

2 **HB 1457** - S COMM AMD
3 By Committee on Transportation

4 ADOPTED 4/10/97

5 Strike everything after the enacting clause and insert the
6 following:

7 "**Sec. 1.** RCW 46.09.070 and 1986 c 206 s 4 are each amended to read
8 as follows:

9 (1) Application for annual or temporary ORV use permits shall be
10 made to the department or its authorized agent in such manner and upon
11 such forms as the department shall prescribe and shall state the name
12 and address of each owner of the off-road vehicle.

13 (2) An application for an annual permit shall be signed by at least
14 one owner, and shall be accompanied by a fee of five dollars. Upon
15 receipt of the annual permit application and the application fee, the
16 off-road vehicle shall be assigned a use permit number tag or decal,
17 which shall be affixed to the off-road vehicle in a manner prescribed
18 by the department. The annual permit is valid for a period of one year
19 and is renewable each year in such manner as the department may
20 prescribe for an additional period of one year upon payment of a
21 renewal fee of five dollars.

22 Any person acquiring an off-road vehicle for which an annual permit
23 has been issued who desires to continue to use the permit must, within
24 fifteen days of the acquisition of the off-road vehicle, make
25 application to the department or its authorized agent for transfer of
26 the permit, and the application shall be accompanied by a transfer fee
27 of one dollar and twenty-five cents.

28 (3) A temporary use permit is valid for sixty days. Application
29 for a temporary permit shall be accompanied by a fee of two dollars.
30 The permit shall be carried on the vehicle at all times during its
31 operation in the state.

32 (4) Except as provided in RCW 46.09.050, any out-of-state operator
33 of an off-road vehicle shall, when operating in this state, comply with
34 this chapter, and if an ORV use permit is required under this chapter,
35 the operator shall obtain an annual or temporary permit and tag.

1 **Sec. 2.** RCW 46.10.040 and 1996 c 164 s 1 are each amended to read
2 as follows:

3 Application for registration shall be made to the department in the
4 manner and upon forms the department prescribes, and shall state the
5 name and address of each owner of the snowmobile to be registered, and
6 shall be signed by at least one such owner, and shall be accompanied by
7 an annual registration fee to be established by the commission, after
8 consultation with the committee and any state-wide snowmobile user
9 groups. The fee shall be fifteen dollars pending action by the
10 commission to increase the fee. The commission shall increase the fee
11 by two dollars and fifty cents effective September 30, 1996, and the
12 commission shall increase the fee by another two dollars and fifty
13 cents effective September 30, 1997. After the fee increase effective
14 September 30, 1997, the commission shall not increase the fee. Upon
15 receipt of the application and the application fee, the snowmobile
16 shall be registered and a registration number assigned, which shall be
17 affixed to the snowmobile in a manner provided in RCW 46.10.070.

18 The registration provided in this section shall be valid for a
19 period of one year. At the end of the period of registration, every
20 owner of a snowmobile in this state shall renew his or her registration
21 in the manner the department prescribes, for an additional period of
22 one year, upon payment of the annual registration fee as determined by
23 the commission.

24 Any person acquiring a snowmobile already validly registered under
25 the provisions of this chapter must, within ten days of the acquisition
26 or purchase of the snowmobile, make application to the department for
27 transfer of the registration, and the application shall be accompanied
28 by a transfer fee of one dollar and twenty-five cents.

29 A snowmobile owned by a resident of another state or Canadian
30 province where registration is not required by law may be issued a
31 nonresident registration permit valid for not more than sixty days.
32 Application for the permit shall state the name and address of each
33 owner of the snowmobile to be registered and shall be signed by at
34 least one owner and shall be accompanied by a registration fee of five
35 dollars. The registration permit shall be carried on the vehicle at
36 all times during its operation in this state.

37 The registration fees provided in this section shall be in lieu of
38 any personal property or excise tax heretofore imposed on snowmobiles
39 by this state or any political subdivision thereof, and no city,

1 county, or other municipality, and no state agency shall hereafter
2 impose any other registration or license fee on any snowmobile in this
3 state.

4 The department shall make available a pair of uniform decals
5 consistent with the provisions of RCW 46.10.070. In addition to the
6 registration fee provided in this section the department shall charge
7 each applicant for registration the actual cost of the decal. The
8 department shall make available replacement decals for a fee equivalent
9 to the actual cost of the decals.

10 **Sec. 3.** RCW 46.12.010 and 1979 c 158 s 132 are each amended to
11 read as follows:

12 It shall be unlawful for any person to operate any vehicle in this
13 state under a certificate of license registration of this state without
14 securing and having in full force and effect a certificate of ownership
15 therefor that contains the name of the registered owner exactly as it
16 appears on the certificate of license registration and it shall further
17 be unlawful for any person to sell or transfer any vehicle without
18 complying with all the provisions of this chapter relating to
19 certificates of ownership and license registration of vehicles:
20 PROVIDED, No certificate of title need be obtained for a vehicle owned
21 by a manufacturer or dealer and held for sale, even though incidentally
22 moved on the highway or used for purposes of testing and demonstration,
23 or a vehicle used by a manufacturer solely for testing: PROVIDED, That
24 a security interest in a vehicle held as inventory by a manufacturer or
25 dealer shall be perfected in accordance with RCW 62A.9-302(1) and no
26 endorsement on the certificate of title shall be necessary for
27 perfection: AND PROVIDED FURTHER, That nothing in this title shall be
28 construed to prevent any person entitled thereto from securing a
29 certificate of ownership upon a vehicle (~~other than a travel trailer~~
30 ~~or camper~~)) without securing a certificate of license registration and
31 vehicle license plates, when, in the judgment of the director of
32 licensing, it is proper to do so.

33 **Sec. 4.** RCW 46.12.080 and 1979 ex.s. c 113 s 1 are each amended to
34 read as follows:

35 Any person holding the certificate of (~~license registration~~)
36 ownership for a motorcycle or any vehicle registered by its motor
37 number in which there has been installed a new or different motor than

1 that with which it was issued certificates of ownership and license
2 registration shall forthwith and within five days after such
3 installation forward and surrender such certificates to the department,
4 together with an application for issue of corrected certificates of
5 ownership and license registration and a fee of one dollar and twenty-
6 five cents, and a statement of the disposition of the former motor.
7 The possession by any person of any such certificates for such vehicle
8 in which a new or different motor has been installed, after five days
9 following such installation, shall be prima facie evidence of a
10 violation of the provisions of this chapter and shall constitute a
11 misdemeanor.

12 **Sec. 5.** RCW 46.12.170 and 1994 c 262 s 6 are each amended to read
13 as follows:

14 If, after a certificate of ownership is issued, a security interest
15 is granted on the vehicle described therein, the registered owner or
16 secured party shall, within ten days thereafter, present an application
17 to the department, to which shall be attached the certificate of
18 ownership last issued covering the vehicle, or such other documentation
19 as may be required by the department, which application shall be upon
20 a form (~~(provided)~~) approved by the department and shall be accompanied
21 by a fee of one dollar and twenty-five cents in addition to all other
22 fees. The department, if satisfied that there should be a reissue of
23 the certificate, shall note such change upon the vehicle records and
24 issue to the secured party a new certificate of ownership.

25 Whenever there is no outstanding secured obligation and no
26 commitment to make advances and incur obligations or otherwise give
27 value, the secured party must assign the certificate of ownership to
28 the debtor or the debtor's assignee and transmit the certificate to the
29 department with an accompanying fee of one dollar and twenty-five cents
30 in addition to all other fees. The department shall then issue a new
31 certificate of ownership and transmit it to the owner. If the affected
32 secured party fails to either assign or transmit the certificate of
33 ownership to the department within ten days after proper demand, that
34 secured party shall be liable to the debtor for one hundred dollars,
35 and in addition for any loss caused to the debtor by such failure.

36 NEW SECTION. **Sec. 6.** A new section is added to chapter 46.16 RCW
37 to read as follows:

1 If a certificate of license registration is lost, stolen,
2 mutilated, or destroyed or becomes illegible, the registered owner or
3 owners, as shown by the records of the department, shall promptly make
4 application for and may obtain a duplicate upon tender of one dollar
5 and twenty-five cents in addition to all other fees and upon furnishing
6 information satisfactory to the department. The duplicate of the
7 license registration shall contain the legend, "duplicate."

8 A person recovering an original certificate of license registration
9 for which a duplicate has been issued shall promptly surrender the
10 original certificate to the department.

11 **Sec. 7.** RCW 46.12.181 and 1994 c 262 s 7 are each amended to read
12 as follows:

13 If a certificate of ownership (~~((or a certificate of license~~
14 ~~registration))~~) is lost, stolen, mutilated, or destroyed or becomes
15 illegible, the first priority secured party or, if none, the owner or
16 legal representative of the owner named in the certificate, as shown by
17 the records of the department, shall promptly make application for and
18 may obtain a duplicate upon tender of one dollar and twenty-five cents
19 in addition to all other fees and upon furnishing information
20 satisfactory to the department. The duplicate certificate of ownership
21 (~~((or license registration))~~) shall contain the legend, "~~((This is a))~~
22 duplicate (~~((certificate))~~)." It shall be (~~((mailed))~~) provided to the
23 first priority secured party named in it or, if none, to the owner.

24 A person recovering an original certificate of ownership (~~((or title~~
25 ~~registration))~~) for which a duplicate has been issued shall promptly
26 surrender the original certificate to the department.

27 **Sec. 8.** RCW 46.16.210 and 1994 c 262 s 9 are each amended to read
28 as follows:

29 (1) Upon receipt of the application and proper fee for original
30 vehicle license, the director shall make a recheck of the application
31 and in the event that there is any error in the application it may be
32 returned to the county auditor or other agent to effectively secure the
33 correction of such error, who shall return the same corrected to the
34 director.

35 (2) Application for the renewal of a vehicle license shall be made
36 to the director or his agents, including county auditors, by the
37 registered owner on a form prescribed by the director. The application

1 must be accompanied by the certificate of registration for the last
2 registration period in which the vehicle was registered in Washington
3 unless the applicant submits a preprinted application mailed from
4 Olympia, and the payment of such license fees and excise tax as may be
5 required by law. Such application shall be handled in the same manner
6 and the fees transmitted to the state treasurer in the same manner as
7 in the case of an original application. Any such application which
8 upon validation becomes a renewal certificate need not have entered
9 upon it the name of the lien holder, if any, of the vehicle concerned.

10 (3) Persons expecting to be out of the state during the normal
11 (~~forty-five day~~) renewal period of a vehicle license may secure
12 renewal of such vehicle license and have license plates or tabs
13 preissued by making application to the director or his agents upon
14 forms prescribed by the director. The application must be accompanied
15 by the certificate of registration for the last registration period in
16 which the vehicle was registered in Washington and be accompanied by
17 such license fees, and excise tax as may be required by law.

18 (4) Application for the annual renewal of a vehicle license number
19 plate to the director or (~~his~~) the director's agents shall not be
20 required for those vehicles owned, rented, or leased by the state of
21 Washington, or by any county, city, town, school district, or other
22 political subdivision of the state of Washington or a governing body of
23 an Indian tribe located within this state and recognized as a
24 governmental entity by the United States department of the interior.

25 **Sec. 9.** RCW 46.16.220 and 1991 c 339 s 20 are each amended to read
26 as follows:

27 Vehicle licenses and vehicle license number plates may be renewed
28 for the subsequent registration year (~~on and after the forty-fifth day~~
29 ~~prior to the end of~~) up to eighteen months before the current
30 (~~registration year~~) expiration date and must be used and displayed
31 from the date of issue or from the day of the expiration of the
32 preceding registration year, whichever date is later.

33 **Sec. 10.** RCW 46.16.305 and 1990 c 250 s 2 are each amended to read
34 as follows:

35 The department shall continue to issue, under RCW 46.16.301 and the
36 department's rules implementing RCW 46.16.301 through 46.16.332, the
37 categories of special plates issued by the department under the

1 sections repealed under section ((13)) 12 (1) through (7), chapter 250,
2 Laws of 1990. Special license plates issued under those repealed
3 sections before January 1, 1991, are valid to the extent and under the
4 conditions provided in those repealed sections. The following
5 conditions, limitations, or requirements apply to certain special
6 license plates issued after January 1, 1991:

7 (1) A horseless carriage plate and a plate or plates issued for
8 collectors' vehicles more than thirty years old, upon payment of the
9 initial fees required by law and the additional special license plate
10 fee established by the department, are valid for the life of the
11 vehicle for which application is approved by the department. When a
12 single plate is issued, it shall be displayed on the rear of the
13 vehicle.

14 (2) The department may issue special license plates denoting
15 amateur radio operator status only to persons having a valid official
16 radio operator license issued ((for a term of five years)) by the
17 federal communications commission.

18 (3) The department shall issue one set of special license plates to
19 each resident of this state who has been awarded the Congressional
20 Medal of Honor for use on a passenger vehicle registered to that
21 person. The department shall issue the plate without the payment of
22 any fees.

23 (4) The department may issue for use on only one motor vehicle
24 owned by the qualified applicant special license plates denoting that
25 the recipient of the plate is a survivor of the attack on Pearl Harbor
26 on December 7, 1941, to persons meeting all of the following criteria:

27 (a) Is a resident of this state;

28 (b) Was a member of the United States Armed Forces on December 7,
29 1941;

30 (c) Was on station on December 7, 1941, during the hours of 7:55
31 a.m. to 9:45 a.m. Hawaii time at Pearl Harbor, the island of Oahu, or
32 offshore at a distance not to exceed three miles;

33 (d) Received an honorable discharge from the United States Armed
34 Forces; and

35 (e) Is certified by a Washington state chapter of the Pearl Harbor
36 survivors association as satisfying the qualifications in (c) of this
37 subsection.

38 The department may issue such plates to the surviving spouse of any
39 deceased Pearl Harbor survivor who met the requirements of this

1 subsection. If the surviving spouse remarries, he or she shall return
2 the special plates to the department within fifteen days and apply for
3 regular plates. The surviving spouse must be a resident of this state.

4 The department shall issue these plates upon payment by the
5 applicant of all other license fees, but the department may not set or
6 charge an additional fee for these special license plates under RCW
7 46.16.313.

8 (5) The department shall replace, free of charge, special license
9 plates issued under subsections (3) and (4) of this section if they are
10 lost, stolen, damaged, defaced, or destroyed. Such plates shall remain
11 with the persons upon transfer or other disposition of the vehicle for
12 which they were initially issued, and may be used on another vehicle
13 registered to the recipient in accordance with the provisions of RCW
14 46.16.316(1).

15 **Sec. 11.** RCW 46.16.630 and 1979 ex.s. c 213 s 5 are each amended
16 to read as follows:

17 Application for registration of a moped shall be made to the
18 department of licensing in such manner and upon such forms as the
19 department shall prescribe, and shall state the name and address of
20 each owner of the moped to be registered, the vehicle identification
21 number, and such other information as the department may require, and
22 shall be accompanied by a registration fee of three dollars. Upon
23 receipt of the application and the application fee, the moped shall be
24 registered and a registration number assigned, which shall be affixed
25 to the moped in the manner as provided by rules adopted by the
26 department. The registration provided in this section shall be valid
27 for a period of twelve months.

28 Every owner of a moped in this state shall renew the registration,
29 in such manner as the department shall prescribe, for an additional
30 period of twelve months, upon payment of a renewal fee of three
31 dollars.

32 Any person acquiring a moped already validly registered must,
33 within fifteen days of the acquisition or purchase of the moped, make
34 application to the department for transfer of the registration, and the
35 application shall be accompanied by a transfer fee of one dollar and
36 twenty-five cents.

1 The registration fees provided in this section shall be in lieu of
2 any personal property tax or the vehicle excise tax imposed by chapter
3 82.44 RCW.

4 The department shall, at the time the registration number is
5 assigned, make available a decal or other identifying device to be
6 displayed on the moped. A fee of one dollar and fifty cents shall be
7 charged for the decal or other identifying device.

8 The provisions of RCW 46.01.130 and 46.01.140 shall apply to
9 applications for the issuance of registration numbers or renewals or
10 transfers thereof for mopeds as they do to the issuance of vehicle
11 licenses, the appointment of agents, and the collection of application
12 fees. Except for the fee collected pursuant to RCW 46.01.140, all fees
13 collected under this section shall be deposited in the motor vehicle
14 fund.

15 **Sec. 12.** RCW 88.02.075 and 1986 c 71 s 1 are each amended to read
16 as follows:

17 (1) If a certificate of (~~title~~) ownership, a certificate of
18 registration, or a pair of decals is lost, stolen, mutilated, or
19 destroyed or becomes illegible, the first priority secured party or, if
20 none, the owner or legal representative of the owner named in the
21 certificate, as shown by the records of the department, shall promptly
22 apply for and may obtain a duplicate certificate or replacement decals
23 upon payment of one dollar and twenty-five cents and furnishing
24 information satisfactory to the department.

25 (a) An application for a duplicate certificate of title shall be
26 accompanied by an affidavit of loss or destruction in a form approved
27 by the department and signed by the first secured party or, if none,
28 the owner or legal representative of the owner.

29 (b) An application for a duplicate certificate of registration or
30 replacement decals shall be accompanied by an affidavit of loss or
31 destruction in a form approved by the department and signed by the
32 registered owner or legal representative of the owner.

33 (2) The duplicate certificate of (~~title~~) ownership or
34 registration shall contain the legend, "~~(This is a)~~ duplicate
35 (~~certificate~~).\" It shall be mailed to the first priority secured
36 party named in it or, if none, to the owner.

37 (3) A person recovering an original certificate of (~~title~~)
38 ownership, certificate of registration, or decal for which a duplicate

1 or replacement has been issued shall promptly surrender the original to
2 the department.

3 **Sec. 13.** RCW 46.16.010 and 1996 c 184 s 1 are each amended to read
4 as follows:

5 (1) It is unlawful for a person to operate any vehicle over and
6 along a public highway of this state without first having obtained and
7 having in full force and effect a current and proper vehicle license
8 and display vehicle license number plates therefor as by this chapter
9 provided. Failure to make initial registration before operation on the
10 highways of this state is a misdemeanor, and any person convicted
11 thereof shall be punished by a fine of no less than three hundred
12 thirty dollars, no part of which may be suspended or deferred. Failure
13 to renew an expired registration before operation on the highways of
14 this state is a traffic infraction.

15 (2) The licensing of a vehicle in another state by a resident of
16 this state, as defined in RCW 46.16.028, evading the payment of any tax
17 or license fee imposed in connection with registration, is a gross
18 misdemeanor punishable as follows:

19 (a) For a first offense, up to one year in the county jail and a
20 fine equal to twice the amount of delinquent taxes and fees, no part of
21 which may be suspended or deferred;

22 (b) For a second or subsequent offense, up to one year in the
23 county jail and a fine equal to four times the amount of delinquent
24 taxes and fees, no part of which may be suspended or deferred;

25 (c) For fines levied under (b) of this subsection, an amount equal
26 to the avoided taxes and fees owed shall be deposited in the vehicle
27 licensing fraud account created in the state treasury;

28 (d) The avoided taxes and fees shall be deposited and distributed
29 in the same manner as if the taxes and fees were properly paid in a
30 timely fashion.

31 (3) These provisions shall not apply to farm vehicles as defined in
32 RCW 46.04.181 if operated within a radius of fifteen miles of the farm
33 where principally used or garaged, farm tractors and farm implements
34 including trailers designed as cook or bunk houses used exclusively for
35 animal herding temporarily operating or drawn upon the public highways,
36 and trailers used exclusively to transport farm implements from one
37 farm to another during the daylight hours or at night when such
38 equipment has lights that comply with the law: PROVIDED FURTHER, That

1 these provisions shall not apply to spray or fertilizer applicator rigs
2 designed and used exclusively for spraying or fertilization in the
3 conduct of agricultural operations and not primarily for the purpose of
4 transportation, and nurse rigs or equipment auxiliary to the use of and
5 designed or modified for the fueling, repairing or loading of spray and
6 fertilizer applicator rigs and not used, designed or modified primarily
7 for the purpose of transportation: PROVIDED FURTHER, That these
8 provisions shall not apply to fork lifts operated during daylight hours
9 on public highways adjacent to and within five hundred feet of the
10 warehouses which they serve: PROVIDED FURTHER, That these provisions
11 shall not apply to vehicles used by the state parks and recreation
12 commission exclusively for park maintenance and operations upon public
13 highways within state parks: PROVIDED FURTHER, That these provisions
14 shall not apply to equipment defined as follows:

15 "Special highway construction equipment" is any vehicle which is
16 designed and used primarily for grading of highways, paving of
17 highways, earth moving, and other construction work on highways and
18 which is not designed or used primarily for the transportation of
19 persons or property on a public highway and which is only incidentally
20 operated or moved over the highway. It includes, but is not limited
21 to, road construction and maintenance machinery so designed and used
22 such as portable air compressors, air drills, asphalt spreaders,
23 bituminous mixers, bucket loaders, track laying tractors, ditchers,
24 leveling graders, finishing machines, motor graders, paving mixers,
25 road rollers, scarifiers, earth moving scrapers and carryalls, lighting
26 plants, welders, pumps, power shovels and draglines, self-propelled and
27 tractor-drawn earth moving equipment and machinery, including dump
28 trucks and tractor-dump trailer combinations which either (1) are in
29 excess of the legal width or (2) which, because of their length, height
30 or unladen weight, may not be moved on a public highway without the
31 permit specified in RCW 46.44.090 and which are not operated laden
32 except within the boundaries of the project limits as defined by the
33 contract, and other similar types of construction equipment, or (3)
34 which are driven or moved upon a public highway only for the purpose of
35 crossing such highway from one property to another, provided such
36 movement does not exceed five hundred feet and the vehicle is equipped
37 with wheels or pads which will not damage the roadway surface.

38 Exclusions:

1 "Special highway construction equipment" does not include any of
2 the following:

3 Dump trucks originally designed to comply with the legal size and
4 weight provisions of this code notwithstanding any subsequent
5 modification which would require a permit, as specified in RCW
6 46.44.090, to operate such vehicles on a public highway, including
7 trailers, truck-mounted transit mixers, cranes and shovels, or other
8 vehicles designed for the transportation of persons or property to
9 which machinery has been attached.

10 (4) The following vehicles, whether operated solo or in
11 combination, are exempt from license registration and displaying
12 license plates as required by this chapter:

13 (a) A converter gear used to convert a semitrailer into a trailer
14 or a two-axle truck or tractor into a three or more axle truck or
15 tractor or used in any other manner to increase the number of axles of
16 a vehicle. Converter gear includes an auxiliary axle, booster axle,
17 dolly, and jeep axle.

18 (b) A tow dolly that is used for towing a motor vehicle behind
19 another motor vehicle. The front or rear wheels of the towed vehicle
20 are secured to and rest on the tow dolly that is attached to the towing
21 vehicle by a tow bar.

22 **Sec. 14.** RCW 46.37.010 and 1989 c 178 s 22 are each amended to
23 read as follows:

24 (1) It is a traffic infraction for any person to drive or move or
25 for the owner to cause or knowingly permit to be driven or moved on any
26 highway any vehicle or combination of vehicles which is in such unsafe
27 condition as to endanger any person, or which does not contain those
28 parts or is not at all times equipped with such lamps and other
29 equipment in proper condition and adjustment as required in this
30 chapter or in regulations issued by the chief of the Washington state
31 patrol, or which is equipped in any manner in violation of this chapter
32 or the state patrol's regulations, or for any person to do any act
33 forbidden or fail to perform any act required under this chapter or the
34 state patrol's regulations.

35 (2) Nothing contained in this chapter or the state patrol's
36 regulations shall be construed to prohibit the use of additional parts
37 and accessories on any vehicle not inconsistent with the provisions of
38 this chapter or the state patrol's regulations.

1 (3) The provisions of the chapter and the state patrol's
2 regulations with respect to equipment on vehicles shall not apply to
3 implements of husbandry, road machinery, road rollers, or farm tractors
4 except as herein made applicable.

5 (4) No owner or operator of a farm tractor, self-propelled unit of
6 farm equipment, or implement of husbandry shall be guilty of a crime or
7 subject to penalty for violation of RCW 46.37.160 as now or hereafter
8 amended unless such violation occurs on a public highway.

9 (5) It is a traffic infraction for any person to sell or offer for
10 sale vehicle equipment which is required to be approved by the state
11 patrol as prescribed in RCW 46.37.005 unless it has been approved by
12 the state patrol.

13 (6) The provisions of this chapter with respect to equipment
14 required on vehicles shall not apply to motorcycles or motor-driven
15 cycles except as herein made applicable.

16 (7) This chapter does not apply to vehicles used by the state parks
17 and recreation commission exclusively for park maintenance and
18 operations upon public highways within state parks.

19 (8) Notices of traffic infraction issued to commercial drivers
20 under the provisions of this chapter with respect to equipment required
21 on commercial motor vehicles shall not be considered for driver
22 improvement purposes under chapter 46.20 RCW.

23 ((+8)) (9) Whenever a traffic infraction is chargeable to the
24 owner or lessee of a vehicle under subsection (1) of this section, the
25 driver shall not be arrested or issued a notice of traffic infraction
26 unless the vehicle is registered in a jurisdiction other than
27 Washington state, or unless the infraction is for an offense that is
28 clearly within the responsibility of the driver.

29 ((+9)) (10) Whenever the owner or lessee is issued a notice of
30 traffic infraction under this section the court may, on the request of
31 the owner or lessee, take appropriate steps to make the driver of the
32 vehicle, or any other person who directs the loading, maintenance, or
33 operation of the vehicle, a codefendant. If the codefendant is held
34 solely responsible and is found to have committed the traffic
35 infraction, the court may dismiss the notice against the owner or
36 lessee."

1 **HB 1457** - S COMM AMD
2 By Committee on Transportation

ADOPTED 4/10/97

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4 On page 1, line 2 of the title, after "licensing;" strike the
5 remainder of the title and insert "amending RCW 46.09.070, 46.10.040,
6 46.12.010, 46.12.080, 46.12.170, 46.12.181, 46.16.210, 46.16.220,
7 46.16.305, 46.16.630, 88.02.075, 46.16.010, and 46.37.010; and adding
8 a new section to chapter 46.16 RCW."

--- END ---