

Driver License Penalties Following Conviction

We suspend, revoke and/or disqualify driving privileges when we receive a notice of conviction from a court. This chart shows the action length, whether an administrative review is offered, the type of restricted license that can be issued (Occupational Restricted License ORL or Ignition Interlock License IIL), and the requirements for reinstatement.

	Offense	Action Length	Admin. Rev.	ORL/IIL	Reinstatement Requirements
Pre 1994 law	DUI and Physical Control Convictions: DUI or Physical Control - 1st conviction - violation prior to 7-1-94	90 days or age 19, whichever is longer	Yes	IIL	Alcohol/drug assessment by an approved agency; Satisfactory completion of alcohol/drug information school or a report showing compliance with program; Proof of financial responsibility (SR-22) Insurance Certificate; \$150 reissue fee; Knowledge and driving examinations required when length of action is 365 days or longer Notes: Effective 7-23-03 courts must order a 60 day ignition interlock requirement for convictions for DUI or Physical Control, with a passenger under 16 years of age. Effective 6-7-12, the 60 day requirement increases to 6 months. This order is in addition to any other mandatory requirement. Effective 6-10-04 RCW 46.20.720 indicates that a person convicted of any alcohol related offense may drive only a motor vehicle equipped with an ignition interlock device. The time period the device is required for is calculated from the date the person is eligible to reinstate. Proof of installation will be required before reinstatement can be considered. If a person is found driving a vehicle in which the interlock device is no longer installed or functioning during the required period, a suspension will result. A probationary license is required under RCW 46.61.5055(7) for all DUI and Physical Control convictions. Effective 7-1-06, driving or being in physical control under the influence is a Class C felony if the person has four or more prior offenses within 10 years or if the person has ever been convicted of vehicular homicide or assault. Effective 1-1-09 RCW 46.20.285 courts must order the IID for all alcohol-based DUI or physical control convictions. Effective 1-1-11 courts must order the IID for all drug-based DUI or physical control convictions. Effective 1-1-09 any person granted a deferred prosecution will be required to have an IIL for 2 years from the date the deferred prosecution is granted. Deferred prosecutions granted on or after 1-1-11 will no longer have this requirement. Effective 1-1-11 the ignition interlock device is required for DUI or physical control of drug convictions and for out-of-state DUI or physical control convictions. Effective 1-1-11 a 4-month certification is required from the ignition interlock device installer showing compliance with RCW 46.20.720.
	DUI or Physical Control - 2nd conviction - violation prior to 7-1-94	365 days			
	DUI or Physical Control - 3rd/sub conviction - violation prior to 7-1-94	2 years			
7/94 - 8/95 law	DUI or Physical Control - 1st conviction - <0.15 BAC - violation 7-1-94 thru 8-31-95	0 to 90 days			
	DUI or Physical Control - 1st conviction - >0.15 BAC or Refusal - violation 7-1-94 thru 8-31-95	120 days			
	DUI or Physical Control - with Probationary License - <0.15 BAC - violation 7-1-94 thru 8-31-95	365 days			
	DUI or Physical Control - with Prob Lic - >0.15 BAC or Refusal - violation 7-1-94 thru 8-31-95	450 days			
	DUI or Physical Control - prior conviction violation 7-1-94 thru 8-31-95	2 years			
	DUI or Physical Control - while suspended/revoked - violation 7-1-94 thru 8-31-95				
95 law effective 9/1/95	DUI or Physical Control/Drugs - no prior offenses - <0.15 BAC - violation 9-1-95 thru 12-31-97	90 days			
	DUI or Physical Control/Drugs - no prior offenses - >0.15 BAC or Refusal - violation 9-1-95 thru 12-31-97	120 days			
	DUI or Physical Control/Drugs - 2nd offense - <0.15 BAC - violation 9-1-95 thru 12-31-97	365 days			
	DUI or Physical Control/Drugs - 2nd offense - >0.15 BAC or Refusal - violation 9-1-95 thru 12-31-97	450 days			
	DUI or Physical Control/Drugs - 3rd/subsequent offense - <0.15 BAC - violation 9-1-95 thru 12-31-97	2 years			
	DUI or Physical Control/Drugs - 3rd/ subsequent offense - >0.15 BAC or Refusal - violation 9-1-95 thru 12-31-97	3 years			
97 law effective 1/1/98	DUI or Physical Control/Drugs - no prior offenses - <0.15 BAC - violation 1-1-98 and after	90 days			
	DUI or Physical Control/Drugs - no prior offenses ->0.15 BAC or Refusal - violation 1-1-98 and after	1 year			
	DUI or Physical Control/Drugs - 2nd offense - <0.15 BAC - violation 1-1-98 and after	2 years			
	DUI or Physical Control/Drugs - 2nd offense ->0.15 BAC or Refusal - violation 1-1-98 and after	900 days			
	DUI or Physical Control/Drugs - 3rd/ subsequent offense - <0.15 BAC - violation 1-1-98 and after	3 years			
	DUI or Physical Control/Drugs - 3rd/ subsequent offense ->0.15 BAC or Refusal - violation 1-1-98 and after	4 years			
Effective 6/1/04	Refusal - no prior within 7 years	2 years			
	Refusal - 2nd offense within 7 years	3 years			
	Refusal - 3rd/ subsequent within 7 years	4 years			

Offense	Action Length	Admin. Rev.	ORL/IIL	Reinstatement Requirements
Other Convictions: DWLS/R 1st Degree - violation 7-28-91 and after	1 year	Yes	None	Knowledge and driving examinations; \$75 reissue fee; Note: The court can recommend non-extension of the suspension or revocation. If the driver obtains a valid driver license within 30 days of eligible date, the Department will honor the court's recommendation
DWLS/R 2nd Degree - violation 7-28-91 and after			ORL	
Driving While Revoked or Revoked/HTO - violation prior to 7-28-91			None	
Driving While Suspended - violation prior to 7-28-91	Variable		ORL	
Vehicular Assault - violation 7-24-83 through 6-5-96	1 year		If drug or alcohol related the driver can apply for IIL	If drug or alcohol related: Alcohol/drug assessment by an approved agency - if alcohol related; Satisfactory completion of alcohol/drug information school or satisfactory compliance with prescribed treatment program - if alcohol related;
Vehicular Assault - violation 6-6-96 and after	1 year after release from jail			
Vehicular Homicide - violation 7-24-83 through 6-5-96	2 years			
Vehicular Homicide - violation 6-6-96 and after	2 years after release from jail		None	Proof of financial responsibility (SR-22) Insurance Certificate;
Manslaughter or Negligent Homicide - violation prior to 7-24-83	1 year			
Racing or Reckless Driving (1st or 2nd conviction within 2 years)	30 days	ORL	Proof of financial responsibility (SR-22) Insurance Certificate; \$75 reissue fee Effective 9-1-11 reckless driving convictions that are reduced from an alcohol or drug related DUI or physical control (with prior offenses as defined in RCW 46.61.5055) and vehicular assault, or vehicular homicide require proof of installation of an ignition interlock device for a minimum of 6 months from the date the individual is eligible to reinstate.	
Racing or Reckless Driving (3rd conviction within 2 years)	365 days			
			Proof of financial responsibility (SR-22) Insurance Certificate; Knowledge and driving examinations; \$75 reissue fee Effective 9-1-11 reckless driving convictions that are reduced from an alcohol or drug related DUI or physical control (with prior offenses as defined in RCW 46.61.5055) and vehicular assault, or vehicular homicide require proof of installation of an ignition interlock device for a minimum of 6 months from the date the individual is eligible to reinstate.	
Negligent Driving 1st Degree (with a prior offense as defined in RCW 46.61.5055, within 7 years)	None	No	None	Effective 9-1-11 an ignition interlock device is required for 6 months from the date of conviction. A certificate from the ignition interlock installer showing 4 months of compliance with RCW 46.20.720 will be required to release the restriction.
Negligent driving - vulnerable user	90 days	Yes	ORL	Proof of financial responsibility (SR-22) Insurance Certificate and \$75 reissue fee.
Eluding Police	365 days	Yes	ORL	Proof of financial responsibility (SR-22) Insurance Certificate Knowledge and driving examinations \$75 reissue fee
Hit and Run - Attended (Occupied)	365 days			
Felony Involving a Motor Vehicle See examples on following page of Class A, B and C felony convictions for which action is taken when a vehicle is involved.	1 year			
Unattended Child in Running Vehicle (2nd and subsequent offenses)	365 days			
Reckless Endangerment/Const. Zone	60 days			Proof of financial responsibility (SR-22) Insurance Certificate; \$75 reissue fee
Reckless Endangerment/Emergency. Zone				

Offense	Action Length	Admin. Rev.	ORL/IIL	Reinstatement Requirements
Other revocations resulting from court or diversion agency intervention (conviction not recorded on drive record): Minor in Possession Alcohol and/or Drugs - 1st conviction/diversion agreement signed - age 13 through 17 for alcohol, age 13-20 for drugs at time of incident	1 year or age 17, whichever is longer	Yes	None	<p>Knowledge and driving examinations; \$75 reissue fee.</p> <p>The law allows for early release of Minor in Possession (MIP) of alcohol and/or drug revocations but does not allow for early release for MIP of firearms. Revocation for possession of firearms will be considered when determining prior incidents of MIP but not for calculating early release eligibility date.</p> <p>Early release is at the discretion of the conviction court or diversion agency. We must receive a Request for Early Reinstatement form completed by the appropriate agency. On a 1st offense involving alcohol and/or drug, release can be 90 days after: 16th birthday, date of conviction, date the diversion agreement was signed, or date of revocation, whichever is later. On a 2nd or subsequent offense release can be at age 17, one year after date of conviction, date the diversion agreement was signed, or date of revocation, whichever is later.</p> <p>Multiple charges on a single conviction or diversion agreement are treated separately and run consecutively.</p> <p>Effective 7-27-03 consecutive revocations will not extend beyond the 21st birthday. Reinstatement of MIP of alcohol/drug/firearm revocations may be requested on/after the 21st birthday</p>
Minor in Possession Alcohol and/or Drugs - 2nd /subsequent conviction/diversion agreement signed - age 13 through 17 for alcohol, age 13-20 for drugs at time of incident	2 years or until age 18, whichever is longer			
Minor in Possession Firearm - 1st conviction - age 13 through 17	1 year or age 17, whichever is longer			
Minor in Possession Firearm - 2nd/ subsequent conviction - age 13 through 17	2 years or until age 18, whichever is longer			
Intermediate License - 1st offense	Warning letter	None	None	
Intermediate License - 2nd offense	6 months or until age 18, whichever is first	Yes		\$75 reissue fee
Intermediate License - 3rd offense	Until age 18			
Theft of Motor Vehicle Fuel	Period specified by the court for up to 6 months		ORL	\$75 reissue fee

Disqualifications	Action Length	Admin. Rev.	ORL/IIL	Reinstatement Requirements
Commercial Driver License: Driving under influence Hit and run (occupied/unoccupied) Felony involving vehicle	1st Incident - 1 year (3 years if Haz Mat involved)	Yes	None	Pass any commercial knowledge and skills tests including any required training course approved by this Department; \$20 requalification fee
Vehicular assault Vehicular homicide Manslaughter DWLS/R CDL disqualified	2nd/subsequent incident(s) - Lifetime -			
Felony involving drugs	Lifetime			Cannot requalify for CDL
Railroad Crossing - 1st violation	Not less than 60 days			\$20 requalification fee
Railroad Crossing - 2nd violation	Not less than 120 days			
Railroad Crossing - 3rd violation	Not less than 1 year			Pass any commercial knowledge and skills tests including any required training course approved by this Department; \$20 requalification fee

Class A, B and C Felony Convictions:

Felony convictions for which driving privileges will be revoked if a motor vehicle is involved include but are not limited to the following:

Assaulting Police Officer w/vehicle	9A.36.031
Reckless Endangerment, 1st Degree	9A.36.045
Malicious Mischief, 1st Degree	9A.48.070
Burglary, 1st Degree	9A.52.020
Residential Burglary	9A.52.025
Burglary, 2nd Degree	9A.52.030
Vehicle Prowl, 1st Degree	9A.52.095
Theft, 1st Degree	9A.56.030
Theft, 2nd Degree	9A.56.040
Taking Motor Vehicle without the owner's permission (driver only)	9A.56.070
Poss. Stolen Property, 1st Degree	9A.56.150
Poss. Stolen Property, 2nd Degree	9A.56.160
Felony Involving a Vehicle	9A.56.200 46.20.285
Trafficking Stolen Property	9A.82.050
Assault, 1st Degree	9A.36.011
Assault, 2nd Degree	9A.36.021
Kidnapping, 1st Degree	9A.40.020
Kidnapping, 2nd Degree	9A.40.030
Escape, 1st Degree	9A.76.110
Escape, 2nd Degree	9A.76.120
Signal Preemption Device, Injury	46.37.673
Signal Preemption Device, Substantial Bodily Harm	46.37.674
Signal Preemption Device, Fatality	46.37.675

Any Class A, B or C Felony Involving a Motor Vehicle conviction is reportable and requires revocation action under RCW 46.20.285.

If notice of conviction from the court does not reflect one way or the other that a vehicle was involved, the assumption will be that there was one involved since notice is not otherwise required for these offenses.