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HOUSE BILL 1415

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State of Washington

52nd Legislature

1991 Regular Session

By Representatives R. Meyers, Schmidt, Brough, Silver, Jones, Tate, Winsley, Ferguson, Betrozoff, Neher, Paris and Miller.

Read first time January 29, 1991. Referred to Committee on Transportation.

1 AN ACT Relating to suspension of drivers' licenses; and amending  
2 RCW 46.20.311.

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

4 **Sec. 1.** RCW 46.20.311 and 1990 c 250 s 45 are each amended to read  
5 as follows:

6 (1) The department shall not suspend a driver's license or  
7 privilege to drive a motor vehicle on the public highways for a fixed  
8 period of more than one year, except as permitted under RCW 46.20.342  
9 or 46.61.515. Whenever the license or driving privilege of any person  
10 is suspended by reason of a conviction, a finding that a traffic  
11 infraction has been committed, pursuant to chapter 46.29 RCW, or  
12 pursuant to RCW 46.20.291, the suspension shall remain in effect until  
13 the person gives and thereafter maintains proof of financial  
14 responsibility for the future as provided in chapter 46.29 RCW. The  
15 department shall not issue to the person a new, duplicate, or renewal

1 license unless it is satisfied after investigation of the driving  
2 ability of the person that it will be safe to grant the privilege of  
3 driving a motor vehicle on the public highways, and until the person  
4 pays a reissue fee of twenty dollars. If the suspension is the result  
5 of a violation of RCW 46.61.502 or 46.61.504, the reissue fee shall be  
6 fifty dollars.

7 (2) Any person whose license or privilege to drive a motor vehicle  
8 on the public highways has been revoked, unless the revocation was for  
9 a cause which has been removed, is not entitled to have the license or  
10 privilege renewed or restored until: (a) After the expiration of one  
11 year from the date the license or privilege to drive was revoked; (b)  
12 after the expiration of the applicable revocation period provided by  
13 RCW 46.61.515(3) (b) or (c); (c) after the expiration of two years for  
14 persons convicted of vehicular homicide; (d) after the expiration of  
15 one year in cases of revocation for the first refusal within five years  
16 to submit to a chemical test under RCW 46.20.308; (e) after the  
17 expiration of two years in cases of revocation for the second refusal  
18 within five years to submit to a chemical test under RCW 46.20.308; or  
19 (f) after the expiration of the applicable revocation period provided  
20 by RCW 46.20.265. After the expiration of the appropriate period, the  
21 person may make application for a new license as provided by law  
22 together with a reissue fee in the amount of twenty dollars, but if the  
23 revocation is the result of a violation of RCW 46.20.308, 46.61.502, or  
24 46.61.504, the reissue fee shall be fifty dollars. Except for a  
25 revocation under RCW 46.20.265, the department shall not then issue a  
26 new license unless it is satisfied after investigation of the driving  
27 ability of the person that it will be safe to grant the privilege of  
28 driving a motor vehicle on the public highways, and until the person  
29 gives and thereafter maintains proof of financial responsibility for  
30 the future as provided in chapter 46.29 RCW. For a revocation under

1 RCW 46.20.265, the department shall not issue a new license unless it  
2 is satisfied after investigation of the driving ability of the person  
3 that it will be safe to grant that person the privilege of driving a  
4 motor vehicle on the public highways.

5 (3) Whenever the driver's license of any person is suspended  
6 pursuant to Article IV of the nonresident violators compact or RCW  
7 46.23.020, the department shall not issue to the person any new or  
8 renewal license until the person pays a reissue fee of twenty dollars.  
9 If the suspension is the result of a violation of the laws of another  
10 state, province, or other jurisdiction involving (a) the operation or  
11 physical control of a motor vehicle upon the public highways while  
12 under the influence of intoxicating liquor or drugs, or (b) the refusal  
13 to submit to a chemical test of the driver's blood alcohol content, the  
14 reissue fee shall be fifty dollars.