCW 46.20.220
amended.

(1) It shall be unlawful for any person to rent a motor vehicle to any other person unless the latter person is then duly licensed as a vehicle driver in this state or in case of a nonresident, then that he is duly licensed as a driver under the laws of the state or country of his residence except a nonresident whose home state or country does not require that a motor vehicle driver be licensed;

Unlawful
renting. Rental
record.

(2) It shall be unlawful for any person to rent a motor vehicle to another person until he has inspected the vehicle driver's license of such other person and compared and verified the signature

thereon with the signature of such other person written in his presence;

(3) Every person renting a motor vehicle to another person shall keep a record of the vehicle license number of the motor vehicle so rented, the name and address of the person to whom the motor vehicle is rented, the number of the vehicle driver's license of the person renting the vehicle and the date and place when and where such vehicle driver's license was issued. Such record shall be open to inspection by any police officer or anyone acting for the director.

NOTE: See also section 9, chapter 232, Laws of 1967.

RCW 46.20.300 amended.

Sec. 29. Section 46.20.300, chapter 12, Laws of 1961 and RCW 46.20.300 are each amended to read as follows:

Motor vehicle drivers' licenses—Suspension, etc. for extra territorial convictions.

The director of motor vehicles may suspend, revoke, or cancel the vehicle driver's license of any resident of this state upon receiving notice of the conviction of such person in another state of an offense therein which, if committed in this state, would be ground for the suspension or revocation of the vehicle driver's license. The director may further, upon receiving a record of the conviction in this state of a nonresident driver of a motor vehicle of any offense under the motor vehicle laws of this state, forward a certified copy of such record to the motor vehicle administrator in the state of which the person so convicted is a resident; such record to consist of a copy of the judgment and sentence in the case.

RCW 46.20.320 amended.

Sec. 30. Section 46.20.320, chapter 12, Laws of 1961 and RCW 46.20.320 are each amended to read as follows:

Suspensions. Effect.

Any suspension, revocation, or cancellation of a vehicle driver's license shall be in effect notwithstanding the certificate itself is not delivered over or possession thereof obtained by a court, officer, or the director.

Sec. 31. Section 46.20.380, chapter 12, Laws of 1961 and RCW 46.20.380 are each amended to read as follows:

RCW 46.20.380
amended.

No person shall file a petition for an occupational operator's license as provided in RCW 46.20.390 unless he shall first pay to the director or other person authorized to accept applications and fees for driver's licenses a fee of ten dollars. The applicant shall receive upon payment an official receipt for the payment of such fee. All such fees shall be forwarded to the director who shall transmit such fees to the state treasurer in the same manner as other driver's license fees.

Occupational
operator's
license. Fee.

Sec. 32. Section 46.20.390, chapter 12, Laws of 1961 and RCW 46.20.390 are each amended to read as follows:

RCW 46.20.390
amended.

Any person who has had or may have his driver's license suspended or revoked because he has been convicted of or has forfeited bail for any first offense relating to motor vehicles, other than negligent homicide or manslaughter, and, if such person is engaged in an occupation or trade making it essential that he operate a motor vehicle, such person may file with any judge of a court of record, justice court, or municipal court having criminal jurisdiction in the county of such person's residence a verified petition, together with the receipt for the fee paid, setting forth in detail his need for operating a motor vehicle. Thereupon, if the petitioner has not been convicted of or has not forfeited bail for any such offense within one year immediately preceding the present conviction or bail forfeiture, which offense in the opinion of the judge is not of such a nature as to preclude the granting of the petition, the judge may order the director to issue an occupational driver's license to such person. A certified copy of the petition together with the order for the license shall be mailed to the director. When the

Procedure.

Occupational
operator's
licenses—
Procedure.

order is issued by such judge, a certified copy thereof shall be given to the petitioner which copy shall serve as a temporary occupational driver's license until the petitioner receives the license issued by the director.

An occupational driver's license shall permit the operation of a motor vehicle not to exceed twelve hours per day and then only when such operation is an essential part of the licensee's occupation or trade. Such license shall be issued for a period of not more than one year.

The order for issuance of an occupational driver's license shall contain definite restrictions as to hours of the day, type of occupation, areas or routes of travel to be permitted under such license and such other conditions as the judge granting the same deems appropriate and that satisfactory proof of financial responsibility has been filed as provided in chapter 46.29.

If such licensee is convicted for operating a motor vehicle in violation of his restrictions, or of a traffic violation which in the opinion of the director is such as would warrant suspension or revocation of such license, or if the judge does not, upon the facts, see fit to permit such person to retain his license, the director shall, upon receipt of notice thereof, revoke such license. Such revocation shall be effective as of the date of such violation, conviction or withdrawal order, and it shall continue with the same force and effect as other revocations under this title.

RCW 46.20.400
amended.

Sec. 33. Section 46.20.400, chapter 12, Laws of 1961 and RCW 46.20.400 are each amended to read as follows:

When new
driver's license
may be
obtained.

If an occupational driver's license is issued and is not revoked during the period for which issued the licensee may obtain a new driver's license at the end of such period, but no new driver's permit shall be issued to such person until he surrenders his occu-

pational driver's license and his copy of the order and the director is satisfied that he complies with all other provisions of law relative to the issuance of a driver's license.

Sec. 34. Section 46.20.410, chapter 12, Laws of 1961 and RCW 46.20.410 are each amended to read as follows:

RCW 46.20.410 amended.

Any person convicted for violation of any restriction of an occupational driver's license shall in addition to the immediate revocation of such license and any other penalties provided by law be fined not less than fifty nor more than two hundred dollars or imprisoned for not more than six months or both such fine and imprisonment.

Violations—
Penalty.

Sec. 35. Section 2, chapter 134, Laws of 1961 and RCW 46.20.420 are each amended to read as follows:

RCW 46.20.420 amended.

Any resident or nonresident whose driver's license or right or privilege to operate a motor vehicle in this state has been suspended or revoked as provided in this title shall not operate a motor vehicle in this state under a license, permit or registration certificate issued by any other jurisdiction or otherwise during such suspension or after such revocation until a new license is obtained when and as permitted under this chapter.

Operation of
motor vehicle
prohibited
while license
is suspended
or revoked.

Sec. 36. Section 2, chapter 120, Laws of 1963 and RCW 46.21.020 are each amended to read as follows:

RCW 46.21.020 amended.

As used in the compact, the term "licensing authority" with reference to this state, shall mean the department of motor vehicles. Said department shall furnish to the appropriate authorities of any other party state any information or documents reasonably necessary to facilitate the administration of Articles III, IV, and V of the compact.

Driver's license
compact—
"Licensing
authority"
defined.

Sec. 37. Section 11, chapter 169, Laws of 1963 and RCW 46.29.110 are each amended to read as follows:

RCW 46.29.110 amended.

Motor vehicles.
Financial
responsibility.
Security fol-
lowing acci-
dent.

In the event that any person required to deposit security under this chapter fails to deposit such security within ten days after the department has sent the notice as hereinbefore provided, the department shall thereupon suspend:

(1) The driver's license of each driver in any manner involved in the accident;

(2) The driver's license of the owner of each vehicle of a type subject to registration under the laws of this state involved in such accident;

(3) If the driver or owner is a nonresident, the privilege of operating within this state a vehicle of a type subject to registration under the laws of this state;

Such suspensions shall be made in respect to persons required by the department to deposit security who fail to deposit such security except as otherwise provided under succeeding section[s] of this chapter.

RCW 46.29.180
amended.

Sec. 38. Section 18, chapter 169, Laws of 1963 and RCW 46.29.180 are each amended to read as follows:

Application
of law.

(1) In case the driver or the owner of a vehicle of a type subject to registration under the laws of this state involved in an accident within this state has no driver's license in this state, then such driver shall not be allowed a driver's license until he has complied with the requirements of this chapter to the same extent that would be necessary if, at the time of the accident, he had held a license or been the owner of a vehicle registered in this state.

(2) When a nonresident's driving privilege is suspended pursuant to RCW 46.29.110, the department shall transmit a certified copy of the record or abstract of such action to the official in charge of the issuance of licenses and registration certificates in the state in which such nonresident resides, if the law of such other state provided for action in rela-

tion thereto similar to that provided for in subsection (3) of this section.

(3) Upon receipt of such certification that the driving privilege of a resident of this state has been suspended or revoked in any such other state pursuant to a law providing for its suspension or revocation for failure to deposit security for the payment of judgments arising out of a motor vehicle accident, under circumstances which would require the department to suspend a nonresident's driving privilege had the accident occurred in this state, the department shall suspend the license of such resident. Such suspension shall continue until such resident furnishes evidence of his compliance with the law of such other state relating to the deposit of such security.

Sec. 39. Section 30, chapter 169, Laws of 1963 and RCW 46.29.300 are each amended to read as follows:

Whenever the department suspends or revokes a nonresident's driving privilege by reason of a conviction or forfeiture of bail, such privilege shall remain so suspended or revoked unless such person shall have previously given or shall immediately give and thereafter maintain proof of financial responsibility for the future.

RCW 46.29.300 amended.

Proof of financial responsibility for the future.

Sec. 40. Section 33, chapter 169, Laws of 1963 and RCW 46.29.330 are each amended to read as follows:

The department upon receipt of a certified copy of a judgment and a certificate of facts relative to such judgment, on a form provided by the department, shall forthwith suspend the license and any nonresident's driving privilege of any person against whom such judgment was rendered, except as hereinafter otherwise provided in this chapter.

RCW 46.29.330 amended.

Suspension for nonpayment of judgments.

Sec. 41. Section 35, chapter 169, Laws of 1963 and RCW 46.29.350 are each amended to read as follows:

RCW 46.29.350 amended.

Financial
responsibility
—Exception
when consent
granted by
judgment
creditor.

If the judgment creditor consents in writing, in such form as the department may prescribe, that the judgment debtor be allowed a license or nonresident's driving privilege, the same may be allowed by the department, in its discretion, for six months from the date of such consent and thereafter until such consent is revoked in writing, notwithstanding default in the payment of such judgment, or of any installments thereof prescribed in RCW 46.29.400, provided the judgment debtor furnishes proof of financial responsibility.

RCW 46.29.360
amended.

Sec. 42. Section 36, chapter 169, Laws of 1963 and RCW 46.29.360 are each amended to read as follows:

Exception
when insurer
liable.

No license or nonresident's driving privilege of any person shall be suspended under the provisions of this chapter if the department shall find that an insurer was obligated to pay the judgment upon which suspension is based, at least to the extent and for the amounts required in this chapter, but has not paid such judgment for any reason. A finding by the department that an insurer is obligated to pay a judgment shall not be binding upon such insurer and shall have no legal effect whatever except for the purpose of administering this section. If the department finds that no insurer is obligated to pay such a judgment, the judgment debtor may file with the department a written notice of his intention to contest such finding by an action in the superior court. In such a case the license or the nonresident's driving privilege of such judgment debtor shall not be suspended by the department under the provisions of this chapter for thirty days from the receipt of such notice nor during the pendency of any judicial proceedings brought in good faith to determine the liability of an insurer so long as the proceedings are being diligently prosecuted to final judgment by such judgment debtor. Whenever in any judicial proceedings it shall be determined by any final

judgment, decree or order that an insurer is not obligated to pay any such judgment, the department, notwithstanding any contrary finding theretofore made by it, shall forthwith suspend the license and any nonresident's driving privilege of any person against whom such judgment was rendered, as provided in RCW 46.29.330.

Sec. 43. Section 37, chapter 169, Laws of 1963 and RCW 46.29.370 are each amended to read as follows: RCW 46.29.370 amended.

Such license and nonresident's driving privilege shall remain so suspended and shall not be renewed, nor shall any such license be thereafter issued in the name of such person, including any such person not previously licensed, unless and until every such judgment is stayed, satisfied in full or to the extent hereinafter provided and until the said person gives proof of financial responsibility subject to the exemptions stated in RCW 46.29.350, 46.29.360 and 46.29.400.

Suspension -
Duration.

Sec. 44. Section 40, chapter 169, Laws of 1963 and RCW 46.29.400 are each amended to read as follows: RCW 46.29.400 amended.

(1) A judgment debtor upon due notice to the judgment creditor may apply to the court in which such judgment was rendered for the privilege of paying such judgment in installments and the court, in its discretion and without prejudice to any other legal remedies which the judgment creditor may have, may so order and fix the amounts and times of payment of the installments.

Installment
payment of
judgment—
Default.

(2) The department shall not suspend a license or nonresident's driving privilege, and shall restore any license or nonresident's driving privilege suspended following nonpayment of a judgment, when the judgment debtor gives proof of financial responsibility and obtain such an order permitting the payment of such judgment in installments, and while the payment of any said installments is not in default.

RCW 46.29.410 amended.

Sec. 45. Section 41, chapter 169, Laws of 1963 and RCW 46.29.410 are each amended to read as follows:

Financial responsibility — Action if breach of agreement.

In the event the judgment debtor fails to pay any installment as specified by such order, then upon notice of such default, the department shall forthwith suspend the license or nonresident's driving privilege of the judgment debtor until such judgment is satisfied, as provided in this chapter.

RCW 46.29.430 amended.

Sec. 46. Section 43, chapter 169, Laws of 1963 and RCW 46.29.430 are each amended to read as follows:

Additional proof— Enforcement.

In the event that any person required to give proof of financial responsibility under RCW 46.29.420 fails to give such proof within ten days after the department has sent notice as hereinbefore provided, the department shall suspend, or continue in effect any existing suspension or revocation of, the license or any nonresident's driving privilege of such person.

RCW 46.29.440 amended.

Sec. 47. Section 44, chapter 169, Laws of 1963 as amended by section 6, chapter 124, Laws of 1965 and RCW 46.29.440 are each amended to read as follows:

Suspension to continue until proof given and maintained.

Such license or nonresident's driving privilege shall remain so suspended and shall not be renewed, nor shall any such license be thereafter issued in the name of such person, including any such person not previously licensed, unless and until such person shall give and thereafter maintain proof of financial responsibility for the future. The furnishing of such proof shall permit such person to operate only a motor vehicle covered by such proof. The department shall endorse appropriate restrictions on the license held by such person or may issue a new license containing such restrictions.

RCW 46.32.010 amended.

Sec. 48. Section 46.32.010, chapter 12, Laws of 1961 and RCW 46.32.010 are each amended to read as follows:

The chief of the Washington state patrol is hereby empowered to constitute, erect, operate and maintain, throughout the state of Washington, stations for the inspection of vehicle equipment, and to set a date, at a reasonable time subsequent to the installation of such stations, when inspection of vehicles shall commence, and it shall be unlawful for any vehicle to be operated over the public highways of this state unless and until it has been approved periodically as to equipment. The chief of the Washington state patrol shall establish periods of vehicle equipment inspection. In the event of any such inspection, the same shall be in charge of a responsible employee of the chief of the Washington state patrol, who shall be duly authorized as a police officer and who shall have authority to secure and withhold, with written notice to the director of motor vehicles, the certificate of license registration and license plates of any vehicle found to be defective in equipment so as to be unsafe or unfit to be operated upon the highways of this state, and it shall be unlawful for any person to operate such vehicle unless and until the same has been placed in a condition satisfactory to subsequent equipment inspection; the police officer in charge of such vehicle equipment inspection station shall grant to the operator of such defective vehicle the privilege to move such vehicle to a place for repair under such restrictions as may be reasonably necessary.

Motor vehicle
inspection.

In the event any insignia, sticker or other marker should be adopted to be displayed upon vehicles in connection with the inspection of vehicle equipment, the same shall be displayed as required by the rules and regulations of the chief of the Washington state patrol and it shall be a gross misdemeanor for any person to mutilate, destroy, remove or otherwise interfere with the display thereof.

Any person who refuses to have his motor vehicle examined, or, after having had it examined, refuses to place a certificate of approval, or a certificate of condemnation, if issued, upon his windshield, or who fraudulently obtains a certificate of approval, or who refuses to place his motor vehicle in proper condition after having had the same examined, or who, in any manner, fails to conform to the provisions of this chapter, shall be guilty of a gross misdemeanor.

Any person who performs false or improvised repairs, or repairs in any manner not in accordance with acceptable and customary repair practices, upon a motor vehicle, shall be guilty of a gross misdemeanor.

RCW 46.37.005
amended.

Sec. 49. Section 46.37.005, chapter 12, Laws of 1961 and RCW 46.37.005 are each amended to read as follows:

Motor vehicle
equipment.
Commission on
equipment—
Powers and
duties.

There is hereby constituted a state commission on equipment which shall consist of the director of motor vehicles, the chief of the Washington state patrol, and such person as may be designated by the state highway commission.

In addition to those powers and duties elsewhere granted by the provisions of this title the state commission on equipment shall have the power and the duty to adopt, apply and enforce such reasonable rules and regulations (1) relating to proper types of vehicles or combinations thereof for hauling passengers, commodities, freight and supplies, (2) relating to vehicle equipment, and (3) relating to the enforcement of the provisions of this title with regard to vehicle equipment, as may be deemed necessary for the public welfare and safety in addition to but not inconsistent with the provisions of this title.

NOTE: See also section 56, chapter 145, Laws of 1967 ex. sess.

RCW 46.44.045
amended.

Sec. 50. Section 46.44.045, chapter 12, Laws of 1961 as amended by section 34, chapter 21, Laws of

1961 first extraordinary session and RCW 46.44.045 are each amended to read as follows:

(1) Any person violating any of the provisions of RCW 46.44.040 through 46.44.044 shall be guilty of a misdemeanor and upon first conviction thereof shall be fined a basic fine of not less than twenty-five dollars nor more than fifty dollars; upon second conviction thereof shall be fined a basic fine of not less than fifty dollars nor more than one hundred dollars; and upon a third or subsequent conviction shall be fined a basic fine of not less than one hundred dollars.

Size, weight
and load—
Penalty for
violations.

(2) In addition to, but not in lieu of, the above basic fines, such person shall be fined two cents per pound for each pound of excess weight up to five thousand pounds; if such excess weight is five thousand pounds and not in excess of ten thousand pounds, the additional fine shall be three cents per pound for each pound of excess weight; and if the excess weight is ten thousand pounds or over, the additional fine shall be four cents per pound for each pound of excess weight: *Provided*, That upon first conviction, the court in its discretion may suspend the additional fine for excess weight up to five thousand pounds and for excess weight over five thousand pounds may apply the schedule of additional fines as if the excess weight over five thousand pounds were the only excess weight, but in no case shall the basic fine be suspended.

(3) The court may suspend the certificate of license registration of the vehicle or combination of vehicles upon the second conviction for a period of not to exceed thirty days and the court shall suspend the certificate of license registration of the vehicle or combination of vehicles upon a third or subsequent conviction for a period of not less than thirty days. For the purpose of this section bail forfeiture shall be given the same effect as a conviction.

Size, weight
and load—
Penalty for
violations.

tion. For the purpose of suspension of license registration conviction or bail forfeiture shall be on the same vehicle or combination of vehicles during any twelve month period regardless of ownership.

(4) Any person convicted of violating any posted limitations of a highway or section of highway shall be fined not less than one hundred dollars and the court shall in addition thereto suspend the driver's license for not less than thirty days. Whenever the driver's license and/or the certificate of license registration are suspended under the provisions of this section the judge shall secure such certificates and immediately forward the same to the director with information concerning the suspension thereof.

(5) Any other provision of law to the contrary notwithstanding, justice courts having venue shall have concurrent jurisdiction with the superior courts for the imposition of any penalties authorized under this section.

(6) For the purpose of determining additional fines as provided by subsection (2), "excess weight" shall mean the poundage in excess of the maximum gross weight prescribed by RCW 46.44.040 through 46.44.044 plus the weights allowed by RCW 46.44.046, 46.44.047, and 46.44.095.

(7) The basic fine provided in subsection (1) shall be distributed as prescribed in RCW 46.68.050, and for the purpose of computing the basic fines and additional fines to be imposed under the provisions of subsections (1) and (2) the convictions shall be on the same vehicle or combination of vehicles within a twelve months period under the same ownership.

(8) The additional fine for excess poundage provided in subsection (2) shall be transmitted by the court to the county treasurer and by him transmitted to the state treasurer for deposit in the motor

vehicle fund. It shall then be allocated as provided in RCW 46.68.100.

Sec. 51. Section 46.44.095, chapter 12, Laws of 1961 as last amended by section 38, chapter 170, Laws of 1965 first extraordinary session and RCW 46.44.095 are each amended to read as follows:

RCW 46.44.095 amended.

When fully licensed to the maximum gross weight permitted under RCW 46.44.040, a three-axle truck operated as a solo unit and not in combination shall be eligible to carry gross weight in excess of that permitted for such a vehicle in RCW 46.44.040 upon the payment to the state highway commission of a fee of sixty dollars for each two thousand pounds of excess weight: *Provided*, That the axle loads of such vehicles shall not exceed the limits specified in RCW 46.44.040 and the tire limits specified in RCW 46.44.042 or the wheelbase requirements specified in RCW 46.44.044.

Motor vehicles.
Size, weight
and load.
Special permits
for oversize
and over-
weight
movements—
Additional
gross load—
Fees.

When fully licensed to the maximum gross weight permitted under RCW 46.44.040 and when operated in combination with another vehicle, a three or more axle truck-tractor, a three or more axle truck and a three or more axle dromedary truck-tractor may be eligible under a special permit to be issued by the highway commission to carry additional gross loads beyond the limit specified for such vehicles in RCW 46.44.040 upon the payment of a fee of sixty dollars per two thousand pounds in excess weight but not to exceed one hundred and twenty dollars for the total excess weight: *Provided*, That the axle loads of such vehicles shall not exceed the limits specified in RCW 46.44.040 and the tire limits specified in RCW 46.44.042: *And provided further*, That the gross weight of a three or more axle truck operated in combination with a two or three-axle trailer shall not exceed seventy-six thousand pounds, and the gross weight for a three or more axle truck-tractor operated in combination

Motor vehicles.
Size, weight
and load.
Special permits
for oversize
and over-
weight
movements—
Additional
gross load—
Fees.

with a semitrailer shall not exceed seventy-three thousand two hundred eighty pounds.

The special permits provided for in this section shall be issued under such rules and regulations and upon such terms and conditions as may be prescribed by the state highway commission. Such special permits shall entitle the permittee to carry such additional load in such an amount and upon such highways or sections of highways as may be determined by the state highway commission to be capable of withstanding such increased gross load without undue injury to the highway.

The fee for such additional gross weight shall be payable for a twelve month period beginning and ending on April 1st of each calendar year. The additional gross weight provided for herein can be purchased at any time and if purchased on or after July 1st of any year, the fee shall be seventy-five percent of the full annual fee and if purchased on or after October 1st the fee shall be fifty percent of the full annual fee and if purchased on or after January 1st the fee shall be twenty-five percent of the full annual fee.

The state highway commission shall issue such special permits on a temporary basis for periods not less than five days nor more than ten days at a fee of one dollar per day.

The fees levied in RCW 46.44.094 and this section shall not apply to any vehicles owned and operated by the state of Washington, any county within the state or any city or town within the state, or by the federal government.

In the case of fleets prorating license fees under the provisions of chapter 46.84 the fees provided for in RCW 46.44.037 and 46.44.095 shall be computed by the state highway commission by applying the proportion of the Washington mileage of the fleet in question to the total mileage of the fleet as reported

pursuant to chapter 46.84 to the fees that would be required to purchase the additional weight allowance for all eligible vehicles or combinations of vehicles for which the extra weight allowance is requested.

The state highway commission shall prorate the fees provided in RCW 46.44.037 and 46.44.095 only if the name of the operator or owner is submitted on official listings of authorized fleet operators furnished by the department of motor vehicles. Listings furnished shall also include the percentage of mileage operated in Washington, which shall be the same percentage as determined by the department of motor vehicles for purposes of prorating license fees.

NOTE: See also section 15, chapter 94, Laws of 1967 ex. sess.

Sec. 52. Section 46.44.100, chapter 12, Laws of 1961 and RCW 46.44.100 are each amended to read as follows:

**RCW 46.44.100
amended.**

Any police officer is authorized to require the driver of any vehicle or combination of vehicles to stop and submit to a weighing of the same either by means of a portable or stationary scale and may require that such vehicle be driven to the nearest public scale.

**Enforcement—
Weighing and
lightening.**

Whenever a police officer, upon weighing a vehicle and load, as above provided, determines that the weight is unlawful, such officer may, in addition to any other penalty provided, require the driver to stop the vehicle in a suitable place and remain standing until such portion of the load is removed as may be necessary to reduce the gross weight of such vehicle to such limit as permitted under this chapter. All materials unloaded shall be cared for by the owner or operator of such vehicle at the risk of such owner or operator.

It shall be unlawful for any driver of a vehicle to fail or refuse to stop and submit the vehicle and

load to a weighing, or to fail or refuse, when directed by an officer upon a weighing of the vehicle to stop the vehicle and otherwise comply with the provisions of this section.

RCW 46.52.020 amended.

Sec. 53. Section 46.52.020, chapter 12, Laws of 1961 and RCW 46.52.020 are each amended to read as follows:

Motor vehicles. Accidents and reports. Duty in case of injury or death of person or damage to attended vehicle.

(1) A driver of any vehicle involved in an accident resulting in the injury to or death of any person shall immediately stop such vehicle at the scene of such accident or as close thereto as possible but shall then forthwith return to, and in every event remain at, the scene of such accident until he has fulfilled the requirements of subdivision (3) of this section;

(2) The driver of any vehicle involved in an accident resulting only in damage to a vehicle which is driven or attended by any person shall immediately stop such vehicle at the scene of such accident or as close thereto as possible and shall forthwith return to, and in any event shall remain at, the scene of such accident until he has fulfilled the requirements of subdivision (3) of this section;

(3) The driver of any vehicle involved in an accident resulting in injury to or death of any person or damage to any vehicle which is driven or attended by any person shall give his name, address and vehicle license number and shall exhibit his vehicle driver's license to any person struck or injured or the driver or any occupant of, or any person attending, any such vehicle collided with and shall render to any person injured in such accident reasonable assistance, including the carrying or the making of arrangements for the carrying of such person to a physician or hospital for medical treatment if it is apparent that such treatment is necessary or if such carrying is requested by the injured person or on his behalf. Under no circum-

stances shall the rendering of assistance or other compliance with the provisions of this subsection be evidence of the liability of any driver for such accident;

(4) Any person failing to stop or to comply with any of the requirements of subdivision (3) of this section under said circumstances shall, upon conviction, be punished by imprisonment for not less than thirty days nor more than one year or by a fine of not less than one hundred dollars nor more than five hundred dollars, or by both such fine and imprisonment: *Provided*, That this provision shall not apply to any person injured or incapacitated by such accident to the extent of being physically incapable of complying herewith;

(5) Upon notice of conviction of any person under the provisions of this section, the vehicle driver's license of the person so convicted shall be revoked by the director.

Sec. 54. Section 46.52.030, chapter 12, Laws of 1961 as amended by section 1, chapter 119, Laws of 1965 first extraordinary session and RCW 46.52.030 are each amended to read as follows:

RCW 46.52.030
amended.

The driver of any vehicle involved in an accident resulting in injury to or death of any person or damage to the property of any one person to an apparent extent of one hundred dollars or more, shall, within twenty-four hours after such accident, make a written report of such accident to the chief of police of the city or town if such accident occurred within an incorporated city or town or the county sheriff or state patrol if such accident occurred outside incorporated cities and towns, the original of such report to be immediately forwarded by the authority receiving such report to the chief of the Washington state patrol at Olympia, Washington, and the second copy of such report to be forwarded to the department of motor vehicles at

Motor vehicles
—Accident
reports.

Motor vehicles
—Accident
reports.

Olympia, Washington. The chief of the Washington state patrol may require any driver of any vehicle involved in an accident, of which report must be made as provided in this section, to file supplemental reports whenever the original report in his opinion is insufficient and may likewise require witnesses of any such accident to render reports. For this purpose, the chief of the Washington state patrol shall prepare and, upon request, supply to any police department, coroner, sheriff and any other suitable agency or individual, sample forms of accident reports required hereunder, which reports shall be upon a form devised by the chief of the Washington state patrol and shall call for sufficiently detailed information to disclose all material facts with reference to the accident to be reported thereon, including the location, the cause, the conditions then existing, and the persons and vehicles involved, personal injury or death, if any, and the amounts of property damage claimed. Every required accident report shall be made on a form prescribed by the chief of the Washington state patrol and each authority charged with the duty of receiving such reports shall provide sufficient report forms in compliance with the form devised. The report forms shall be designated so as to provide that a copy may be retained by the reporting person.

RCW 46.52.040
amended.

Sec. 55. Section 46.52.040, chapter 12, Laws of 1961 and RCW 46.52.040 are each amended to read as follows:

Report
when driver
disabled.

Whenever the driver of the vehicle involved in any accident, concerning which accident report is required, is physically incapable of making the required accident report and there is another occupant other than a passenger for hire therein, in the vehicle at the time of the accident capable of making a report, such occupant shall make or cause to be

made such report. Upon recovery such driver shall make such report in the manner required by law.

Sec. 56. Section 46.52.060, chapter 12, Laws of 1961 and RCW 46.52.060 are each amended to read as follows:

RCW 46.52.060 amended.

It shall be the duty of the chief of the Washington state patrol to file, tabulate and analyze all accident reports and to publish annually, immediately following the close of each calendar year, and monthly during the course of the calendar year, statistical information based thereon showing the number of accidents, the location, the frequency and circumstances thereof and other statistical information which may prove of assistance in determining the cause of vehicular accidents.

Tabulation and analysis of reports—Availability for use.

Such accident reports and analysis or reports thereof shall be available to the director of motor vehicles, the highway commission, the public service commission, or their duly authorized representatives, for further tabulation and analysis for pertinent data relating to the regulation of highway traffic, highway construction, vehicle operators and all other purposes, and to publish information so derived as may be deemed of publication value.

Sec. 57. Section 46.52.070, chapter 12, Laws of 1961 and RCW 46.52.070 are each amended to read as follows:

RCW 46.52.070 amended.

Any police officer of the state of Washington or of any county, city, town or other political subdivision, present at the scene of any accident or in possession of any facts concerning any accident whether by way of official investigation or otherwise shall make report thereof in the same manner as required of the parties to such accident and as fully as the facts in his possession concerning such accident will permit.

Police officer's reports of accidents.

RCW 46.52.080
amended.

Sec. 58. Section 46.52.080, chapter 12, Laws of 1961 as amended by section 3, chapter 119, Laws of 1965 first extraordinary session and RCW 46.52.080 are each amended to read as follows:

Motor vehicles
—Accident
reports—
Reports
confidential.

All required accident reports and supplemental reports and copies thereof shall be without prejudice to the individual so reporting and shall be for the confidential use of the county prosecuting attorney and chief of police or county sheriff, as the case may be, and the director of motor vehicles and the chief of the Washington state patrol, and other officer or commission as authorized by law, except that any such officer shall disclose the names and addresses of persons reported as involved in an accident or as witnesses thereto, the vehicle license plate numbers and descriptions of vehicles involved, and the date, time and location of an accident, to any person who may have a proper interest therein, including the driver or drivers involved, or the legal guardian thereof, the parent of a minor driver, any person injured therein, the owner of vehicles or property damaged thereby, or any authorized representative of such an interested party, or the attorney or insurer thereof. No such accident report or copy thereof shall be used as evidence in any trial, civil or criminal, arising out of an accident, except that any officer above named for receiving accident reports shall furnish, upon demand of any person who has, or who claims to have, made such a report, or, upon demand of any court, a certificate showing that a specified accident report has or has not been made to the chief of the Washington state patrol solely to prove a compliance or a failure to comply with the requirement that such a report be made in the manner required by law.

RCW 46.52.090
amended.

Sec. 59. Section 46.52.090, chapter 12, Laws of 1961 and RCW 46.52.090 are each amended to read as follows:

Any person, firm, corporation or association engaged in the business of repair to motor vehicles or any person, firm, corporation or association which may at any time engage in the repair of any motor vehicle or other vehicle owned by any other person, firm, corporation, or association, shall be and is hereby required to maintain a complete record of any and all vehicles repaired, the nature of the repair to which indicates the damage or injury could have been caused by collision with any person or property. Such report shall be made out and kept posted currently in duplicate, showing the name of the person for whom such repair is done, the date of such repair, the motor number of the vehicle if it be a motor vehicle, or the serial number of the vehicle if it be a trailer or semitrailer, the license number of the vehicle, a brief statement of the nature of such repair and the cost thereof. Such report should be certified by the person or a duly authorized representative of the firm, corporation or association performing such repairs, such certification stating that the foregoing report is a true and accurate report of all such repairs, performed during the period covered by said report and in any wise indicating that the injury or damage to such vehicle could have been caused by collision with any person or property. Any person, firm, corporation or association failing to submit such report shall be guilty of a gross misdemeanor and any person certifying to any such report containing fraudulent or untrue information or omitting any required information in any material respect shall be guilty of forgery. Such report shall be submitted on Monday of each week for the preceding calendar week, to the local authority to whom accident reports are required to be made. When such local authority shall have checked such reports for their own informational purposes, such reports shall be forwarded to the

Accident reports by storagemen, repairmen and appraisers—Violations—Penalties.

Accident reports by storage men, repairmen and appraisers—Violations—Penalties.

chief of the Washington state patrol, and such reports shall be forwarded within a period of ten days from the date of submission to such local authority. The person, firm, corporation or association performing such repairs shall retain the duplicate copy of such report in their permanent files and the same shall be open to inspection during business hours by any police officer or any person authorized by the chief of the Washington state patrol. Such report shall also be made by persons, firms or corporations providing storage or furnishing appraisals and shall contain the same record as required above of any such vehicles brought in for appraisal or storage. Forms for such records shall be prescribed by the chief of the Washington state patrol and may be obtained from the local authority to whom accident reports are made.

It shall be unlawful for any person to destroy or conceal any evidence of damage to a vehicle indicating that such damage could be the result of collision with any person or property without adequate record thereof and any person so doing shall be guilty of a gross misdemeanor.

RCW 46.52.100 amended.

Sec. 60. Section 46.52.100, chapter 12, Laws of 1961 and RCW 46.52.100 are each amended to read as follows:

Records of traffic charges—Reports of convictions by court—Venue in justice courts—Driving under influence of liquor or drugs—Penalty.

Every justice of the peace, police judge and clerk of superior court shall keep or cause to be kept a record of every traffic complaint, traffic citation or other legal form of traffic charge deposited with or presented to said justice of the peace, police judge, superior court or a traffic violations bureau, and shall keep a record of every official action by said court or its traffic violations bureau in reference thereto, including but not limited to a record of every conviction, forfeiture of bail, judgment of acquittal and the amount of fine or forfeiture resulting from every said traffic complaint or citation depos-

ited with or presented to the justice of the peace, police judge, superior court or traffic violations bureau.

The Monday following the conviction or forfeiture of bail of a person upon a charge of violating any provisions of this chapter or other law regulating the operating of vehicles on highways, every said magistrate of the court or clerk of the court of record in which such conviction was had or bail was forfeited shall prepare and immediately forward to the director of motor vehicles at Olympia an abstract of the record of said court covering the case in which said person was so convicted or forfeited bail, which abstract must be certified by the person so required to prepare the same to be true and correct. Report need not be made of any conviction involving the illegal parking or standing of a vehicle.

Said abstract must be made upon a form furnished by the director and shall include the name and address of the party charged, the number, if any, of his driver's or chauffeur's license, the registration number of the vehicle involved, the nature of the offense, the date of hearing, the plea, the judgment, or whether bail forfeited and the amount of the fine or forfeiture as the case may be.

Every court of record shall also forward a like report to the director upon the conviction of any person of manslaughter or other felony in the commission of which a vehicle was used.

The failure of any such judicial officer to comply with any of the requirements of this section shall constitute misconduct in office and shall be grounds for removal therefrom.

The director shall keep all abstracts received hereunder at his office in Olympia and the same shall be open to public inspection during reasonable business hours.

Records of traffic charges—Reports of convictions by court—Venue in justice courts—Driving under influence of liquor or drugs—Penalty.

Venue in all justice courts shall be before one of the two nearest justices of the peace in incorporated cities and towns nearest to the point the violation allegedly occurred: *Provided*, That in counties of class A and of the first class such cases may be tried in the county seat at the request of the defendant.

It shall be the duty of the officer, prosecuting attorney or city attorney signing the charge or information in any case involving a charge of driving under the influence of intoxicating liquor or any narcotic drug immediately to make request to the director for an abstract of convictions and forfeitures which the director shall furnish.

If a driver has a record of two or more convictions or forfeitures of the offense of operating a vehicle under the influence of or affected by the use of intoxicating liquor or any narcotic drug within a five year period, he shall, upon conviction, be fined not less than one hundred dollars and not more than one thousand dollars, and shall be sentenced to not less than thirty days and not more than one year in the county jail and neither fine nor sentence shall be suspended; and the court shall revoke the driver's license.

If the driver at the time of the offense charged was without a driver's license because of a previous suspension or revocation, the minimum mandatory jail sentence and fine shall be ninety days in the county jail and a two hundred dollar fine. The penalty so imposed shall not be suspended.

RCW 46.52.110 amended.

Sec. 61. Section 46.52.110, chapter 12, Laws of 1961 as last amended by section 2, chapter 23, Laws of 1965 first extraordinary session and RCW 46.52.110 are each amended to read as follows:

Stolen and abandoned vehicles.

It shall be the duty of the sheriff of every county, the chief of police or chief police officer of every incorporated city and town of this state, constables and members of the Washington state

patrol to report immediately to the chief of the Washington state patrol all motor vehicles reported to them as stolen or recovered, upon forms to be provided by the chief of the Washington state patrol.

Stolen and
abandoned
vehicles—
Reports of—
Notice—Sale—
Violations,
penalties.

In the event that any motor vehicle reported as stolen has been recovered, the person so reporting the same as stolen shall be guilty of a misdemeanor unless he shall report the recovery thereof to the sheriff, chief of police, or other chief police officer to whom such motor vehicle was reported as stolen.

Upon receipt of such information the chief of the Washington state patrol shall file the same in a "stolen vehicle index." He shall also file any reports of vehicles stolen in other states and reported to him as such. It shall be the duty of the chief of the Washington state patrol to keep a file record of all vehicles reported to him as recovered.

The chief of the Washington state patrol shall publish at least once a month a list of all vehicles reported as stolen and not reported as having been recovered and all abandoned vehicles and forward a copy of such list to every sheriff in this state, the chief of police or chief police officer of every incorporated city and town with a population in excess of three thousand inhabitants, each member of the Washington state patrol and the cognizant state officer of each state in the United States.

Such information shall be provided by the chief of the Washington state patrol for the use of the director of motor vehicles as will permit the director to check the motor or serial number set forth in any application for certificate of ownership or certificate of license registration against such "stolen vehicle index" and no such certificates shall be issued upon any vehicle recorded as stolen and the director shall immediately inform the chief of the Washington

Stolen and
abandoned
vehicles—
Reports of—
Notice—Sale—
Violations,
penalties.

state patrol of any application upon any such vehicle.

It shall be the duty of the sheriff of every county, the chief of police or chief police officer of each incorporated city and town, members of the Washington state patrol and constables to report to the chief of the Washington state patrol all vehicles found abandoned on a public highway or at any other place and the same shall be taken into the custody of the sheriff of the county wherein found abandoned and stored and the same shall, for the purposes of listing the same, be considered as a recovered vehicle. Personal notice that such vehicle has been found abandoned shall be forwarded to the registered and legal owners of such vehicle if any record of registered or legal owner thereof exists in this state. In the event there appears to be a registered or legal ownership thereof in another state the sheriff shall send notice thereof to the official having cognizance of issuing legal or registered ownerships in such other state. If, at the expiration of twenty days from the date of mailing such notices by registered or certified mail with return receipt requested, the vehicle remains unclaimed and has not been reported as a stolen vehicle, then the same may be sold at public auction either at the site of the vehicle or at such place on county property as the board of county commissioners may direct upon notice published in one issue of a paper of general circulation in the county in which such vehicle has been found abandoned, such publication to describe the vehicle and set forth the place, date and time at which such vehicle shall be put up for public auction, which date shall be not sooner than three days following the date of such publication. Any surplus accruing at said sale after deducting the cost of placing the vehicle in custody, advertising and selling the same, shall be held for the owner a period of

ten days and if not claimed by the expiration thereof shall be certified one-half to the county treasurer of such county to be placed in the county current expense fund and one-half to the state treasurer to be credited to the highway safety fund.

If no bids are received at said sale the sheriff shall deliver the vehicle to the garage operators who may be entitled to reimbursement for towing and storing the vehicle. In this event such garage operators may dispose of all or any part of the vehicle as they may determine.

Any vehicle left in a garage for storage more than fifteen days where the same has not been left by the registered owner under a contract of storage and has not during such period been removed by the person leaving the same shall be an abandoned vehicle and shall be delivered to the sheriff of the county with notice of such fact. Any garage keeper failing to report such fact to the sheriff and tender delivery to him of such vehicle at the end of fifteen days shall thereby forfeit any claims for the storage of such vehicle. All such vehicles considered abandoned by being left in a garage shall be disposed of in accordance with the procedure prescribed above for abandoned vehicles.

Except for the forfeiture of claim for storage as set forth herein for failure to report vehicle left in excess of fifteen days, nothing in this section shall be construed to impair any lien for storage accruing to a garage keeper under other law of this state.

Sec. 62. Section 46.52.120, chapter 12, Laws of 1961 and RCW 46.52.120 are each amended to read as follows:

RCW 46.52.120
amended.

It shall be the duty of the director to keep a case record on every motor vehicle driver licensed under the laws of this state, together with information on each, showing all the convictions certified by the courts and an index cross reference record of each

Case records
of convictions.

Case records of convictions—Cross reference to accident reports.

accident reported relating to such individuals with a brief statement of the cause of such accident, which index cross reference record shall be furnished to the director, by the chief of the Washington state patrol, with reference to each driver involved in the reported accidents. Such records shall be for the confidential use of the director and the chief of the Washington state patrol and for such police officers or other cognizant public officials as may be designated by law. Such case records shall not be offered as evidence in any court except in case appeal is taken from the order of director, suspending, revoking, canceling, or refusing vehicle driver's license. It shall be the duty of the director to tabulate and analyze vehicle driver's case records and to suspend, revoke, cancel, or refuse any vehicle driver's license to any person when it is deemed from facts contained in the case record of such person that it is for the best interest of public safety that such person be denied the privilege of operating a motor vehicle. Whenever the director may order the vehicle driver's license of any such person suspended, revoked, or canceled, or shall refuse the issuance of vehicle driver's license, such suspension, revocation, cancellation, or refusal shall be final and effective unless appeal from the decision of the director shall be taken as provided by law.

RCW 46.52.130 amended.

Sec. 63. Section 27, chapter 21, Laws of 1961 first extraordinary session as amended by section 65, chapter 169, Laws of 1963 and RCW 46.52.130 are each amended to read as follows:

Abstract of driving record.

The director shall upon request furnish any insurance company or its agent, having or considering the issuance of a policy of insurance a certified abstract of the driving record of any person, covering a period of not less than five years past, whenever possible, which abstract shall include an enumeration of motor vehicle accidents in which such person

has been involved and any reported convictions or forfeitures of bail of such person upon a charge of violating any motor vehicle law. Such enumeration shall include any reports of failure to appear in response to a traffic citation served upon such person by an arresting officer. In addition thereto the director shall furnish such record to the person whose driving record is involved, upon such person's request.

Abstract of driving record to be furnished insurance company—Consent of operator—Fee.

The director shall collect for each such abstract the sum of one dollar fifty cents which shall be deposited in the motor vehicle drivers' records revolving fund.

Any insurance company or its agent receiving such certified abstract shall use it exclusively for its own underwriting purposes and shall not divulge any of the information therein contained to a third party.

Any violation of this section shall be a misdemeanor, punishable by a fine of one hundred dollars.

NOTE: See also section 2, chapter 174, Laws of 1967.

Sec. 64. Section 28, chapter 21, Laws of 1961 first extraordinary session as amended by section 66, chapter 169, Laws of 1963 and RCW 46.52.140 are each amended to read as follows:

RCW 46.52.140 amended.

There is hereby created a special fund to be designated "motor vehicle drivers' revolving fund" in the custody of the treasurer and to the credit of which shall be deposited all moneys directed by law to be deposited therein. This fund shall be for the use of the department of motor vehicles to pay the cost of furnishing abstracts of driving records of motor vehicle drivers, for maintaining such case records and for administering the financial responsibility laws of this state. Disbursements from said fund shall be paid by the treasurer upon vouchers duly and regularly issued therefor and approved by the director.

Motor vehicle drivers' revolving fund—Use.

NOTE: See also section 6, chapter 174, Laws of 1967.

RCW 46.61.020 amended.

Sec. 65. Section 46.56.190, chapter 12, Laws of 1961 and RCW 46.61.020 are each amended to read as follows:

Motor vehicles. Rules of the road—Refusal to give information to or cooperate with officer.

It shall be unlawful for any person while operating or in charge of any vehicle to refuse when requested by a police officer to give his name and address and the name and address of the owner of such vehicle, or for such person to give a false name and address, and it shall likewise be unlawful for any such person to refuse or neglect to stop when signaled to stop by any police officer or to refuse upon demand of such police officer to produce his certificate of license registration of such vehicle or his vehicle driver's license or to refuse to permit such officer to take any such license or certificate for the purpose of examination thereof or to refuse to permit the examination of any equipment of such vehicle or the weighing of such vehicle or to refuse or neglect to produce the certificate of license registration of such vehicle or his vehicle driver's license when requested by any court. Any police officer shall on request produce evidence of his authorization as such.

RCW 46.61.265 amended.

Sec. 66. Section 46.60.260, chapter 12, Laws of 1961 and RCW 46.61.265 are each amended to read as follows:

Pedestrian rights and duties. Blind pedestrians.

It shall be unlawful for the driver of any vehicle to drive into or upon any crosswalk while there is on such crosswalk, any pedestrian wholly or partially blind, crossing or attempting to cross the roadway, if such pedestrian indicates his intention to cross or of continuing on, with a timely warning by holding up or waving a white cane or walking stick. The failure of any such pedestrian so to signal shall not deprive him of the right of way accorded him by other laws.

Sec. 67. Section 59, chapter 155, Laws of 1965 first extraordinary session and RCW 46.61.500 are each amended to read as follows:

(1) Any person who drives any vehicle in wilful or wanton disregard for the safety of persons or property is guilty of reckless driving.

(2) The license or permit to drive or any nonresident privilege of any person convicted of reckless driving shall be suspended by the department for not less than thirty days.

Sec. 68. Section 62, chapter 155, Laws of 1965 first extraordinary session and RCW 46.61.515 are each amended to read as follows:

(1) Every person who is convicted of a violation of (a) driving a motor vehicle while under the influence of intoxicating liquor or (b) driving a motor vehicle while under the influence of a narcotic drug, or under the influence of any other drug to a degree which renders the driver incapable of safely driving a motor vehicle shall be punished by imprisonment for not less than five days nor more than one year, and by a fine of not less than fifty dollars nor more than five hundred dollars.

On a second or subsequent conviction of either offense within a five year period he shall be punished by imprisonment for not less than thirty days nor more than one year and by a fine of not less than one hundred dollars nor more than one thousand dollars, and neither the jail sentence nor the fine shall be suspended. If such person at the time of a second or subsequent conviction is without a license or permit because of a previous suspension or revocation, the minimum mandatory sentence shall be ninety days in jail and a two hundred dollar fine. The penalty so imposed shall not be suspended.

(2) The license or permit to drive or any nonresident privilege of any person convicted of either of the offenses named in subsection (1) above shall:

(a) Be suspended by the department for not less than thirty days;

(b) On a second conviction under either such offense within a five year period, be suspended by the department for not less than sixty days after the termination of such person's jail sentence;

(c) On a third or subsequent conviction under either such offense within a five year period, be revoked by the department.

(3) In any case provided for in this section, where a driver's license is to be revoked or suspended, such revocation or suspension shall be stayed and shall not take effect until after the determination of any appeal from the conviction which may lawfully be taken, but in case such conviction is sustained on appeal such revocation or suspension shall take effect as of the date that the conviction becomes effective for other purposes.

RCW 46.61.525
amended.

Sec. 69. Section 46.56.030, chapter 12, Laws of 1961 and RCW 46.61.525 are each amended to read as follows:

Operating
motor vehicle
in reckless
manner.

It shall be unlawful for any person to operate a motor vehicle in a negligent manner over and along the public highways of this state. For the purpose of this section to "operate in a negligent manner" shall be construed to mean the operation of a vehicle upon the public highways of this state in such a manner as to endanger or be likely to endanger any persons or property.

The offense of operating a vehicle in a negligent manner shall be considered to be a lesser offense than, but included in, the offense of operating a vehicle in a reckless manner, and any person charged with operating a vehicle in a reckless manner may be convicted of the lesser offense of operating a vehicle in a negligent manner. Any person violating the provisions of this section will be guilty

of a misdemeanor: *Provided*, That the director shall not revoke any license under this section.

Sec. 70. Section 46.64.015, chapter 12, Laws of 1961 and RCW 46.64.015 are each amended to read as follows:

RCW 46.64.015 amended.

Whenever any person is arrested for any violation of the traffic laws or regulations which is punishable as a misdemeanor, the arresting officer may serve upon him a traffic citation and notice to appear in court. Such citation and notice shall conform to the requirements of RCW 46.64.010, and in addition, shall include spaces for the name and address of the person arrested, the license number of the vehicle involved, the driver's license number of such person, if any, the offense charged, the time and place where such person shall appear in court, and a place where the person arrested may sign. Such spaces shall be filled with the appropriate information by the arresting officer. The arrested person, in order to secure release, and when permitted by the arresting officer, must give his written promise to appear in court as required by the citation and notice by signing in the appropriate place the written citation and notice served by the arresting officer. Upon the arrested person's failing or refusing to sign such written promise, he may be taken into custody of such arresting officer and so remain or be placed in confinement: *Provided*, That an officer shall not serve or issue any traffic citation or notice for any offense or violation except when said offense or violation is committed in his presence.

Citation. Issu-
ance—Contents
—Written
promise—
Arrest.

Sec. 71. Section 23, chapter 121, Laws of 1965 first extraordinary session and RCW 46.64.025 are each amended to read as follows:

RCW 46.64.025 amended.

Whenever any person has for a period of fifteen or more days violated his written promise to appear in court, the court in which the defendant so prom-

Nonappear-
ance after
written
promise.

Motor vehicles
—Criminal
procedures.

ised to appear shall forthwith give notice of such fact to the department of motor vehicles. Whenever thereafter the case in which such promise was given is adjudicated the court hearing the case shall file with the department a certificate showing that the case has been adjudicated.

RCW 46.64.030
amended.

Sec. 72. Section 46.64.030, chapter 12, Laws of 1961 and RCW 46.64.030 are each amended to read as follows:

Procedure
governing
arrest and
prosecution.

The provisions of this title with regard to the apprehension and arrest of persons violating this title shall govern all police officers in making arrests without a warrant for violations of this title for offenses committed in their presence, but the procedure prescribed herein shall not otherwise be exclusive of any other method prescribed by law for the arrest and prosecution of a person for other like offenses.

RCW 46.68.010
amended.

Sec. 73. Section 46.68.010, chapter 12, Laws of 1961 and RCW 46.68.010 are each amended to read as follows:

Disposition of
revenue.
Refunds of
erroneous
license fees.

Whenever any license fee, paid under the provisions of this title, shall have been erroneously paid, wholly or in part, the person paying the same, upon satisfactory proof to the director of motor vehicles, shall be entitled to have refunded the amount so erroneously paid. Upon such refund being certified to the state treasurer by the director as correct and being claimed in the time required by law the state treasurer shall mail or deliver the amount of each refund to the person entitled thereto: *Provided*, That no claim for refund shall be allowed for such erroneous payments unless filed with the director within thirteen months after such claimed erroneous payment was made.

RCW 46.68.090
amended.

Sec. 74. Section 46.68.090, chapter 12, Laws of 1961 as amended by section 5, chapter 7, Laws of

1961 first extraordinary session and RCW 46.68.090 are each amended to read as follows: Motor vehicle fund "net tax amount".

All moneys which have accrued or may accrue to the motor vehicle fund from the motor vehicle fuel tax and use fuel tax shall be first expended for the following purposes:

(1) For payment of refunds of motor vehicle fuel tax and use fuel tax which has been paid and is refundable as provided by law;

(2) For payment of amounts to be expended pursuant to appropriations for the administrative expenses of the offices of state treasurer, state auditor and the department of motor vehicles of the state of Washington in the administration of the motor vehicle fuel tax and the use fuel tax, said sums to be distributed monthly.

The amount accruing to the motor vehicle fund by virtue of the motor vehicle fuel tax and the use fuel tax and remaining after payments as provided in subsections (1) and (2) above shall, for the purposes of this chapter, be referred to as the "net tax amount."

Sec. 75. Section 46.68.120, chapter 12, Laws of 1961 as amended by section 12, chapter 120, Laws of 1965 first extraordinary session and RCW 46.68.120 are each amended to read as follows: RCW 46.68.120 amended.

Funds to be paid to the counties of the state shall be subject to deduction and distribution as follows: Motor vehicle fund. Distribution of amount allocated to counties.

(1) Three-fourths of one percent of such sums shall be deducted monthly as such sums accrue and set aside for the use of the state highway commission and the county road administration board for the supervision of work and expenditures of such counties on the county roads thereof: *Provided*, That any moneys so retained and not expended shall be credited in the succeeding biennium to the counties in proportion to deductions herein made;

Motor vehicle
fund. Distribu-
tion of amount
allocated to
counties.

(2) All sums required to be repaid to counties composed entirely of islands shall be deducted;

(3) The balance remaining to the credit of counties after such deductions shall be paid to the several counties monthly, as such funds accrue, upon the basis of the following formula:

(a) Ten percent of such sum shall be divided equally among the several counties.

(b) Thirty percent shall be paid to each county in direct proportion that the sum of the total number of private automobiles and trucks licensed by registered owners residing in unincorporated areas and seven percent of the number of private automobiles and trucks licensed by registered owners residing in incorporated areas within each county bears to the total of such sums for all counties. The number of registered vehicles so used shall be as certified by the director of the department of motor vehicles for the year next preceding the date of calculation of the allocation amounts. The director of the department shall first supply such information not later than the fifteenth day of February, 1956, and on the fifteenth of February each two years thereafter.

(c) Thirty percent shall be paid to each county in direct proportion that the product of the county's trunk highway mileage and its prorated estimated annual cost per trunk mile as provided in subsection (e) is to the sum of such products for all counties. County trunk highways are defined as county roads regularly used by school buses and/or rural free delivery mail carriers of the United States post office department, but not foot carriers. Determination of the number of miles of county roads used in each county by school buses shall be based solely upon information supplied by the superintendent of public instruction who shall on October 1, 1955 and on October 1st of each odd-numbered year thereafter

furnish the state highway commission with a map of each county upon which is indicated the county roads used by school buses at the close of the preceding school year, together with a detailed statement showing the total number of miles of county highway over which school buses operated in each county during such year. Determination of the number of miles of county roads used in each county by rural mail carriers on routes serviced by vehicles during the year shall be based solely upon information supplied by the United States postal department as of January 1st of the even-numbered years.

(d) Thirty percent of such sum shall be paid to each of the several counties in the direct proportion that the product of the trunk highway mileage of the county and its "money need factor" as defined in subsection (f) is to the total of such products for all counties.

(e) Every four years, beginning with the 1958 allocation, the highway commission and the joint fact-finding committee on highways, streets and bridges shall reexamine or cause to be reexamined all the factors on which the estimated annual costs per trunk mile for the several counties have been based and shall make such adjustments as may be necessary. The following formula shall be used: One twenty-fifth of the estimated total county road replacement cost, plus the total annual maintenance cost, divided by the total miles of county road in such county, and multiplied by the result obtained from dividing the total miles of county road in said county by the total trunk road mileage in said county. For the purpose of allocating funds from the motor vehicle fund, a county road shall be defined as one established as such by resolution or order of establishment of the board of county commissioners. The first allocation of funds shall be based on the

Motor vehicle fund. Distribution of amount allocated to counties.

following prorated estimated annual costs per trunk mile for the several counties as follows:

Adams	\$1,227.00
Asotin	1,629.00
Benton	1,644.00
Chelan	2,224.00
Clallam	2,059.00
Clark	1,710.00
Columbia	1,391.00
Cowlitz	1,696.00
Douglas	1,603.00
Ferry	1,333.00
Franklin	1,612.00
Garfield	1,223.00
Grant	1,714.00
Grays Harbor	2,430.00
Island	1,153.00
Jefferson	2,453.00
King	2,843.00
Kitsap	1,938.00
Kittitas	1,565.00
Klickitat	1,376.00
Lewis	1,758.00
Lincoln	1,038.00
Mason	1,748.00
Okanogan	1,260.00
Pacific	2,607.00
Pend Oreille	1,753.00
Pierce	2,276.00
San Juan	1,295.00
Skagit	1,966.00
Skamania	2,023.00
Snohomish	2,269.00
Spokane	1,482.00
Stevens	1,068.00
Thurston	1,870.00
Wahkiakum	2,123.00
Walla Walla	1,729.00

Whatcom	1,738.00
Whitman	1,454.00
Yakima	1,584.00

Provided, however, That the prorated estimated annual costs per trunk mile in this subsection shall be adjusted every four years, beginning with the 1958 allocation by the highway commission on the basis of changes in the trunk and total county road mileage based on information supplied by the superintendent of public instruction, the United States postal department and the annual reports of the county road departments.

(f) The "money need factor" for each of the several counties shall be the difference between the prorated estimated annual costs as listed above and the sum of the following three amounts divided by the county trunk highway mileage:

(1) The equivalent of a ten mill tax levy on the valuation, as equalized by the state tax commission for state purposes, of all taxable property in the county road districts;

(2) One-fourth the sum of all funds received by the county from the federal forest reserve fund during the two calendar years next preceding the date of the adjustment of the allocation amounts as certified by the state treasurer; and

(3) One-half the sum of motor vehicle license fees and motor vehicle fuel tax refunded to the county during the two calendar years next preceding the date of the adjustment of the allocation amounts as provided in RCW 46.68.080. These shall be as supplied to the highway commission by the state treasurer for that purpose. The tax commission and the state treasurer shall supply the information herein requested on or before January 1, 1956 and on said date each two years thereafter.

The following formula shall be used for the purpose of obtaining the "money need factor" of the

Motor vehicle fund. Distribution of amount allocated to counties.

several counties: The prorated estimated annual cost per trunk mile multiplied by the trunk miles will equal the total need of the individual county. The total need minus the sum of the three resources set forth in subsection (f) shall equal the net need. The net need of the individual county divided by the total net needs for all counties shall equal the "money need factor" for that county.

(g) The state highway commission shall adjust the allocations of the several counties on March 1st of every even-numbered year based solely upon the sources of information hereinbefore required.

(h) The highway commission and the joint fact-finding committee on highways, streets and bridges shall relog or cause to be relogged the total road mileages upon which the prorated estimated annual costs per trunk mile are based and shall recalculate such costs on the basis of such relogging and shall report their findings and recommendations to the legislature at its next regular session.

(i) The highway commission and the joint fact-finding committee on highways, streets and bridges shall study and report their findings and recommendations to the legislature concerning the following problems as they affect the allocation of "motor vehicle fund" funds to counties:

(1) Comparative costs per trunk mile based on federal aid contracts versus those herein advocated.

(2) Average costs per trunk mile.

(3) The advisability of using either "trunk mileage" or "county road" mileage exclusively as the criterion instead of both as in this plan adopted.

(4) Reassessment of bridge costs based on current information and relogging of bridges.

(5) The items in the list of resources used in determining the "need factor."

(6) The development of a uniform accounting system for counties with regard to road and bridge construction and maintenance costs.

(7) A redefinition of rural and urban vehicles which better reflects the use of said vehicles on county roads.

Sec. 76. Section 46.70.020, chapter 12, Laws of 1961 as amended by section 2, chapter 68, Laws of 1965 and RCW 46.70.020 are each amended to read as follows:

RCW 46.70.020 amended.

It shall be unlawful for any person to carry on or conduct business as a dealer unless he shall have:

Motor vehicle dealers' licenses. Licenses re-quired.

(1) Applied for and received from the director a license to do so;

(2) An established place of business which is occupied or is to be occupied for the purpose of conducting business as a dealer, at which is kept and maintained the books, records and files of the business;

(3) An office and display area identified by a sign; and

(4) Shall allow representatives or agents of the director of motor vehicles access to all books, records, and files for the purpose of inspection during normal business hours.

NOTE: See also section 30, chapter 74, Laws of 1967 ex. sess.

Sec. 77. Section 46.70.060, chapter 12, Laws of 1961 and RCW 46.70.060 are each amended to read as follows:

RCW 46.70.060 amended.

The fee for original dealer license for each calendar year or fraction thereof shall be as follows: Automobile dealers, fifty dollars; miscellaneous dealers, twenty-five dollars, which shall include one set of dealer license plates, and which may be renewed annually for a fee of twenty dollars for automobile dealers and for a fee of ten dollars for miscellaneous dealers: *Provided*, That any dealer who is otherwise eligible and during the year 1958 has

License fees—Dealers' plates.

obtained a dealer's license shall be permitted to obtain a renewal of license and pay therefor the renewal fee as herein provided. Additional sets of the dealer license plates, bearing the same license number, may be obtained for three dollars per set. If any dealer shall fail or neglect to apply for such renewal prior to February 1st in each year, his license shall be declared canceled by the director, in which case the dealer will be required to apply for an original license and pay the fee required for such original license. The fees prescribed herein shall be in addition to any excise taxes imposed by chapter 82.44.

NOTE: See also section 26, chapter 74, Laws of 1967 ex. sess.

RCW 46.70.110
amended.

Sec. 78. Section 46.70.110, chapter 12, Laws of 1961 and RCW 46.70.110 are each amended to read as follows:

Motor vehicle
dealers'
licenses—
Refusal, sus-
pension, revo-
cation of
license—Hear-
ing—Appeal.

Upon receipt of complaint or other information by the director that an applicant should not be licensed or that a dealer has violated any of the provisions of this chapter he may call a hearing to give the person affected an opportunity to show cause why his application for license should not be refused or why his license should not be revoked or suspended. Notice of the hearing shall be given in writing by registered mail to the holder or applicant for such license and shall designate a time and place for the hearing before the director which shall not be less than ten days from the date of said notice. The director may require the attendance of any witnesses or documents by issue of subpoenas upon motion either of the department or the person affected, and shall make a record of the proceedings and of the testimony. Should the director decide that any person is not entitled to a dealer's license or that an existing license should be suspended or revoked, the applicant or holder may within thirty days from the date of the decision of the director, appeal to the superior court of the county of the

dealer's residence for a review on the record of such decision, filing a notice of such appeal with the clerk of such superior court and at the same time filing a copy of such notice with the director. On receipt of such notice, the director shall prepare, certify and forward to the court the record of the proceedings.

NOTE: See also section 30, chapter 74, Laws of 1967 ex. sess.

Sec. 79. Section 46.70.140, chapter 12, Laws of 1961 and RCW 46.70.140 are each amended to read as follows:

RCW 46.70.140 amended.

Any dealer who shall knowingly buy or receive, sell or dispose of, conceal or have in his possession, any motor vehicle, trailer, or motorcycle from which the motor or serial number has been removed, defaced, covered, altered or destroyed, or any dealer, who shall remove from or install in any motor vehicle a new or used motor block without immediately notifying the director of such fact upon a form provided by him, or any motor vehicle dealer who shall loan or permit the use of dealer plates by any person not entitled to the use thereof, shall be guilty of a gross misdemeanor.

Violations—Penalty.

Sec. 80. Section 46.72.020, chapter 12, Laws of 1961 and RCW 46.72.020 are each amended to read as follows:

RCW 46.72.030 amended.

No for hire operator shall cause operation of a for hire vehicle upon any highway of this state without first obtaining a permit from the director of motor vehicles. Application for a permit shall be made on forms provided by the director and shall include (1) the name and address of the owner or owners, and if a corporation, the names and addresses of the principal officers thereof; (2) city, town or locality in which any vehicle will be operated; (3) name and motor number of any vehicle to be operated; (4) the endorsement of a city official authorizing an operator under a law or ordinance requiring

Transportation of passengers in for hire vehicles—Permit required.

a license; and (5) such other information as the director may require.

RCW 46.72.030 amended.

Sec. 81. Section 46.72.030, chapter 12, Laws of 1961 and RCW 46.72.030 are each amended to read as follows:

For hire vehicles—Permit fee—Issuance—Display.

Application for a permit shall be forwarded to the director with a fee of five dollars. Upon receipt of such application and fee, the director shall, if such application be in proper form, issue a permit authorizing the applicant to operate for hire vehicles upon the highways of this state until such owner ceases to do business as such, or until the permit is suspended or revoked. Such permit shall be displayed in a conspicuous place in the principal place of business of the owner.

RCW 46.72.040 amended.

Sec. 82. Section 46.72.040, chapter 12, Laws of 1961 and RCW 46.72.040 are each amended to read as follows:

Surety bond.

Before a permit is issued every for hire operator shall be required to deposit and thereafter keep on file with the director a surety bond running to the state of Washington covering each and every for hire vehicle as may be owned or leased by him and used in the conduct of his business as a for hire operator. Such bond shall be in the sum of one thousand dollars for any recovery for death or personal injury by one person, and ten thousand dollars for all persons killed or receiving personal injury by reason of one act of negligence, and one thousand dollars for damage to property of any person other than the assured, with a good and sufficient surety company licensed to do business in this state as surety and to be approved by the director, conditioned for the faithful compliance by the principal of said bond with the provisions of this chapter, and to pay all damages which may be sustained by any person injured by reason of any careless negligence

or unlawful act on the part of said principal, his agents or employees in the conduct of said business or in the operation of any motor propelled vehicle used in transporting passengers for compensation on any public highway of this state.

Sec. 83. Section 46.72.050, chapter 12, Laws of 1961 and RCW 46.72.050 are each amended to read as follows:

RCW 46.72.050 amended.

In lieu of the surety bond as provided in this chapter, there may be deposited and kept on file and in force with the director a public liability insurance policy covering each and every motor vehicle operated or intended to be so operated, executed by an insurance company licensed and authorized to write such insurance policies in the state of Washington, assuring the applicant for a permit against property damage and personal liability to the public, with the premiums paid and payment noted thereon. Said policy of insurance shall provide a minimum coverage equal and identical to the coverage required by the aforesaid surety bond. No provisions of this chapter shall be construed to limit the right of any injured person to any private right of action against a for hire operator as herein defined.

Liability coverage—
Right of action saved.

Sec. 84. Section 46.72.070, chapter 12, Laws of 1961 and RCW 46.72.070 are each amended to read as follows:

RCW 46.72.070 amended.

The director shall approve and file all bonds and policies of insurance. The director shall, upon receipt of fees and after approving the bond or policy, furnish the owner with an appropriate certificate which must be carried in a conspicuous place in the vehicle at all times during for hire operation. A for hire operator shall secure a certificate for each for hire vehicle operated and pay therefor a fee of one dollar for each vehicle so registered. Such permit or certificate shall expire on June 30th of each year,

Certificate—
Fee.

and may be annually renewed upon payment of a fee of one dollar.

RCW 46.72.080
amended.

Sec. 85. Section 46.72.080, chapter 12, Laws of 1961 and RCW 46.72.080 are each amended to read as follows:

For hire ve-
hicles—Substi-
tution of
security—New
certificate.

In the event the owner substitutes a policy or bond after a for hire certificate has been issued, a new certificate shall be issued to the owner. The owner shall submit the substituted bond or policy to the director for approval, together with a fee of one dollar. If the director approves the substituted policy or bond, a new certificate shall be issued. In the event any certificate has been lost, destroyed or stolen, a duplicate thereof may be obtained by filing an affidavit of loss and paying a fee of fifty cents.

RCW 46.72.100
amended.

Sec. 86. Section 46.72.100, chapter 12, Laws of 1961 and RCW 46.72.100 are each amended to read as follows:

Refusal, sus-
pension or
revocation of
permit or
certificate—
Penalty for
unlawful
operation.

The director may refuse to issue a permit or certificate, or he may suspend or revoke a permit or certificate if he has good reason to believe that one of the following is true of the operator or the applicant for a permit or certificate: (1) He has been convicted of an offense of such a nature as to indicate that he is unfit to hold a certificate or permit; (2) he is guilty of committing two or more offenses for which mandatory revocation of driver's license is provided by law; (3) he has been convicted of manslaughter resulting from the operation of a motor vehicle or convicted of negligent homicide; (4) intemperate or addicted to the use of narcotics.

Notice of the director to refuse, suspend or revoke such permit or certificate shall be given by registered mail to the holder or applicant for such permit or certificate and shall designate a time and place for hearing before the director, which shall not be less than ten days from the date of such

notice. Should the director, after such hearing, decide that a permit shall be canceled or revoked, he shall notify said holder or applicant to that effect by registered mail. The applicant or permit holder may within thirty days from the date of the decision appeal to the superior court of Thurston county for a review of such decision by filing a copy of said notice with the clerk of said superior court and a copy of such notice in the office of the director. The court shall set the matter down for hearing with the least possible delay.

Any for hire operator as herein defined who shall operate a for hire vehicle as herein defined without first having filed a bond or insurance policy and having received a for hire permit and a for hire certificate as required by this chapter shall be guilty of a gross misdemeanor and upon conviction therefor shall be punished by imprisonment in jail for a period not exceeding ninety days or a fine of not exceeding five hundred dollars, or both fine and imprisonment.

Sec. 87. Section 46.72.110, chapter 12, Laws of 1961 and RCW 46.72.110 are each amended to read as follows:

RCW 46.72.110 amended.

All fees received by the director under the provisions of this chapter shall be transmitted by him, together with a proper identifying report, to the state treasurer to be deposited by the state treasurer in the highway safety fund.

Fees to highway safety fund.

Sec. 88. Section 46.72.120, chapter 12, Laws of 1961 and RCW 46.72.120 are each amended to read as follows:

RCW 46.72.120 amended.

The director is empowered to make and enforce such rules and regulations as may be consistent with and necessary to carry out the provisions of this chapter.

Rules and regulations.

RCW 46.72.130 amended.

Sec. 89. Section 46.72.130, chapter 12, Laws of 1961 and RCW 46.72.130 are each amended to read as follows:

For hire vehicles—Non-resident taxicabs. Permit—Fees—Compliance.

No operator of a taxicab licensed or possessing a permit in another state to transport passengers for hire, and principally engaged as a for hire operator in another state, shall cause the operation of a taxicab upon any highway of this state without first obtaining an annual permit from the director upon an application accompanied with an annual fee of twenty dollars for each taxicab. The issuance of a permit shall be further conditioned upon compliance with this chapter.

RCW 46.72.140 amended.

Sec. 90. Section 46.72.140, chapter 12, Laws of 1961 and RCW 46.72.140 are each amended to read as follows:

Permit required for entry.

All law enforcement officers shall refuse every taxicab entry into this state which does not have a certificate from the director on the vehicle.

RCW 46.76.020 amended.

Sec. 91. Section 46.76.020, chapter 12, Laws of 1961 and RCW 46.76.020 are each amended to read as follows:

Motor vehicle transporters. License.

Application for a transporter's license shall be made on a form provided for that purpose by the director of motor vehicles and when executed shall be forwarded to the director together with the proper fee. The application shall contain the name and address of the applicant and such other information as the director may require.

RCW 46.76.030 amended.

Sec. 92. Section 46.76.030, chapter 12, Laws of 1961 and RCW 46.76.030 are each amended to read as follows:

Issuance of license—Plates.

Upon receiving an application for transporter's license the director, if satisfied that the applicant is entitled thereto, shall issue a proper certificate of license registration and a distinctive set of license

plates and shall transmit the fees obtained therefor with a proper identifying report to the state treasurer, who shall deposit such fees in the motor vehicle fund. The certificate of license registration and license plates issued by the director shall authorize the holder of the license to drive or tow any motor vehicle or trailers upon the public highways.

Sec. 93. Section 46.76.070, chapter 12, Laws of 1961 and RCW 46.76.070 are each amended to read as follows: RCW 46.76.070 amended.

The director may make any reasonable rules or regulations not inconsistent with the provisions of this chapter relating to the enforcement and proper operation of this chapter. Rules and regulations.

Sec. 94. Section 46.80.020, chapter 12, Laws of 1961 and RCW 46.80.020 are each amended to read as follows: RCW 46.80.020 amended.

Any motor vehicle wrecker, as defined herein, who shall engage in the business of wrecking motor vehicles or trailers without having first applied for and received a license from the director of motor vehicles authorizing him so to do shall be guilty of a gross misdemeanor, and upon conviction shall be punished by imprisonment for not less than thirty days or more than one year in jail or by a fine of one thousand dollars. Motor vehicle wreckers— License required—Penalty.

Sec. 95. Section 46.80.030, chapter 12, Laws of 1961 and RCW 46.80.030 are each amended to read as follows: RCW 46.80.030 amended.

Application for a motor vehicle wrecker's license shall be made on a form for this purpose, furnished by the director, and shall be signed by the motor vehicle wrecker or his authorized agent and shall include the following information: Application for license.

(1) Name and address of the person, firm, partnership, association or corporation under which name the business is to be conducted;

Motor vehicle wreckers.

(2) Names and residence address of all persons having an interest in the business or, if the owner is a corporation, the names and addresses of the officers thereof;

(3) Certificate of approval of the chief of police of any city or town having a population of over five thousand persons or a member of the Washington state patrol certifying that the applicant has an established place of business at the address shown on the application;

(4) Any other information that the director may require.

NOTE: See also section 1, chapter 13, Laws of 1967 ex. sess.

RCW 46.80.040 amended.

Sec. 96. Section 46.80.040, chapter 12, Laws of 1961 and RCW 46.80.040 are each amended to read as follows:

Issuance of license—Fee.

Such application, together with a fee of twenty-five dollars, and a surety bond as hereinafter provided, shall be forwarded to the director. Upon receipt of the application the director shall, if the application be in order, issue a motor vehicle wrecker's license authorizing him to do business as such and forward the fee, together with an itemized and detailed report, to the state treasurer, to be deposited in the motor vehicle fund. Upon receiving the certificate the owner shall cause it to be prominently displayed in his place of business, where it may be inspected by an investigating officer at any time.

RCW 46.80.050 amended.

Sec. 97. Section 46.80.050, chapter 12, Laws of 1961 and RCW 46.80.050 are each amended to read as follows:

Renewal—Fee.

A license issued on this application shall remain in force until suspended or revoked and may be renewed annually upon payment of a renewal fee of ten dollars. Any motor vehicle wrecker who fails or neglects to renew his license prior to July 1, shall be required to pay the fee for an original motor vehicle wrecker license as provided in this chapter.

Whenever a motor vehicle wrecker shall cease to do business as such or his license has been suspended or revoked, he shall immediately surrender such license to the director.

NOTE: See also section 2, chapter 13, Laws of 1967 ex. sess.

Sec. 98. Section 46.80.070, chapter 12, Laws of 1961 and RCW 46.80.070 are each amended to read as follows:

RCW 46.80.070 amended.

Before issuing a motor vehicle wrecker's license, the director shall require the applicant to file with said director a surety bond in the amount of one thousand dollars, running to the state of Washington and executed by a surety company authorized to do business in the state of Washington. Such bond shall be approved as to form by the attorney general and conditioned that such wrecker shall conduct his business in conformity with the provisions of this chapter. Any person who shall have suffered any loss or damage by reason of fraud, carelessness, neglect or misrepresentation on the part of the wrecking company, shall have the right to institute an action for recovery against such motor vehicle wrecker and surety upon such bond: *Provided*, That the aggregate liability of the surety to all persons shall in no event exceed the amount of the bond.

Surety bond.

Sec. 99. Section 46.80.080, chapter 12, Laws of 1961 and RCW 46.80.080 are each amended to read as follows:

RCW 46.80.080 amended.

Every motor vehicle wrecker shall maintain books or files in which he shall keep a record and a description of every vehicle wrecked, dismantled, disassembled or substantially altered by him, together with the name of the person, firm or corporation from whom he purchased the vehicle. Such record shall also contain:

Records to be kept.

(1) The certificate of title number (if previously titled in this or any other state);

Motor vehicle
wreckers—
Records to be
kept.

- (2) Name of state where last registered;
- (3) Number of the last license number plate issued;
- (4) Name of vehicle;
- (5) Motor or identification number and serial number of the vehicle;
- (6) Date purchased;
- (7) Disposition of the motor and chassis, and such other information as the director may require. Such record shall be subject to inspection at all times by members of the police department, sheriff's office and members of the Washington state patrol. A motor vehicle wrecker shall also maintain a similar record of all disabled vehicles that have been towed or transported to the motor vehicle wrecker's place of business or to other places designated by the owner of the vehicle or his representative. This record shall specify the name and description of the vehicle, name of owner, number of license plate, condition of the vehicle and place to which it was towed or transported.

RCW 46.80.090
amended.

Sec. 100. Section 46.80.090, chapter 12, Laws of 1961 and RCW 46.80.090 are each amended to read as follows:

Reports to
director of
motor vehicles
—Penalty.

Within thirty days after a vehicle has been acquired by the motor vehicle wrecker it shall be the duty of such motor vehicle wrecker to furnish a written report to the director on forms furnished by him. This report shall be in such form as the director shall prescribe and shall be accompanied by the certificate of title, if the vehicle has been last registered in a state which issues a certificate, or a record of registration if registered in a state which does not issue a certificate of title. No motor vehicle wrecker shall acquire a vehicle without first obtaining such record or title. It shall be the duty of the motor vehicle wrecker to furnish a monthly report of all vehicles wrecked, dismantled, disassembled, or sub-

stantially changed in form by him. This report shall be made on forms prescribed by the director and contain such information as the director may require. This statement shall be signed by the motor vehicle wrecker or his authorized representative and the facts therein sworn to before a notary public. Any motor vehicle wrecker who fails, neglects or refuses to furnish these monthly reports shall be guilty of a gross misdemeanor and shall be punished by a fine of not more than five hundred dollars or by imprisonment of not more than six months or by both fine and imprisonment.

Sec. 101. Section 46.80.100, chapter 12, Laws of 1961 and RCW 46.80.100 are each amended to read as follows:

RCW 46.80.100 amended.

If, after issuing a motor vehicle wrecker's license, the bond is canceled by the surety in a method provided by law, the director shall immediately notify the principal covered by such bond by registered mail and afford him the opportunity of obtaining another bond before the termination of the original and should such principal fail, neglect or refuse to obtain such replacement, the director may cancel or suspend the motor vehicle wrecker's license which has been issued to him under the provisions of this chapter.

Cancellation of surety bond, effect.

Sec. 102. Section 46.80.110, chapter 12, Laws of 1961 and RCW 46.80.110 are each amended to read as follows:

RCW 46.80.110 amended.

If for a good and sufficient cause the director has reason to believe that the application for motor vehicle wrecker's license should be denied, he may refuse to issue such license and shall notify the applicant to that effect. The director may suspend or revoke a motor vehicle wrecker's license whenever he shall have reason to believe that such motor vehicle wrecker has:

Motor vehicle wreckers license—Refusal, suspension, revocation—Review.

Motor vehicle wreckers license—Refusal, suspension, revocation—Review.

(1) Wilfully misrepresented the physical condition of any motor or integral part of a motor vehicle;

(2) Sold or disposed of a motor vehicle or trailer or any part thereof when he knows that such vehicle or part has been stolen, or appropriated without the consent of the owner;

(3) Committed forgery on a certificate of title covering a vehicle that has been reassembled from parts obtained from the disassembling of other vehicles;

(4) Committed any dishonest act or omission which the director has reason to believe has caused loss or serious inconvenience as a result of a sale of a motor vehicle, trailer or part thereof.

Notice of the intent of the director to refuse, suspend or cancel a license shall be given in writing, by registered mail, to the holder of or applicant for such license, and shall designate a time and place for the hearing before the director, which shall be not less than ten days from the date of said notice. Should the director decide that the applicant is not entitled to a license or that an existing license should be revoked, the applicant or holder may, within thirty days from the date of the decision of the director, appeal to the superior court of Thurston county for a review of such decision, filing a notice of such appeal with the clerk of said superior court and a copy of said notice in the office of the director. Said court shall set the matter down for hearing with the least possible delay.

NOTE: See also section 3, chapter 13, Laws of 1967 ex. sess.

RCW 46.80.130 amended.

Sec. 103. Section 46.80.130, chapter 12, Laws of 1961 as amended by section 1, chapter 117, Laws of 1965 and RCW 46.80.130 are each amended to read as follows:

It shall be unlawful for any motor vehicle wrecker to keep any motor vehicle or any integral

part thereof in any place other than the established place of business, designated in the certificate issued by the director, without permission of the director, and all premises containing such motor vehicles or parts thereof shall be enclosed by a wall or fence of such height as to obscure the nature of the business carried on therein where and to the extent reasonably permitted by the topography of the land, painted or stained a neutral shade which shall blend in with the surrounding premises, such wall or fence to be kept in good repair. A living hedge of sufficient density to prevent a view of the confined area may be substituted for such a wall or fence. Any dead or dying portion of such hedge shall be replaced.

Place of business must be exclusively used.

NOTE: See also section 4, chapter 13, Laws of 1967 ex. sess.

Sec. 104. Section 46.80.140, chapter 12, Laws of 1961 and RCW 46.80.140 are each amended to read as follows:

RCW 46.80.140 amended.

The director is hereby authorized to promulgate and adopt reasonable rules and regulations not in conflict with provisions hereof for the proper operation and enforcement of this chapter.

Rules and regulations.

Sec. 105. Section 46.80.150, chapter 12, Laws of 1961 and RCW 46.80.150 are each amended to read as follows:

RCW 46.80.150 amended.

It shall be the duty of the chiefs of police in cities having a population of over five thousand persons, and members of the Washington state patrol, to make periodic inspection of the motor vehicle wrecker's records provided for in this chapter, and furnish a certificate of inspection to the director in such manner as may be determined by the director.

Inspection of records.

NOTE: See also section 5, chapter 13, Laws of 1967 ex. sess.

Sec. 106. Section 46.82.010, chapter 12, Laws of 1961 and RCW 46.82.010 are each amended to read as follows:

RCW 46.82.010 amended.

For the purpose of this chapter:

Motor vehicles.
Driver's train-
ing schools.
Definitions.

“Drivers’ school” means a commercial automomobile training school engaged in the business of giving instruction for hire in the operation of automobiles.

“Director” means the director of motor vehicles of the state of Washington.

“Instructor” means any natural person employed by a drivers’ school to instruct persons in the operation of automobiles.

“Place of business” means a designated location at which the business of a drivers’ school is transacted and its records are kept.

“Person” includes an individual, firm, corporation, partnership or association.

RCW 46.82.060
amended.

Sec. 107. Section 46.82.060, chapter 12, Laws of 1961 as amended by section 4, chapter 214, Laws of 1961 and RCW 46.82.060 are each amended to read as follows:

Suspension,
revocation or
refusal of
school license
—“Fraudulent
practices” de-
fined.

The director, or any employee of the department of motor vehicles deputized by him for such purposes, may suspend or revoke a drivers’ school license or refuse to issue a renewal thereof for any of the following causes:

(1) The conviction of the licensee of a felony, or of any crime involving violence, dishonesty, deceit, indecency, degeneracy, or moral turpitude;

(2) Where the licensee has made a material false statement or concealed a material fact in connection with his application for the license or a renewal thereof;

(3) Where the licensee has failed to comply with any of the provisions of this chapter or any of the rules and regulations of the director made pursuant thereto;

(4) Where the licensee has been guilty of fraud or fraudulent practices in relation to the business conducted under the license, or guilty of inducing another to resort to fraud or fraudulent practices in

relation to securing for himself or another a license to drive an automobile. The term "fraudulent practices" as used in this section shall include, but not be limited to, any conduct or representation on the part of the licensee tending to induce anyone to believe, or to give the impression that a license to operate an automobile, or any other license, registration or service granted by the director, may be obtained by any means other than the ones prescribed by law, or furnishing or obtaining the same by illegal or improper means, or requesting, accepting, exacting, or collecting money for such purpose.

Notwithstanding the renewal of a license, the director may revoke or suspend such license for causes and violations, as prescribed by this section, occurring during the two license periods immediately preceding the renewal of such license.

Sec. 108. Section 46.82.070, chapter 12, Laws of 1961 as amended by section 2, chapter 214, Laws of 1961 and RCW 46.82.070 are each amended to read as follows:

RCW 46.82.070
amended.

Except where a refusal to issue a license or renewal, or revocation or suspension, is based solely on a court conviction or convictions, a licensee or applicant shall have an opportunity to be heard, such hearing to be held within ten days of the refusal to issue, revoke or suspend said license and the director must within five days after the hearing issue a decision on said refusal to render, revoke or suspend. A license may, however, be temporarily suspended without notice, pending any prosecution, investigation or hearing. A licensee or applicant entitled to a hearing shall be given due notice thereof. The sending of a notice of a hearing by registered mail to the last known address of a licensee or applicant ten days prior to the date of the hearing shall be deemed due notice. The director, or the person deputized by him to conduct a hearing, shall have

Hearing—
Procedure—
Exemption.

Driver's training schools.

power to subpoena witnesses, administer oaths to witnesses and take testimony of any person or cause depositions to be taken. A subpoena issued under the authority of this section shall be served in the same manner as a subpoena issued out of a court of record. Witnesses subpoenaed hereunder and persons, other than officers or employees in the department making service of such subpoenas shall be entitled to the same fees and mileage as are allowed in civil actions in courts of law.

RCW 46.82.090 amended.

Sec. 109. Section 46.82.090, chapter 12, Laws of 1961 and RCW 46.82.090 are each amended to read as follows:

Prerequisites before instruction may be given student.

Instruction in the operation of an automobile shall not be given to a student in any drivers' school licensed under the provisions of this chapter unless:

(1) The automobiles used for instruction purposes are equipped with dual controls for foot brake and clutch, or foot brake only in automatic cars.

(2) The licensee has filed with the director evidence of liability insurance coverage with an insurance company authorized to do business in this state in an amount of not less than twenty thousand dollars because of bodily injury or death to two or more persons in any one accident, and not less than ten thousand dollars because of bodily injury or death to one person in one accident and not less than five thousand dollars because of property damage to others in one accident. Such insurance coverage shall be maintained in full force and effect and the director shall be notified at least ten days prior to cancellation or expiration of any such policy of insurance;

(3) The student to be instructed possesses a current and valid temporary instruction permit issued pursuant to RCW 46.20.091 or a motor vehicle driver's license.

Sec. 110. Section 46.82.120, chapter 12, Laws of 1961 and RCW 46.82.120 are each amended to read as follows:

RCW 46.82.120 amended.

No person, including the owner, operator, partner, officer, or stockholder of a drivers' school shall give instruction for hire in the operation of a motor vehicle unless such person is the holder of an instructor's certificate issued by the director. No instructor's certificates shall be issued to any person unless such person:

Instructor's certificate—Qualifications for issuance.

- (1) Is the possessor of a valid motor vehicle driver's license;
- (2) Has had at least five years' licensed driving experience;
- (3) Has completed an acceptable application and has taken the examination for an instructor's certificate as prescribed in RCW 46.82.140, and passed such examination with a qualifying grade.

Sec. 111. Section 46.82.190, chapter 12, Laws of 1961 and RCW 46.82.190 are each amended to read as follows:

RCW 46.82.190 amended.

To be qualified to take the examination for an instructor's certificate, the applicant must:

Instructor's certificate—Qualification to take examination.

- (1) Be a licensed motor vehicle driver for five years prior to the date of application. The examining committee shall have the right to examine the driving records of the applicant and from these records shall determine if the applicant is properly qualified, not having had any convictions involving drunkenness, recklessness, or negligence, or have been convicted of any crime involving moral turpitude;
- (2) Be a high school graduate or the equivalent, and over twenty-five years of age.

Sec. 112. Section 46.82.210, chapter 12, Laws of 1961 and RCW 46.82.210 are each amended to read as follows:

RCW 46.82.210 amended.

Drivers' training schools—
When school must terminate instructor's services.

A drivers' school must terminate the services of any instructor upon:

(1) Suspension or revocation of the motor vehicle driver's license of such instructor for any reason; or

(2) Conviction of such instructor of a crime involving moral turpitude, violence, dishonesty, deceit, indecency, or degeneracy.

RCW 46.85.030 amended.

Sec. 113. Section 3, chapter 106, Laws of 1963 and RCW 46.85.030 are each amended to read as follows:

Reciprocal or proportional registration of vehicles. Reciprocity commission created.

The reciprocity commission, hereby created, shall consist of the director of motor vehicles, the chief of the Washington state patrol, a designee of the state highway commission and, ex officio, the chairman and vice chairman of the joint fact-finding committee on highways, streets and bridges, or their duly designated representatives. Members of the western interstate highway policy committee from the state of Washington shall be advisory members of the reciprocity commission, and may attend meetings and conferences of the commission in such capacity, but shall not vote as members thereof. The department shall provide such assistance and facilities to the commission as it may require. The members of the commission shall receive no additional compensation for their services except that they shall be allowed their actual and necessary expenses incurred in the performance of their official duties to be paid from funds made available for the use of the commission. The commission shall have the authority to execute agreements, arrangements or declarations to carry out the provisions of this chapter.

RCW 46.85.100 amended.

Sec. 114. Section 10, chapter 106, Laws of 1963 and RCW 46.85.100 are each amended to read as follows:

All agreements, arrangements or declarations or amendments thereto shall be in writing and shall be

filed in the office of the reciprocity commission. A copy of each agreement, arrangement or declaration, or amendment thereto, shall be filed by the reciprocity commission in the office of the director within ten days after execution or the effective date of the instrument whichever is later. Upon becoming effective, they shall supersede the provisions of RCW 46.16.030 to the extent that they are inconsistent therewith. The department shall provide copies for public distribution upon request.

Agreements to be written, filed and available for distribution.

Sec. 115. Section 23, chapter 106, Laws of 1963 and RCW 46.85.230 are each amended to read as follows:

RCW 46.85.230 amended.

Any owner eligible for proportional registration and licensing pursuant to this chapter but who is unable in the opinion of the reciprocity commission to comply with the reporting and application requirements thereof, may subject to prior approval of the commission and in lieu of registration of such vehicles under the provisions of chapter 46.16 RCW, and payment of excise taxes and fees imposed by chapter 82.44 RCW and RCW 81.80.320, apply to the director for issuance of a special "floater" license plate.

Floater license plate—Authorized—Prerequisite.

Sec. 116. Section 29, chapter 106, Laws of 1963 and RCW 46.85.290 are each amended to read as follows:

RCW 46.85.290 amended.

All special reciprocity identification plates shall be obtained by the director in the manner prescribed in RCW 46.16.230 and shall be issued by the director or his authorized agent upon application in the form prescribed in RCW 46.16.040. One reciprocity identification plate shall be issued for each vehicle. The fee therefor shall be two dollars plus a filing fee of fifty cents. All funds collected under this section shall be transmitted to the state treasurer and deposited in the motor vehicle fund.

Special reciprocity identification plate—Application—Issuance—Fee, deposit.

New section.

Sec. 117. There is added to chapter 156, Laws of 1965 and to chapter 46.01 RCW a new section to read as follows:

Supervisor of professional licensing—Appointment.

The director of motor vehicles shall appoint and deputize an assistant director to be known as the supervisor of professional licensing, who shall have charge and supervision of the division of professional licensing. With the approval of the director, he may appoint and employ, subject to the provisions of chapter 41.06 RCW, the state civil service law, such other assistants and personnel as may be necessary to carry on the work of the division.

Legislative codification directive.

Sec. 118. Sections 3, 4 and 5 as herein amended and RCW 46.08.120 shall be recodified as a part of chapter 46.01 RCW. RCW 46.20.340 shall be recodified as a part of chapter 46.12 RCW. RCW 46.61.695 shall be recodified as a part of chapter 46.64 RCW.

Repeal.

Sec. 119. Section 46.16.005, chapter 12, Laws of 1961 and RCW 46.16.005 are each hereby repealed.

Emergency.

Sec. 120. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate March 9, 1967.

Passed the House March 9, 1967.

Approved by the Governor March 15, 1967.