

JUDICIAL IMPACT FISCAL NOTE

Bill Number: 6189 SSB	Title: Driving with Suspended License	Agency: 055 – Administrative Office of the Courts (AOC)
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Part I: Estimates

☐ **No Fiscal Impact**

Estimated Cash Receipts to:

	FY 2018	FY 2019	2017-19	2019-21	2021-23
Total:					

Estimated Expenditures from:

STATE	FY 2018	FY 2019	2017-19	2019-21	2021-23
FTE – Staff Years					
Account					
General Fund – State (001-1)					
State Subtotal					
COUNTY					
County FTE Staff Years					
Account					
Local - Counties					
Counties Subtotal					
CITY					
City FTE Staff Years					
Account					
Local – Cities					
Cities Subtotal					
Local Subtotal					
Total Estimated Expenditures:					

The revenue and expenditure estimates on this page represent the most likely fiscal impact. Responsibility for expenditures may be subject to the provisions of RCW 43.135.060.

Check applicable boxes and follow corresponding instructions:

☐ If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form parts I-V

☒ If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).

☐ Capital budget impact, complete Part IV.

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Agency Approval: Ramsey Radwan	Phone: 360-357-2406	Date:
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Part II: Narrative Explanation

This bill would eliminate the failure to respond (FTR) or failure to appear (FTA) in connection with a traffic infraction as a reason for suspension of a person's driver's license.

The bill would create a new traffic infraction Driving While License Suspended or Revoked 4 (DWLS4), resulting from a nonresident suspension, suspension of an intermediate driver's license, or suspension for any of the reasons listed for DWLS2 or DWLS3 when the person has resolved the underlying issue but has not reinstated their license.

The bill would elevate a DWLS4 to a DWLS3 on the fifth violation of a DWLS4.

The bill would require the Department of Licensing (DOL) to notify any person whose driver's license was suspended for FTR or FTA that the person may be reinstated and would require a reissue fee.

This bill differs from SB 6189:

- Eliminates the FTR or FTA in connection with a traffic infraction as a reason for suspension of a person's driver's license.
- Creates a Driving While License Suspended 4 (DWLS4), defined as a traffic infraction, which would result from the following underlying reasons for suspension: (1) a nonresident suspension; (2) a suspension for any of the reasons listed for DWLS2 or DWLS3 for which the person has resolved the reason for suspension but has not reinstated their license; or (3) suspension of an intermediate driver's license.
- Would retain in the definition of DWLS3 a suspension that results from the following underlying reasons: (1) failure to furnish proof of satisfactory progress in a required alcoholism or drug treatment program; (2) failure to furnish proof of financial responsibility for the future; (3) failure to comply with the provisions relating to uninsured accidents; (4) failure to comply with the terms of a notice of a criminal complaint; or (5) failure to comply with a child support order.
- Would elevate DWLS4 to DWLS3 on the fifth violation of DWLS4.
- Would require the DOL to notify any person whose license was suspended for failure to respond or appear in connection with a traffic infraction that the person's driver's license may be reinstated. The reinstatement would require payment of a reissue fee.

Part II.A – Brief Description of what the Measure does that has fiscal impact on the Courts

Sections 1, 2, 4, 8, 11, 12, and 13 – Would remove the requirement for courts to report to DOL for license suspensions resulting from FTA and FTR for traffic infractions.

Section 4 – Would create a new traffic infraction Driving While License Suspended or Revoked 4 (DWLS4), resulting from a nonresident suspension, suspension of an intermediate driver's license, or suspension for any of the reasons listed for DWLS2 or DWLS3 when the person has resolved the underlying issue but has not reinstated their license.

Section 4(1)(d) – Would provide that if a person appears in person before a court or submits by mail written proof that they have reinstated their license after being cited, a court shall reduce the penalty from \$250 to \$50.

Section 14 – Would provide that the DOL shall notify any person whose driver's license is suspended for FTR to a notice of traffic infraction, FTA at a requested hearing for a moving

violation, or violation of a written promise to appear in court for a notice of infraction of the right to reinstatement of their driver's license. A reissue fee would be required, as provided in RCW 46.20.311.

Section 15 – Would repeal RCW 46.20.2891, moving violations definition by rule.

II.B - Cash Receipt Impact

Indeterminate. There is no data available to estimate how many persons may appear in person or submit written proof that their license has been reinstated, reducing the current fine from \$250 to \$50.

II.C – Expenditures

Indeterminate. This bill would require modification to existing information technology systems, but modification would be dependent upon implementation by other agencies (such as DOL, Washington State Patrol, and other law enforcement agencies). Modifications are expected to require between 80 and 160 hours, estimated between \$12,000 and \$24,000.

Court education, change of appropriate forms, and law table updates would be required. This would be managed within existing resources.