
ENGROSSED SUBSTITUTE SENATE BILL 5583

State of Washington

68th Legislature

2023 Regular Session

By Senate Transportation (originally sponsored by Senators Lias, C. Wilson, Kauffman, Valdez, Lovelett, Lovick, Nguyen, and Nobles)

READ FIRST TIME 02/10/23.

1 AN ACT Relating to improving young driver safety; amending RCW
2 46.20.075, 46.20.100, 46.82.280, 46.20.120, 46.20.055, 46.68.041,
3 43.84.092, and 43.84.092; reenacting and amending RCW 28A.220.020;
4 adding new sections to chapter 46.20 RCW; adding new sections to
5 chapter 46.82 RCW; adding a new section to chapter 28A.220 RCW;
6 adding a new section to chapter 42.56 RCW; providing an effective
7 date; and providing an expiration date.

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

9 NEW SECTION. **Sec. 1.** A new section is added to chapter 46.20
10 RCW to read as follows:

11 Beginning January 1, 2025:

12 (1)(a) To obtain a driver's license under this section, a person
13 at least 18 years of age but under 22 years of age must, in addition
14 to other skills and examination requirements as prescribed by the
15 department, satisfactorily complete one of the following:

16 (i) A driver training education course as defined in RCW
17 28A.220.020; or

18 (ii) A driver training education course as defined by the
19 department and offered by a driver training school licensed under
20 chapter 46.82 RCW.

1 (b) The course offered by a school district or an approved
2 private school must be part of a traffic safety education program
3 authorized by the office of the superintendent of public instruction
4 and certified under chapter 28A.220 RCW. The course offered by a
5 driver training school must meet the standards established by the
6 department under chapter 46.82 RCW.

7 (2) (a) To obtain a driver's license under this section, a person
8 at least 22 years of age but under 25 years of age must, in addition
9 to other skills and examination requirements as prescribed by the
10 department, satisfactorily complete one of the following:

11 (i) A condensed traffic safety education course as defined in RCW
12 28A.220.020 for a course offered by a school district or approved
13 private school;

14 (ii) A condensed traffic safety education course as defined by
15 the department and offered by a driver training school licensed under
16 chapter 46.82 RCW; or

17 (iii) An online, self-paced condensed traffic safety education
18 course as defined by the department and offered by a driver training
19 school licensed under chapter 46.82 RCW. A person that satisfactorily
20 completes an online, self-paced condensed traffic safety education
21 course under this subsection (2) (a) (iii) must complete at least three
22 hours of behind-the-wheel instruction.

23 (b) The course offered by a school district or an approved
24 private school must be part of a traffic safety education program
25 authorized by the office of the superintendent of public instruction
26 and certified under chapter 28A.220 RCW. The course offered by a
27 driver training school and the online, self-paced condensed traffic
28 safety education course must meet the standards established by the
29 department under chapter 46.82 RCW.

30 (3) (a) To meet the traffic safety education requirement for a
31 motorcycle endorsement, the applicant must successfully complete a
32 motorcycle safety education course that meets the standards
33 established by the department.

34 (b) (i) The department may waive the driver training education
35 course requirement for a driver's license under subsection (1) or (2)
36 of this section if the applicant demonstrates to the department's
37 satisfaction that:

38 (A) He or she was unable to take or complete a driver training
39 education course;

1 (B) A need exists for the applicant to operate a motor vehicle;
2 and

3 (C) He or she has the ability to operate a motor vehicle in such
4 a manner as not to jeopardize the safety of persons or property.

5 (ii) The department may adopt rules to implement this subsection
6 (3)(b) in concert with the supervisor of the traffic safety education
7 section of the office of the superintendent of public instruction.

8 (4) The department may waive the driver training education course
9 requirement if the applicant was licensed to drive a motor vehicle or
10 motorcycle from a reciprocal jurisdiction outside this state or
11 provides proof that they have had education, from a reciprocal
12 jurisdiction, equivalent to that required under this section.

13 **Sec. 2.** RCW 46.20.075 and 2011 c 60 s 44 are each amended to
14 read as follows:

15 (1) An intermediate license authorizes the holder to drive a
16 motor vehicle under the conditions specified in this section. An
17 applicant for an intermediate license must be at least (~~sixteen~~) 16
18 years of age and:

19 (a) Have possessed a valid instruction permit for a period of not
20 less than six months;

21 (b) Have passed a driver licensing examination administered by
22 the department;

23 (c) Have passed a course of driver's education in accordance with
24 the standards established in RCW 46.20.100;

25 (d) Present certification by his or her parent, guardian, or
26 employer to the department stating (i) that the applicant has had at
27 least (~~fifty~~) 50 hours of driving experience, (~~ten~~) 10 of which
28 were at night, during which the driver was supervised by a person at
29 least (~~twenty-one~~) 21 years of age who has had a valid driver's
30 license for at least three years, and (ii) that the applicant has not
31 been issued a notice of traffic infraction or cited for a traffic
32 violation that is pending at the time of the application for the
33 intermediate license;

34 (e) Not have been convicted of or found to have committed a
35 traffic violation within the last six months before the application
36 for the intermediate license; and

37 (f) Not have been adjudicated for an offense involving the use of
38 alcohol or drugs during the period the applicant held an instruction
39 permit.

1 (2) For the first six months after the issuance of an
2 intermediate license or until the holder reaches (~~eighteen~~) 18
3 years of age, whichever occurs first, the holder of the license may
4 not operate a motor vehicle that is carrying any passengers under the
5 age of (~~twenty~~) 20 who are not members of the holder's immediate
6 family as defined in RCW 42.17A.005. For the remaining period of the
7 intermediate license, the holder may not operate a motor vehicle that
8 is carrying more than three passengers who are under the age of
9 (~~twenty~~) 20 who are not members of the holder's immediate family.

10 (3) The holder of an intermediate license may not operate a motor
11 vehicle between the hours of 1 a.m. and 5 a.m. except (a) when the
12 holder is accompanied by (~~a parent, guardian, or~~) a licensed driver
13 who is at least (~~twenty-five~~) 25 years of age, or (b) for school,
14 religious, or employment activities for the holder or a member of the
15 holder's immediate family as defined in RCW 42.17A.005.

16 (4) The holder of an intermediate license may not operate a
17 moving motor vehicle while using a wireless communications device
18 unless the holder is using the device to report illegal activity,
19 summon medical or other emergency help, or prevent injury to a person
20 or property.

21 (5) It is a traffic infraction for the holder of an intermediate
22 license to operate a motor vehicle in violation of the restrictions
23 imposed under this section.

24 (6) Except for a violation of subsection (4) of this section,
25 enforcement of this section by law enforcement officers may be
26 accomplished only as a secondary action when a driver of a motor
27 vehicle has been detained for a suspected violation of this title or
28 an equivalent local ordinance or some other offense.

29 (7) An intermediate licensee may drive at any hour without
30 restrictions on the number of passengers in the vehicle if necessary
31 for agricultural purposes.

32 (8) An intermediate licensee may drive at any hour without
33 restrictions on the number of passengers in the vehicle if, for the
34 (~~twelve-month~~) 12-month period following the issuance of the
35 intermediate license, he or she:

36 (a) Has not been involved in an accident involving only one motor
37 vehicle;

38 (b) Has not been involved in an accident where he or she was
39 cited in connection with the accident or was found to have caused the
40 accident;

1 (c) Has not been involved in an accident where no one was cited
2 or was found to have caused the accident; and

3 (d) Has not been convicted of or found to have committed a
4 traffic offense described in chapter 46.61 RCW or violated
5 restrictions placed on an intermediate licensee under this section.

6 **Sec. 3.** RCW 46.20.100 and 2017 c 197 s 7 are each amended to
7 read as follows:

8 (1) **Application.** The application of a person under the age of
9 (~~eighteen~~) 18 years for a driver's license or a motorcycle
10 endorsement must be signed by a parent or guardian with custody of
11 the minor. If the person under the age of (~~eighteen~~) 18 has no
12 father, mother, or guardian, then the application must be signed by
13 the minor's employer.

14 (2) **Traffic safety education requirement.** For a person under the
15 age of (~~eighteen~~) 18 years to obtain a driver's license, he or she
16 must meet the traffic safety education requirements of this
17 subsection.

18 (a) To meet the traffic safety education requirement for a
19 driver's license, the applicant must satisfactorily complete a driver
20 training education course as defined in RCW 28A.220.020 for a course
21 offered by a school district or approved private school, or as
22 defined by the department of licensing for a course offered by a
23 driver training school licensed under chapter 46.82 RCW. The course
24 offered by a school district or an approved private school must be
25 part of a traffic safety education program authorized by the office
26 of the superintendent of public instruction and certified under
27 chapter 28A.220 RCW. The course offered by a driver training school
28 must meet the standards established by the department of licensing
29 under chapter 46.82 RCW. The driver training education course may be
30 provided by:

31 (i) A secondary school within a school district or approved
32 private school that establishes and maintains an approved and
33 certified traffic safety education program under chapter 28A.220 RCW;
34 or

35 (ii) A driver training school licensed under chapter 46.82 RCW
36 that is annually approved by the department of licensing.

37 (b) To meet the traffic safety education requirement for a
38 motorcycle endorsement, the applicant must successfully complete a

1 motorcycle safety education course that meets the standards
2 established by the department of licensing.

3 (c) The department may waive the driver training education course
4 requirement for a driver's license if the applicant demonstrates to
5 the department's satisfaction that:

6 (i) He or she was unable to take or complete a driver training
7 education course;

8 (ii) A need exists for the applicant to operate a motor vehicle;
9 and

10 (iii) He or she has the ability to operate a motor vehicle in
11 such a manner as not to jeopardize the safety of persons or property.
12 The department may adopt rules to implement this subsection (2)(c) in
13 concert with the supervisor of the traffic safety education section
14 of the office of the superintendent of public instruction.

15 (d) The department may waive the driver training education course
16 requirement if the applicant was licensed to drive a motor vehicle or
17 motorcycle from a reciprocal jurisdiction outside this state (~~and~~)
18 or provides proof that he or she has had education equivalent, from a
19 reciprocal jurisdiction, to that required under this subsection.

20 **Sec. 4.** RCW 46.82.280 and 2017 c 197 s 8 are each amended to
21 read as follows:

22 The definitions in this section apply throughout this chapter
23 unless the context clearly requires otherwise.

24 (1) "Behind-the-wheel instruction" means instruction in an
25 approved driver training school instruction vehicle according to and
26 inclusive of the required curriculum. Behind-the-wheel instruction is
27 characterized by driving experience.

28 (2) "Classroom" means a space dedicated to and used exclusively
29 by a driver training instructor for the instruction of students. With
30 prior department approval, a branch office classroom may be located
31 within alternative facilities, such as a public or private library,
32 school, community college, college or university, or a business
33 training facility.

34 (3) "Classroom instruction" means that portion of a traffic
35 safety education course that is characterized by in-person
36 classroom-based student instruction or virtual classroom-based
37 student instruction with a live instructor using the required
38 curriculum conducted by or under the direct supervision of a licensed
39 instructor or licensed instructors. Classroom instruction may include

1 self-paced, online components as authorized and certified by the
2 department of licensing.

3 (4) "Condensed traffic safety education course" means a course of
4 instruction in traffic safety education, intended for novice drivers
5 between 22 and 25 years of age, approved and licensed by the
6 department of licensing that consists of at least eight hours of
7 classroom instruction and three hours of behind-the-wheel instruction
8 that follows the approved curriculum as determined in rule.

9 (5) "Director" means the director of the department of licensing
10 of the state of Washington.

11 ~~((5))~~ (6) "Driver training education course" means a course of
12 instruction in traffic safety education approved and licensed by the
13 department of licensing that consists of classroom and behind-the-
14 wheel instruction that follows the approved curriculum.

15 ~~((6))~~ (7) "Driver training school" means a commercial driver
16 training school engaged in the business of giving instruction, for a
17 fee, in the operation of automobiles.

18 ~~((7))~~ (8) "Enrollment" means the collecting of a fee or the
19 signing of a contract for a driver training education course.
20 "Enrollment" does not include the collecting of names and contact
21 information for enrolling students once a driver training school is
22 licensed to instruct.

23 ~~((8))~~ (9) "Fraudulent practices" means any conduct or
24 representation on the part of a driver training school owner or
25 instructor including:

26 (a) Inducing anyone to believe, or to give the impression, that a
27 license to operate a motor vehicle or any other license granted by
28 the director may be obtained by any means other than those prescribed
29 by law, or furnishing or obtaining the same by illegal or improper
30 means, or requesting, accepting, or collecting money for such
31 purposes;

32 (b) Operating a driver training school without a license,
33 providing instruction without an instructor's license, verifying
34 enrollment prior to being licensed, misleading or false statements on
35 applications for a commercial driver training school license or
36 instructor's license or on any required records or supporting
37 documentation;

38 (c) Failing to fully document and maintain all required driver
39 training school records of instruction, school operation, and
40 instructor training;

1 (d) Issuing a driver training course certificate without
2 requiring completion of the necessary behind-the-wheel and classroom
3 instruction.

4 (~~(9)~~) (10) "Instructor" means any person employed by or
5 otherwise associated with a driver training school to instruct
6 persons in the operation of an automobile.

7 (~~(10)~~) (11) "Owner" means an individual, partnership,
8 corporation, association, or other person or group that holds a
9 substantial interest in a driver training school.

10 (~~(11)~~) (12) "Person" means any individual, firm, corporation,
11 partnership, or association.

12 (~~(12)~~) (13) "Place of business" means a designated location at
13 which the business of a driver training school is transacted or its
14 records are kept.

15 (~~(13)~~) (14) "Student" means any person enrolled in an approved
16 driver training course.

17 (~~(14)~~) (15) "Substantial interest holder" means a person who
18 has actual or potential influence over the management or operation of
19 any driver training school. Evidence of substantial interest
20 includes, but is not limited to, one or more of the following:

21 (a) Directly or indirectly owning, operating, managing, or
22 controlling a driver training school or any part of a driver training
23 school;

24 (b) Directly or indirectly profiting from or assuming liability
25 for debts of a driver training school;

26 (c) Is an officer or director of a driver training school;

27 (d) Owning (~~(ten)~~) 10 percent or more of any class of stock in a
28 privately or closely held corporate driver training school, or five
29 percent or more of any class of stock in a publicly traded corporate
30 driver training school;

31 (e) Furnishing (~~(ten)~~) 10 percent or more of the capital, whether
32 in cash, goods, or services, for the operation of a driver training
33 school during any calendar year; or

34 (f) Directly or indirectly receiving a salary, commission,
35 royalties, or other form of compensation from the activity in which a
36 driver training school is or seeks to be engaged.

37 **Sec. 5.** RCW 28A.220.020 and 2017 c 197 s 2 are each reenacted
38 and amended to read as follows:

1 The definitions in this section apply throughout this chapter
2 unless the context clearly requires otherwise.

3 (1) "Appropriate course delivery standards" means the classroom
4 and behind-the-wheel student learning experiences considered
5 acceptable to the superintendent of public instruction under RCW
6 28A.220.030 that must be satisfactorily accomplished by the student
7 in order to successfully complete the driver training education
8 course.

9 (2) "Approved private school" means a private school approved by
10 the board of education under chapter 28A.195 RCW.

11 (3) "Condensed traffic safety education course" means a course of
12 instruction in traffic safety education, intended for novice drivers
13 between 22 and 25 years of age, authorized by the superintendent of
14 public instruction and licensed by the department of licensing that
15 consists of at least eight hours of classroom instruction and three
16 hours of behind-the-wheel instruction that follows the approved
17 curriculum as determined in rule.

18 (4) "Director" means the director of the department of licensing.

19 ((+4)) (5) "Driver training education course" means a course of
20 instruction in traffic safety education (a) offered as part of a
21 traffic safety education program authorized by the superintendent of
22 public instruction and certified by the department of licensing and
23 (b) taught by a qualified teacher of driver training education that
24 consists of classroom and behind-the-wheel instruction using
25 curriculum that meets joint superintendent of public instruction and
26 department of licensing standards and the course requirements
27 established by the superintendent of public instruction under RCW
28 28A.220.030. Behind-the-wheel instruction is characterized by driving
29 experience.

30 ((+5)) (6) "Qualified teacher of driver training education"
31 means an instructor who:

32 (a) Is certificated under chapter 28A.410 RCW and has obtained a
33 traffic safety endorsement or a letter of approval to teach traffic
34 safety education from the superintendent of public instruction or is
35 certificated by the superintendent of public instruction to teach a
36 driver training education course; or

37 (b) Is an instructor provided by a driver training school that
38 has contracted with a school district's or districts' board of
39 directors under RCW 28A.220.030(3) to teach driver education for the
40 school district.

1 (~~(6)~~) (7) "Superintendent" or "state superintendent" means the
2 superintendent of public instruction.

3 (~~(7)~~) (8) "Traffic safety education program" means the
4 administration and provision of driver training education courses
5 offered by secondary schools of a school district or vocational-
6 technical schools that are conducted by such schools in a like manner
7 to their other regular courses.

8 NEW SECTION. **Sec. 6.** A new section is added to chapter 46.82
9 RCW to read as follows:

10 (1) The department must publish on its website an interactive map
11 of all driver training education course providers and providers of a
12 traffic safety education program as defined in RCW 28A.220.020,
13 including driver, motorcyclist, and commercial driver training and
14 testing providers certified by the department. The interactive map,
15 at a minimum, must provide training and testing provider names,
16 locations, contact information, course and program pricing, and
17 services offered by language.

18 (2) Each driving training education course and traffic safety
19 education program provider must report course and program pricing to
20 the department on an annual basis.

21 NEW SECTION. **Sec. 7.** A new section is added to chapter 46.82
22 RCW to read as follows:

23 (1) Beginning January 1, 2025, and subject to the availability of
24 funds appropriated in the omnibus transportation appropriations act
25 for this specific purpose, the department must establish a program to
26 provide vouchers to cover the average cost of driver training
27 education courses for novice drivers who reside in low-income
28 households.

29 (2) In consultation with the Washington traffic safety
30 commission, the department shall adopt rules establishing eligibility
31 criteria and application and award procedures, and any other
32 necessary rules, for implementing this section.

33 (3) An applicant who has previously received financial support to
34 complete a driver training program under RCW 74.13.338(2)(b) or
35 49.04.290 is deemed ineligible for a voucher under this section.

36 (4) A driver training school may not increase driver training
37 education course costs or fees to offset any voucher amounts provided
38 by school applicants.

1 (5) By January 1, 2024, the department shall provide to the
2 appropriate committees of the legislature an implementation plan for
3 the voucher program. On a biennial basis beginning June 30, 2026, the
4 department shall report to the appropriate committees of the
5 legislature the following:

6 (a) The income criteria used to determine voucher awards for
7 driver training education courses;

8 (b) The number of applicants for driver training education
9 vouchers annually by county;

10 (c) The number of vouchers awarded annually by county;

11 (d) The number of vouchers redeemed annually by county;

12 (e) The dollar amount of vouchers redeemed annually by county;
13 and

14 (f) The community average income of voucher recipients during the
15 reporting period.

16 (6) For the purposes of this section, "novice driver" means a
17 person who has not previously obtained a license to drive a motor
18 vehicle.

19 NEW SECTION. **Sec. 8.** A new section is added to chapter 28A.220
20 RCW to read as follows:

21 (1) Beginning January 1, 2025, and subject to the availability of
22 funds appropriated in the omnibus transportation appropriations act
23 for this specific purpose, the superintendent of public instruction,
24 in collaboration with the department of licensing, must establish a
25 grant program to allow schools to initiate or reinstate traffic
26 safety education programs as part of their course offerings.

27 (2) In consultation with the department of licensing, the
28 superintendent shall adopt rules establishing eligibility criteria,
29 and the grant application and award procedures, for implementing this
30 section. The eligibility criteria must prioritize school districts in
31 overburdened communities as defined in RCW 70A.02.010 and school
32 districts with above average concentrations of students eligible for
33 free or reduced-price lunches.

34 (3) By January 1, 2024, the superintendent, in collaboration with
35 the department of licensing, shall provide to the appropriate
36 committees of the legislature an implementation plan for the grant
37 program. On a biennial basis beginning June 30, 2026, the
38 superintendent, with assistance of the department of licensing, shall

1 report to the appropriate committees of the legislature on the
2 following:

3 (a) The grant amounts provided to each school district or school;

4 (b) The number of school districts or schools offering traffic
5 safety education programs;

6 (c) The number of students receiving traffic safety instruction
7 in those programs;

8 (d) The number of students eligible for free or reduced-price
9 lunch receiving traffic safety instruction in those programs; and

10 (e) An assessment of the equity impacts in overburdened
11 communities resulting from this section.

12 NEW SECTION. **Sec. 9.** A new section is added to chapter 42.56
13 RCW to read as follows:

14 Any recipient income data collected by the department of
15 licensing as part of the driver training education course voucher
16 program established under section 7 of this act is exempt from
17 disclosure under this chapter.

18 **Sec. 10.** RCW 46.20.120 and 2021 c 158 s 6 are each amended to
19 read as follows:

20 An applicant for a new or renewed driver's license must
21 successfully pass a driver licensing examination to qualify for a
22 driver's license. The department must ensure that examinations are
23 given at places and times reasonably available to the people of this
24 state. If the department does not administer driver licensing
25 examinations as a routine part of its licensing services within a
26 department region because adequate testing sites are provided by
27 driver training schools or school districts within that region, the
28 department shall, at a minimum, administer driver licensing
29 examinations by appointment to applicants (~~(eighteen)~~) 18 years of
30 age and older in at least one licensing office within that region.

31 (1) **Waiver.** The department may waive:

32 (a) All or any part of the examination of any person applying for
33 the renewal of a driver's license unless the department determines
34 that the applicant is not qualified to hold a driver's license under
35 this title; or

36 (b) All or any part of the examination involving operating a
37 motor vehicle if the applicant:

1 (i) Surrenders a valid driver's license issued by the person's
2 previous home state; or

3 (ii) Provides for verification a valid driver's license issued by
4 a foreign driver licensing jurisdiction with which the department has
5 an informal agreement under RCW 46.20.125; and

6 (iii) Is otherwise qualified to be licensed.

7 (2) **Fee.** (~~Each~~) Prior to October 1, 2023, each applicant for a
8 new license must pay an examination fee of (~~thirty-five dollars~~)
9 \$35. On or after October 1, 2023, each applicant for a new license
10 must pay an examination fee of \$51.

11 (a) The examination fee is in addition to the fee charged for
12 issuance of the license.

13 (b) "New license" means a license issued to a driver:

14 (i) Who has not been previously licensed in this state; or

15 (ii) Whose last previous Washington license has been expired for
16 more than eight years.

17 (3) An application for driver's license renewal may be submitted
18 by means of:

19 (a) Personal appearance before the department;

20 (b) Mail or electronic commerce, if permitted by rule of the
21 department and if the applicant did not renew the license by mail or
22 by electronic commerce when it last expired; or

23 (c) From January 1, 2022, to June 30, 2024, electronic commerce,
24 if permitted by rule of the department.

25 (4) A person whose license expired or will expire while the
26 licensee is living outside the state, may:

27 (a) Apply to the department to extend the validity of the license
28 for no more than (~~twelve~~) 12 months. If the person establishes to
29 the department's satisfaction that the licensee is unable to return
30 to Washington before the date the license expires, the department
31 shall extend the person's license. The department may grant
32 consecutive extensions, but in no event may the cumulative total of
33 extensions exceed (~~twelve~~) 12 months. An extension granted under
34 this section does not change the expiration date of the license for
35 purposes of RCW 46.20.181. The department shall charge a fee of five
36 dollars for each license extension;

37 (b) Apply to the department to renew the license by mail or, if
38 permitted by rule of the department, by electronic commerce even if
39 subsection (3)(b) of this section would not otherwise allow renewal
40 by that means. If the person establishes to the department's

1 satisfaction that the licensee is unable to return to Washington
2 within (~~twelve~~) 12 months of the date that the license expires, the
3 department shall renew the person's license by mail or, if permitted
4 by rule of the department, by electronic commerce.

5 (5) (a) If a qualified person submits an application for renewal
6 under subsection (3) (b) or (c) or (4) (b) of this section, the
7 applicant is not required to pass an examination and only needs to
8 provide an updated photograph:

9 (i) At least every 16 years, except that persons under 30 must
10 provide an updated photograph every eight years; and

11 (ii) Beginning January 1, 2023, persons renewing through
12 electronic commerce must provide an updated photograph in a form and
13 manner approved by the department with each renewal unless they are
14 unable to provide a photograph that meets the department's
15 requirements and the most recent photograph on file with the
16 department is not more than 10 years old at the time of renewal.

17 (b) A license renewed by mail or by electronic commerce that does
18 not include a photograph of the licensee must be labeled "not valid
19 for identification purposes."

20 (6) Driver training schools licensed by the department under
21 chapter 46.82 RCW may administer the portions of the driver licensing
22 examination that test the applicant's knowledge of traffic laws and
23 ability to safely operate a motor vehicle.

24 (7) School districts that offer a traffic safety education
25 program under chapter 28A.220 RCW may administer the portions of the
26 driver licensing examination that test the applicant's knowledge of
27 traffic laws and ability to safely operate a motor vehicle.

28 **Sec. 11.** RCW 46.20.055 and 2021 c 158 s 3 are each amended to
29 read as follows:

30 (1) **Driver's instruction permit.** The department may issue a
31 driver's instruction permit online or in person with or without a
32 photograph to an applicant who has successfully passed all parts of
33 the examination other than the driving test, provided the information
34 required by RCW 46.20.091, paid an application fee of (~~twenty-five~~
35 ~~dollars~~) \$25 prior to October 1, 2023, and \$37 on or after October
36 1, 2023, and meets the following requirements:

37 (a) Is at least (~~fifteen and one-half~~) 15.5 years of age; or

38 (b) Is at least (~~fifteen~~) 15 years of age and:

39 (i) Has submitted a proper application; and

1 (ii) Is enrolled in a driver training education course offered as
2 part of a traffic safety education program authorized by the office
3 of the superintendent of public instruction and certified under
4 chapter 28A.220 RCW or offered by a driver training school licensed
5 and inspected by the department of licensing under chapter 46.82 RCW,
6 that includes practice driving.

7 (2) **Waiver of written examination for instruction permit.** The
8 department may waive the written examination, if, at the time of
9 application, an applicant is enrolled in a driver training education
10 course or condensed traffic safety education course as defined in RCW
11 46.82.280 or 28A.220.020.

12 The department may require proof of registration in such a course
13 as it deems necessary.

14 (3) **Effect of instruction permit.** A person holding a driver's
15 instruction permit may drive a motor vehicle, other than a
16 motorcycle, upon the public highways if:

17 (a) The person has immediate possession of the permit;

18 (b) The person is not using a wireless communications device,
19 unless the person is using the device to report illegal activity,
20 summon medical or other emergency help, or prevent injury to a person
21 or property; and

22 (c) A driver training education course instructor who meets the
23 qualifications of chapter 46.82 or 28A.220 RCW, or a licensed driver
24 with at least five years of driving experience, occupies the seat
25 beside the driver.

26 (4) **Term of instruction permit.** A driver's instruction permit is
27 valid for one year from the date of issue.

28 (a) The department may issue one additional one-year permit.

29 (b) The department may issue a third driver's permit if it finds
30 after an investigation that the permittee is diligently seeking to
31 improve driving proficiency.

32 (c) A person applying for an additional instruction permit must
33 submit the application to the department and pay an application fee
34 of (~~twenty-five dollars~~) \$25 for each issuance.

35 **Sec. 12.** RCW 46.68.041 and 2022 c 182 s 210 are each amended to
36 read as follows:

37 (1) Except as provided in subsections (2) (~~and (3)~~) through (4)
38 of this section, the department must forward all funds accruing under
39 the provisions of chapter 46.20 RCW together with a proper

1 identifying, detailed report to the state treasurer who must deposit
2 such moneys to the credit of the highway safety fund.

3 (2) Fifty-six percent of each fee collected by the department
4 under RCW 46.20.311 (1)(e)(ii), (2)(b)(ii), and (3)(b) must be
5 deposited in the impaired driving safety account.

6 (3) Fifty percent of the revenue from the fees imposed under RCW
7 46.20.200(2) must be deposited in the move ahead WA flexible account
8 created in RCW 46.68.520.

9 (4)(a) Beginning October 1, 2023, \$16 of the driver's examination
10 fee imposed under RCW 46.20.120(2) must be deposited into the
11 driver's education safety improvement account created in section 13
12 of this act.

13 (b) Beginning October 1, 2023, \$12 of the driver's instruction
14 permit application fee imposed under RCW 46.20.055(1) must be
15 deposited into the driver's education safety improvement account
16 created in section 13 of this act.

17 NEW SECTION. Sec. 13. A new section is added to chapter 46.20
18 RCW to read as follows:

19 The driver's education safety improvement account is created in
20 the state treasury. A portion of the driver's examination fee imposed
21 under RCW 46.20.120 and a portion of the driver's instruction permit
22 application fee imposed under RCW 46.20.055 must be deposited in the
23 account. The account may also receive a portion of the revenue from
24 traffic infraction fines as designated by the legislature. Moneys in
25 the account may be spent only after appropriation. Expenditures from
26 the account may only be used for expanding and improving driver's
27 education programs and activities. On a biennial basis, the
28 legislature intends to spend 50 percent of the amount available in
29 the account on the driver training education course voucher program
30 established in section 7 of this act and the remaining 50 percent on
31 the traffic safety education grant program established in section 8
32 of this act.

33 **Sec. 14.** RCW 43.84.092 and 2022 c 182 s 403 are each amended to
34 read as follows:

35 (1) All earnings of investments of surplus balances in the state
36 treasury shall be deposited to the treasury income account, which
37 account is hereby established in the state treasury.

1 (2) The treasury income account shall be utilized to pay or
2 receive funds associated with federal programs as required by the
3 federal cash management improvement act of 1990. The treasury income
4 account is subject in all respects to chapter 43.88 RCW, but no
5 appropriation is required for refunds or allocations of interest
6 earnings required by the cash management improvement act. Refunds of
7 interest to the federal treasury required under the cash management
8 improvement act fall under RCW 43.88.180 and shall not require
9 appropriation. The office of financial management shall determine the
10 amounts due to or from the federal government pursuant to the cash
11 management improvement act. The office of financial management may
12 direct transfers of funds between accounts as deemed necessary to
13 implement the provisions of the cash management improvement act, and
14 this subsection. Refunds or allocations shall occur prior to the
15 distributions of earnings set forth in subsection (4) of this
16 section.

17 (3) Except for the provisions of RCW 43.84.160, the treasury
18 income account may be utilized for the payment of purchased banking
19 services on behalf of treasury funds including, but not limited to,
20 depository, safekeeping, and disbursement functions for the state
21 treasury and affected state agencies. The treasury income account is
22 subject in all respects to chapter 43.88 RCW, but no appropriation is
23 required for payments to financial institutions. Payments shall occur
24 prior to distribution of earnings set forth in subsection (4) of this
25 section.

26 (4) Monthly, the state treasurer shall distribute the earnings
27 credited to the treasury income account. The state treasurer shall
28 credit the general fund with all the earnings credited to the
29 treasury income account except:

30 (a) The following accounts and funds shall receive their
31 proportionate share of earnings based upon each account's and fund's
32 average daily balance for the period: The abandoned recreational
33 vehicle disposal account, the aeronautics account, the Alaskan Way
34 viaduct replacement project account, the ambulance transport fund,
35 the brownfield redevelopment trust fund account, the budget
36 stabilization account, the capital vessel replacement account, the
37 capitol building construction account, the Central Washington
38 University capital projects account, the charitable, educational,
39 penal and reformatory institutions account, the Chehalis basin
40 account, the Chehalis basin taxable account, the cleanup settlement

1 account, the climate active transportation account, the climate
2 transit programs account, the Columbia river basin water supply
3 development account, the Columbia river basin taxable bond water
4 supply development account, the Columbia river basin water supply
5 revenue recovery account, the common school construction fund, the
6 community forest trust account, the connecting Washington account,
7 the county arterial preservation account, the county criminal justice
8 assistance account, the deferred compensation administrative account,
9 the deferred compensation principal account, the department of
10 licensing services account, the department of retirement systems
11 expense account, the developmental disabilities community services
12 account, the diesel idle reduction account, the drinking water
13 assistance account, the administrative subaccount of the drinking
14 water assistance account, the driver's education safety improvement
15 account, the early learning facilities development account, the early
16 learning facilities revolving account, the Eastern Washington
17 University capital projects account, the education construction fund,
18 the education legacy trust account, the election account, the
19 electric vehicle account, the energy freedom account, the energy
20 recovery act account, the essential rail assistance account, The
21 Evergreen State College capital projects account, the fair start for
22 kids account, the ferry bond retirement fund, the fish, wildlife, and
23 conservation account, the freight mobility investment account, the
24 freight mobility multimodal account, the grade crossing protective
25 fund, the public health services account, the state higher education
26 construction account, the higher education construction account, the
27 higher education retirement plan supplemental benefit fund, the
28 highway bond retirement fund, the highway infrastructure account, the
29 highway safety fund, the hospital safety net assessment fund, the
30 Interstate 405 and state route number 167 express toll lanes account,
31 the judges' retirement account, the judicial retirement
32 administrative account, the judicial retirement principal account,
33 the limited fish and wildlife account, the local leasehold excise tax
34 account, the local real estate excise tax account, the local sales
35 and use tax account, the marine resources stewardship trust account,
36 the medical aid account, the money-purchase retirement savings
37 administrative account, the money-purchase retirement savings
38 principal account, the motor vehicle fund, the motorcycle safety
39 education account, the move ahead WA account, the move ahead WA
40 flexible account, the multimodal transportation account, the multiuse

1 roadway safety account, the municipal criminal justice assistance
2 account, the oyster reserve land account, the pension funding
3 stabilization account, the perpetual surveillance and maintenance
4 account, the pilotage account, the pollution liability insurance
5 agency underground storage tank revolving account, the public
6 employees' retirement system plan 1 account, the public employees'
7 retirement system combined plan 2 and plan 3 account, the public
8 facilities construction loan revolving account, the public health
9 supplemental account, the public works assistance account, the Puget
10 Sound capital construction account, the Puget Sound ferry operations
11 account, the Puget Sound Gateway facility account, the Puget Sound
12 taxpayer accountability account, the real estate appraiser commission
13 account, the recreational vehicle account, the regional mobility
14 grant program account, the resource management cost account, the
15 rural arterial trust account, the rural mobility grant program
16 account, the rural Washington loan fund, the sexual assault
17 prevention and response account, the site closure account, the
18 skilled nursing facility safety net trust fund, the small city
19 pavement and sidewalk account, the special category C account, the
20 special wildlife account, the state investment board expense account,
21 the state investment board commingled trust fund accounts, the state
22 patrol highway account, the state reclamation revolving account, the
23 state route number 520 civil penalties account, the state route
24 number 520 corridor account, the statewide broadband account, the
25 statewide tourism marketing account, the supplemental pension
26 account, the Tacoma Narrows toll bridge account, the teachers'
27 retirement system plan 1 account, the teachers' retirement system
28 combined plan 2 and plan 3 account, the tobacco prevention and
29 control account, the tobacco settlement account, the toll facility
30 bond retirement account, the transportation 2003 account (nickel
31 account), the transportation equipment fund, the transportation
32 future funding program account, the transportation improvement
33 account, the transportation improvement board bond retirement
34 account, the transportation infrastructure account, the
35 transportation partnership account, the traumatic brain injury
36 account, the University of Washington bond retirement fund, the
37 University of Washington building account, the voluntary cleanup
38 account, the volunteer firefighters' and reserve officers' relief and
39 pension principal fund, the volunteer firefighters' and reserve
40 officers' administrative fund, the vulnerable roadway user education

1 account, the Washington judicial retirement system account, the
2 Washington law enforcement officers' and firefighters' system plan 1
3 retirement account, the Washington law enforcement officers' and
4 firefighters' system plan 2 retirement account, the Washington public
5 safety employees' plan 2 retirement account, the Washington school
6 employees' retirement system combined plan 2 and 3 account, the
7 Washington state patrol retirement account, the Washington State
8 University building account, the Washington State University bond
9 retirement fund, the water pollution control revolving administration
10 account, the water pollution control revolving fund, the Western
11 Washington University capital projects account, the Yakima integrated
12 plan implementation account, the Yakima integrated plan
13 implementation revenue recovery account, and the Yakima integrated
14 plan implementation taxable bond account. Earnings derived from
15 investing balances of the agricultural permanent fund, the normal
16 school permanent fund, the permanent common school fund, the
17 scientific permanent fund, and the state university permanent fund
18 shall be allocated to their respective beneficiary accounts.

19 (b) Any state agency that has independent authority over accounts
20 or funds not statutorily required to be held in the state treasury
21 that deposits funds into a fund or account in the state treasury
22 pursuant to an agreement with the office of the state treasurer shall
23 receive its proportionate share of earnings based upon each account's
24 or fund's average daily balance for the period.

25 (5) In conformance with Article II, section 37 of the state
26 Constitution, no treasury accounts or funds shall be allocated
27 earnings without the specific affirmative directive of this section.

28 **Sec. 15.** RCW 43.84.092 and 2022 c 182 s 404 are each amended to
29 read as follows:

30 (1) All earnings of investments of surplus balances in the state
31 treasury shall be deposited to the treasury income account, which
32 account is hereby established in the state treasury.

33 (2) The treasury income account shall be utilized to pay or
34 receive funds associated with federal programs as required by the
35 federal cash management improvement act of 1990. The treasury income
36 account is subject in all respects to chapter 43.88 RCW, but no
37 appropriation is required for refunds or allocations of interest
38 earnings required by the cash management improvement act. Refunds of
39 interest to the federal treasury required under the cash management

1 improvement act fall under RCW 43.88.180 and shall not require
2 appropriation. The office of financial management shall determine the
3 amounts due to or from the federal government pursuant to the cash
4 management improvement act. The office of financial management may
5 direct transfers of funds between accounts as deemed necessary to
6 implement the provisions of the cash management improvement act, and
7 this subsection. Refunds or allocations shall occur prior to the
8 distributions of earnings set forth in subsection (4) of this
9 section.

10 (3) Except for the provisions of RCW 43.84.160, the treasury
11 income account may be utilized for the payment of purchased banking
12 services on behalf of treasury funds including, but not limited to,
13 depository, safekeeping, and disbursement functions for the state
14 treasury and affected state agencies. The treasury income account is
15 subject in all respects to chapter 43.88 RCW, but no appropriation is
16 required for payments to financial institutions. Payments shall occur
17 prior to distribution of earnings set forth in subsection (4) of this
18 section.

19 (4) Monthly, the state treasurer shall distribute the earnings
20 credited to the treasury income account. The state treasurer shall
21 credit the general fund with all the earnings credited to the
22 treasury income account except:

23 (a) The following accounts and funds shall receive their
24 proportionate share of earnings based upon each account's and fund's
25 average daily balance for the period: The abandoned recreational
26 vehicle disposal account, the aeronautics account, the Alaskan Way
27 viaduct replacement project account, the brownfield redevelopment
28 trust fund account, the budget stabilization account, the capital
29 vessel replacement account, the capitol building construction
30 account, the Central Washington University capital projects account,
31 the charitable, educational, penal and reformatory institutions
32 account, the Chehalis basin account, the Chehalis basin taxable
33 account, the cleanup settlement account, the climate active
34 transportation account, the climate transit programs account, the
35 Columbia river basin water supply development account, the Columbia
36 river basin taxable bond water supply development account, the
37 Columbia river basin water supply revenue recovery account, the
38 common school construction fund, the community forest trust account,
39 the connecting Washington account, the county arterial preservation
40 account, the county criminal justice assistance account, the deferred

1 compensation administrative account, the deferred compensation
2 principal account, the department of licensing services account, the
3 department of retirement systems expense account, the developmental
4 disabilities community services account, the diesel idle reduction
5 account, the drinking water assistance account, the administrative
6 subaccount of the drinking water assistance account, the driver's
7 education safety improvement account, the early learning facilities
8 development account, the early learning facilities revolving account,
9 the Eastern Washington University capital projects account, the
10 education construction fund, the education legacy trust account, the
11 election account, the electric vehicle account, the energy freedom
12 account, the energy recovery act account, the essential rail
13 assistance account, The Evergreen State College capital projects
14 account, the fair start for kids account, the ferry bond retirement
15 fund, the fish, wildlife, and conservation account, the freight
16 mobility investment account, the freight mobility multimodal account,
17 the grade crossing protective fund, the public health services
18 account, the state higher education construction account, the higher
19 education construction account, the higher education retirement plan
20 supplemental benefit fund, the highway bond retirement fund, the
21 highway infrastructure account, the highway safety fund, the hospital
22 safety net assessment fund, the Interstate 405 and state route number
23 167 express toll lanes account, the judges' retirement account, the
24 judicial retirement administrative account, the judicial retirement
25 principal account, the limited fish and wildlife account, the local
26 leasehold excise tax account, the local real estate excise tax
27 account, the local sales and use tax account, the marine resources
28 stewardship trust account, the medical aid account, the money-
29 purchase retirement savings administrative account, the money-
30 purchase retirement savings principal account, the motor vehicle
31 fund, the motorcycle safety education account, the move ahead WA
32 account, the move ahead WA flexible account, the multimodal
33 transportation account, the multiuse roadway safety account, the
34 municipal criminal justice assistance account, the oyster reserve
35 land account, the pension funding stabilization account, the
36 perpetual surveillance and maintenance account, the pilotage account,
37 the pollution liability insurance agency underground storage tank
38 revolving account, the public employees' retirement system plan 1
39 account, the public employees' retirement system combined plan 2 and
40 plan 3 account, the public facilities construction loan revolving

1 account, the public health supplemental account, the public works
2 assistance account, the Puget Sound capital construction account, the
3 Puget Sound ferry operations account, the Puget Sound Gateway
4 facility account, the Puget Sound taxpayer accountability account,
5 the real estate appraiser commission account, the recreational
6 vehicle account, the regional mobility grant program account, the
7 resource management cost account, the rural arterial trust account,
8 the rural mobility grant program account, the rural Washington loan
9 fund, the sexual assault prevention and response account, the site
10 closure account, the skilled nursing facility safety net trust fund,
11 the small city pavement and sidewalk account, the special category C
12 account, the special wildlife account, the state investment board
13 expense account, the state investment board commingled trust fund
14 accounts, the state patrol highway account, the state reclamation
15 revolving account, the state route number 520 civil penalties
16 account, the state route number 520 corridor account, the statewide
17 broadband account, the statewide tourism marketing account, the
18 supplemental pension account, the Tacoma Narrows toll bridge account,
19 the teachers' retirement system plan 1 account, the teachers'
20 retirement system combined plan 2 and plan 3 account, the tobacco
21 prevention and control account, the tobacco settlement account, the
22 toll facility bond retirement account, the transportation 2003
23 account (nickel account), the transportation equipment fund, the
24 transportation future funding program account, the transportation
25 improvement account, the transportation improvement board bond
26 retirement account, the transportation infrastructure account, the
27 transportation partnership account, the traumatic brain injury
28 account, the University of Washington bond retirement fund, the
29 University of Washington building account, the voluntary cleanup
30 account, the volunteer firefighters' and reserve officers' relief and
31 pension principal fund, the volunteer firefighters' and reserve
32 officers' administrative fund, the vulnerable roadway user education
33 account, the Washington judicial retirement system account, the
34 Washington law enforcement officers' and firefighters' system plan 1
35 retirement account, the Washington law enforcement officers' and
36 firefighters' system plan 2 retirement account, the Washington public
37 safety employees' plan 2 retirement account, the Washington school
38 employees' retirement system combined plan 2 and 3 account, the
39 Washington state patrol retirement account, the Washington State
40 University building account, the Washington State University bond

1 retirement fund, the water pollution control revolving administration
2 account, the water pollution control revolving fund, the Western
3 Washington University capital projects account, the Yakima integrated
4 plan implementation account, the Yakima integrated plan
5 implementation revenue recovery account, and the Yakima integrated
6 plan implementation taxable bond account. Earnings derived from
7 investing balances of the agricultural permanent fund, the normal
8 school permanent fund, the permanent common school fund, the
9 scientific permanent fund, and the state university permanent fund
10 shall be allocated to their respective beneficiary accounts.

11 (b) Any state agency that has independent authority over accounts
12 or funds not statutorily required to be held in the state treasury
13 that deposits funds into a fund or account in the state treasury
14 pursuant to an agreement with the office of the state treasurer shall
15 receive its proportionate share of earnings based upon each account's
16 or fund's average daily balance for the period.

17 (5) In conformance with Article II, section 37 of the state
18 Constitution, no treasury accounts or funds shall be allocated
19 earnings without the specific affirmative directive of this section.

20 NEW SECTION. **Sec. 16.** Section 14 of this act expires July 1,
21 2024.

22 NEW SECTION. **Sec. 17.** Section 15 of this act takes effect July
23 1, 2024.

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