

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1966

62nd Legislature
2011 Regular Session

Passed by the House March 5, 2011
Yeas 96 Nays 2

Speaker of the House of Representatives

Passed by the Senate April 7, 2011
Yeas 47 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1966** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1966

Passed Legislature - 2011 Regular Session

State of Washington 62nd Legislature 2011 Regular Session

By House Transportation (originally sponsored by Representatives Pearson, Haler, and Bailey)

READ FIRST TIME 02/25/11.

1 AN ACT Relating to clarifying that manure is an agricultural
2 product for the purposes of commercial drivers' licenses; and amending
3 RCW 46.25.050.

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

5 **Sec. 1.** RCW 46.25.050 and 2006 c 327 s 3 are each amended to read
6 as follows:

7 (1) Drivers of commercial motor vehicles shall obtain a commercial
8 driver's license as required under this chapter. Except when driving
9 under a commercial driver's instruction permit and a valid automobile
10 or classified license and accompanied by the holder of a commercial
11 driver's license valid for the vehicle being driven, no person may
12 drive a commercial motor vehicle unless the person holds and is in
13 immediate possession of a commercial driver's license and applicable
14 endorsements valid for the vehicle they are driving. However, this
15 requirement does not apply to any person:

16 (a) Who is the operator of a farm vehicle, and the vehicle is:

17 (i) Controlled and operated by a farmer;

18 (ii) Used to transport either agricultural products, which in this
19 section include Christmas trees and wood products harvested from

1 private tree farms and transported by vehicles weighing no more than
2 forty thousand pounds licensed gross vehicle weight, farm machinery,
3 farm supplies, animal manure, animal manure compost, or any combination
4 of those materials to or from a farm;

5 (iii) Not used in the operations of a common or contract motor
6 carrier; and

7 (iv) Used within one hundred fifty miles of the person's farm; or

8 (b) Who is a firefighter or law enforcement officer operating
9 emergency equipment, and:

10 (i) The firefighter or law enforcement officer has successfully
11 completed a driver training course approved by the director; and

12 (ii) The firefighter or law enforcement officer carries a
13 certificate attesting to the successful completion of the approved
14 training course; or

15 (c) Who is operating a recreational vehicle for noncommercial
16 purposes. As used in this section, "recreational vehicle" includes a
17 vehicle towing a horse trailer for a noncommercial purpose; or

18 (d) Who is operating a commercial motor vehicle for military
19 purposes. This (~~exemption~~) exception is applicable to active duty
20 military personnel; members of the military reserves; members of the
21 national guard on active duty, including personnel on full-time
22 national guard duty, personnel on part-time national guard training,
23 and national guard military technicians (civilians who are required to
24 wear military uniforms); and active duty United States coast guard
25 personnel. This exception is not applicable to United States reserve
26 technicians.

27 (2) No person may drive a commercial motor vehicle while his or her
28 driving privilege is suspended, revoked, or canceled, while subject to
29 disqualification, or in violation of an out-of-service order.
30 Violations of this subsection shall be punished in the same way as
31 violations of RCW 46.20.342(1).

32 (3) The department shall to the extent possible enter into
33 reciprocity agreements with adjoining states to allow the waivers
34 described in subsection (1) of this section to apply to drivers holding
35 commercial driver's licenses from those adjoining states.

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