

---

HOUSE BILL 2319

---

State of Washington

58th Legislature

2004 Regular Session

By Representatives Wallace, Armstrong, Murray, Campbell, Wood, Jarrett, Morrell, Lovick, Cooper, Sullivan, Kenney, Condotta, Chase and Edwards

Prefiled 12/24/2003. Read first time 01/12/2004. Referred to Committee on Transportation.

1 AN ACT Relating to traffic control signal preemption devices;  
2 amending RCW 46.63.020; adding a new section to chapter 46.61 RCW;  
3 adding a new section to chapter 46.04 RCW; and prescribing penalties.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 46.61 RCW  
6 to read as follows:

7 (1) It is unlawful for any person, other than the owner or operator  
8 of an authorized emergency vehicle or a municipal transit vehicle, to  
9 sell, own, or use a traffic control signal preemption device.

10 (2) Violation of subsection (1) of this section is a gross  
11 misdemeanor.

12 NEW SECTION. **Sec. 2.** A new section is added to chapter 46.04 RCW  
13 to read as follows:

14 "Traffic control signal preemption device" means a device that  
15 interferes with or alters the operation of a traffic control signal.

16 **Sec. 3.** RCW 46.63.020 and 2003 c 33 s 4 are each amended to read  
17 as follows:

1 Failure to perform any act required or the performance of any act  
2 prohibited by this title or an equivalent administrative regulation or  
3 local law, ordinance, regulation, or resolution relating to traffic  
4 including parking, standing, stopping, and pedestrian offenses, is  
5 designated as a traffic infraction and may not be classified as a  
6 criminal offense, except for an offense contained in the following  
7 provisions of this title or a violation of an equivalent administrative  
8 regulation or local law, ordinance, regulation, or resolution:

9 (1) RCW 46.09.120(2) relating to the operation of a nonhighway  
10 vehicle while under the influence of intoxicating liquor or a  
11 controlled substance;

12 (2) RCW 46.09.130 relating to operation of nonhighway vehicles;

13 (3) RCW 46.10.090(2) relating to the operation of a snowmobile  
14 while under the influence of intoxicating liquor or narcotics or habit-  
15 forming drugs or in a manner endangering the person of another;

16 (4) RCW 46.10.130 relating to the operation of snowmobiles;

17 (5) Chapter 46.12 RCW relating to certificates of ownership and  
18 registration and markings indicating that a vehicle has been destroyed  
19 or declared a total loss;

20 (6) RCW 46.16.010 relating to initial registration of motor  
21 vehicles;

22 (7) RCW 46.16.011 relating to permitting unauthorized persons to  
23 drive;

24 (8) RCW 46.16.160 relating to vehicle trip permits;

25 (9) RCW 46.16.381(2) relating to knowingly providing false  
26 information in conjunction with an application for a special placard or  
27 license plate for disabled persons' parking;

28 (10) RCW 46.20.005 relating to driving without a valid driver's  
29 license;

30 (11) RCW 46.20.091 relating to false statements regarding a  
31 driver's license or instruction permit;

32 (12) RCW 46.20.0921 relating to the unlawful possession and use of  
33 a driver's license;

34 (13) RCW 46.20.342 relating to driving with a suspended or revoked  
35 license or status;

36 (14) RCW 46.20.345 relating to the operation of a motor vehicle  
37 with a suspended or revoked license;

1 (15) RCW 46.20.410 relating to the violation of restrictions of an  
2 occupational driver's license;

3 (16) RCW 46.20.740 relating to operation of a motor vehicle without  
4 an ignition interlock device in violation of a license notation that  
5 the device is required;

6 (17) RCW 46.20.750 relating to assisting another person to start a  
7 vehicle equipped with an ignition interlock device;

8 (18) RCW 46.25.170 relating to commercial driver's licenses;

9 (19) Chapter 46.29 RCW relating to financial responsibility;

10 (20) RCW 46.30.040 relating to providing false evidence of  
11 financial responsibility;

12 (21) RCW 46.37.435 relating to wrongful installation of  
13 sunscreening material;

14 (22) RCW 46.37.650 relating to the sale, resale, distribution, or  
15 installation of a previously deployed air bag;

16 (23) RCW 46.44.180 relating to operation of mobile home pilot  
17 vehicles;

18 (24) RCW 46.48.175 relating to the transportation of dangerous  
19 articles;

20 (25) RCW 46.52.010 relating to duty on striking an unattended car  
21 or other property;

22 (26) RCW 46.52.020 relating to duty in case of injury to or death  
23 of a person or damage to an attended vehicle;

24 (27) RCW 46.52.090 relating to reports by repairmen, storagemen,  
25 and appraisers;

26 (28) RCW 46.52.130 relating to confidentiality of the driving  
27 record to be furnished to an insurance company, an employer, and an  
28 alcohol/drug assessment or treatment agency;

29 (29) RCW 46.55.020 relating to engaging in the activities of a  
30 registered tow truck operator without a registration certificate;

31 (30) RCW 46.55.035 relating to prohibited practices by tow truck  
32 operators;

33 (31) RCW 46.61.015 relating to obedience to police officers,  
34 flaggers, or fire fighters;

35 (32) RCW 46.61.020 relating to refusal to give information to or  
36 cooperate with an officer;

37 (33) RCW 46.61.022 relating to failure to stop and give  
38 identification to an officer;

1           (34) RCW 46.61.024 relating to attempting to elude pursuing police  
2 vehicles;

3           (35) Section 1 of this act relating to the sale, ownership, or use  
4 of a traffic control signal preemption device by an unauthorized  
5 person;

6           (36) RCW 46.61.500 relating to reckless driving;

7           ((+36+)) (37) RCW 46.61.502 and 46.61.504 relating to persons under  
8 the influence of intoxicating liquor or drugs;

9           ((+37+)) (38) RCW 46.61.503 relating to a person under age twenty-  
10 one driving a motor vehicle after consuming alcohol;

11           ((+38+)) (39) RCW 46.61.520 relating to vehicular homicide by motor  
12 vehicle;

13           ((+39+)) (40) RCW 46.61.522 relating to vehicular assault;

14           ((+40+)) (41) RCW 46.61.5249 relating to first degree negligent  
15 driving;

16           ((+41+)) (42) RCW 46.61.527(4) relating to reckless endangerment of  
17 roadway workers;

18           ((+42+)) (43) RCW 46.61.530 relating to racing of vehicles on  
19 highways;

20           ((+43+)) (44) RCW 46.61.685 relating to leaving children in an  
21 unattended vehicle with the motor running;

22           ((+44+)) (45) RCW 46.61.740 relating to theft of motor vehicle  
23 fuel;

24           ((+45+)) (46) RCW 46.64.010 relating to unlawful cancellation of or  
25 attempt to cancel a traffic citation;

26           ((+46+)) (47) RCW 46.64.048 relating to attempting, aiding,  
27 abetting, coercing, and committing crimes;

28           ((+47+)) (48) Chapter 46.65 RCW relating to habitual traffic  
29 offenders;

30           ((+48+)) (49) RCW 46.68.010 relating to false statements made to  
31 obtain a refund;

32           ((+49+)) (50) Chapter 46.70 RCW relating to unfair motor vehicle  
33 business practices, except where that chapter provides for the  
34 assessment of monetary penalties of a civil nature;

35           ((+50+)) (51) Chapter 46.72 RCW relating to the transportation of  
36 passengers in for hire vehicles;

37           ((+51+)) (52) RCW 46.72A.060 relating to limousine carrier  
38 insurance;

1       (~~(+52+)~~) (53) RCW 46.72A.070 relating to operation of a limousine  
2 without a vehicle certificate;  
3       (~~(+53+)~~) (54) RCW 46.72A.080 relating to false advertising by a  
4 limousine carrier;  
5       (~~(+54+)~~) (55) Chapter 46.80 RCW relating to motor vehicle wreckers;  
6       (~~(+55+)~~) (56) Chapter 46.82 RCW relating to driver's training  
7 schools;  
8       (~~(+56+)~~) (57) RCW 46.87.260 relating to alteration or forgery of a  
9 cab card, letter of authority, or other temporary authority issued  
10 under chapter 46.87 RCW;  
11       (~~(+57+)~~) (58) RCW 46.87.290 relating to operation of an  
12 unregistered or unlicensed vehicle under chapter 46.87 RCW.

--- END ---