

Political subdivisions of the state having and enforcing such fire and building codes and standards at least equal to or higher than those by the state fire marshal as provided for in this section shall be exempted from the plan review and construction inspection provisions of this section within their respective subdivision for as long as such codes and standards are enforced.

Passed the Senate February 15, 1972.

Passed the House February 12, 1972.

Approved by the Governor February 21, 1972.

Filed in Office of Secretary of State February 21, 1972.

CHAPTER 71

[Engrossed Senate Bill No. 63]

MOTOR VEHICLE DRIVERS' LICENSES--MINORS--  
DRIVER EDUCATION COURSE REQUIREMENT, WAIVER

AN ACT Relating to motor vehicles; amending section 46.20.100, chapter 12, Laws of 1961 as last amended by section 10, chapter 218, Laws of 1969 ex. sess. and RCW 46.20.100; and declaring an emergency.

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

Section 1. Section 46.20.100, chapter 12, Laws of 1961 as last amended by section 10, chapter 218, Laws of 1969 ex. sess. and RCW 46.20.100 are each amended to read as follows:

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

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

(2) The minor has satisfactorily completed a traffic safety education course as defined in RCW 46.81.010, conducted by a recognized secondary school, that meets the standards established by the office of the state superintendent of public instruction or the minor has satisfactorily completed a traffic safety education course, conducted by a commercial driving instruction enterprise, that meets the standards established by the office of the superintendent of public instruction and is officially approved by that office on an annual basis: PROVIDED, HOWEVER, That ((until July 1, 1969)) the director may upon a showing that ((a traffic safety education course

was not available to the minor) an individual was unable to take or complete a driver education course waive said requirement if the minor shows to the satisfaction of the department that a need exists for him to operate a motor vehicle and he has the ability to operate a motor vehicle in such a manner as not to jeopardize the safety of persons or property, under rules to be promulgated by the department in concert with the supervisor of the traffic safety education section, office of the superintendent of public instruction.

NEW SECTION. Sec. 2. 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.

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#### CHAPTER 72

[Reengrossed Senate Bill No. 71]

#### CLAIMS AGAINST STATE--

#### DAMAGE BY CRIMINAL CONDUCT OF FURLOUGHED PRISONER

AN ACT Relating to liability for damages; and adding a new section to chapter 58, Laws of 1971 ex. sess. and to chapter 72.66 RCW.

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

NEW SECTION. Section 1. There is added to chapter 58, Laws of 1971 ex. sess. and to chapter 72.66 RCW a new section to read as follows:

The state of Washington shall be liable pursuant to the provisions of chapter 4.92 RCW for damages to person or property caused by criminal conduct of a prisoner while on furlough or while at large after having failed to return from furlough: PROVIDED, HOWEVER, That the amount recoverable by any one person shall in no event exceed the sum of twenty-five thousand dollars: PROVIDED FURTHER: (1) That neither an acquittal in a criminal prosecution nor the absence of any such prosecution shall be admissible in any action under this 1972 act as evidence of the noncriminal character of the acts giving rise to such action; (2) that evidence of a criminal conviction arising from acts which are the basis for an action under this 1972 act shall be admissible in such action for the limited purpose of proving the criminal character of the acts; (3) that acts which, but for the insanity or mental irresponsibility of the perpetrator, would constitute criminal conduct shall be deemed to be