

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1483

Chapter 233, Laws of 2011

62nd Legislature
2011 Regular Session

TRAFFIC INFRACTIONS--NOTICE--PAYMENT PLAN

EFFECTIVE DATE: 07/22/11

Passed by the House March 5, 2011
Yeas 98 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 9, 2011
Yeas 48 Nays 0

BRAD OWEN

President of the Senate

Approved May 3, 2011, 2:34 p.m.

CHRISTINE GREGOIRE

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 1483** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

Chief Clerk

FILED

May 4, 2011

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1483

Passed Legislature - 2011 Regular Session

State of Washington 62nd Legislature 2011 Regular Session

By House Transportation (originally sponsored by Representative Pearson)

READ FIRST TIME 02/25/11.

1 AN ACT Relating to traffic infractions; and amending RCW 46.63.060.

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

3 **Sec. 1.** RCW 46.63.060 and 2006 c 270 s 2 are each amended to read
4 as follows:

5 (1) A notice of traffic infraction represents a determination that
6 an infraction has been committed. The determination will be final
7 unless contested as provided in this chapter.

8 (2) The form for the notice of traffic infraction shall be
9 prescribed by rule of the supreme court and shall include the
10 following:

11 (a) A statement that the notice represents a determination that a
12 traffic infraction has been committed by the person named in the notice
13 and that the determination shall be final unless contested as provided
14 in this chapter;

15 (b) A statement that a traffic infraction is a noncriminal offense
16 for which imprisonment may not be imposed as a sanction; that the
17 penalty for a traffic infraction may include sanctions against the
18 person's driver's license including suspension, revocation, or denial;

1 that the penalty for a traffic infraction related to standing,
2 stopping, or parking may include nonrenewal of the vehicle license;

3 (c) A statement of the specific traffic infraction for which the
4 notice was issued;

5 (d) A statement of the monetary penalty established for the traffic
6 infraction;

7 (e) A statement of the options provided in this chapter for
8 responding to the notice and the procedures necessary to exercise these
9 options;

10 (f) A statement that at any hearing to contest the determination
11 the state has the burden of proving, by a preponderance of the
12 evidence, that the infraction was committed; and that the person may
13 subpoena witnesses including the officer who issued the notice of
14 infraction;

15 (g) A statement that at any hearing requested for the purpose of
16 explaining mitigating circumstances surrounding the commission of the
17 infraction the person will be deemed to have committed the infraction
18 and may not subpoena witnesses;

19 (h) A statement that the person must respond to the notice as
20 provided in this chapter within fifteen days or the person's driver's
21 license or driving privilege will be suspended by the department until
22 any penalties imposed pursuant to this chapter have been satisfied; and

23 (i) A statement that failure to appear at a hearing requested for
24 the purpose of contesting the determination or for the purpose of
25 explaining mitigating circumstances will result in the suspension of
26 the person's driver's license or driving privilege, or in the case of
27 a standing, stopping, or parking violation, refusal of the department
28 to renew the vehicle license, until any penalties imposed pursuant to
29 this chapter have been satisfied.

30 (3) A form for a notice of traffic infraction printed after the
31 effective date of this section must include a statement that the person
32 may be able to enter into a payment plan with the court under RCW
33 46.63.110.

Passed by the House March 5, 2011.

Passed by the Senate April 9, 2011.

Approved by the Governor May 3, 2011.

Filed in Office of Secretary of State May 4, 2011.