

1 **SHB 1299 - H AMD 000128 OUT OF SCOPE 3-13-93**

2 By Representatives Casada, Morton, Edmondson, Horn, Foreman,  
3 Brumsickle, Ballard, and Sheahan

4 On page 4, after line 36, insert "NEW SECTION. **Sec. 7** A new  
5 section is added to chapter 9.41 RCW to read as follows:

6 (1) If a juvenile thirteen years of age or older and under the  
7 age of eighteen is found by a court to have committed any offense  
8 that is a violation of this chapter, the court shall notify the  
9 department of licensing within twenty-four hours after entry of the  
10 judgment.

11 (2) Except as otherwise provided in subsection (3) of this  
12 section, upon petition of a juvenile whose privilege to drive has  
13 been revoked pursuant to RCW 46.20.265, the court may notify the  
14 department of licensing that the juvenile's privilege to drive  
15 should be reinstated.

16 (3) If the conviction is for the juvenile's first violation of  
17 this chapter or chapter 66.44, 69.41, 69.50, or 69.52 RCW, a  
18 juvenile may not petition the court for reinstatement of the  
19 juvenile's privilege to drive revoked pursuant to RCW 46.20.265  
20 until the later of ninety days after the date the juvenile turns  
21 sixteen or ninety days after the judgment was entered. If the  
22 conviction was for the juvenile's second or subsequent violation of  
23 this chapter or chapter 66.44, 69.41, 69.50, or 69.52 RCW, the  
24 juvenile may not petition the court for reinstatement of the  
25 juvenile's privilege to drive revoked pursuant to RCW 46.20.265  
26 until the later of the date the juvenile turns seventeen or one  
27 year after the date judgment was entered.

28 **Sec. 8** RCW 13.40.265 and 1989 c 271 s 116 are each amended to  
29 read as follows:

30 (1)(a) If a juvenile thirteen years of age or older is found  
31 by juvenile court to have committed an offense that is a violation

1 of chapter 9.41, 66.44, 69.41, 69.50, or 69.52 RCW, the court shall  
2 notify the department of licensing within twenty-four hours after  
3 entry of the judgment.

4 (b) Except as otherwise provided in (c) of this subsection,  
5 upon petition of a juvenile who has been found by the court to have  
6 committed an offense that is a violation of chapter 9.41, 66.44,  
7 69.41, 69.50, or 69.52 RCW, the court may at any time the court  
8 deems appropriate notify the department of licensing that the  
9 juvenile's driving privileges should be reinstated.

10 (c) If the offense is the juvenile's first violation of  
11 chapter 9.41, 66.44, 69.41, 69.50, or 69.52 RCW, the juvenile may  
12 not petition the court for reinstatement of the juvenile's  
13 privilege to drive revoked pursuant to RCW 46.20.265 until ninety  
14 days after the date the juvenile turns sixteen or ninety days after  
15 the judgment was entered, whichever is later. If the offense is  
16 the juvenile's second or subsequent violation of chapter 9.41,  
17 66.44, 69.41, 69.50, or 69.52 RCW, the juvenile may not petition  
18 the court for reinstatement of the juvenile's privilege to drive  
19 revoked pursuant to RCW 46.20.265 until the date the juvenile turns  
20 seventeen or one year after the date judgment was entered,  
21 whichever is later.

22 (2)(a) If a juvenile enters into a diversion agreement with a  
23 diversion unit pursuant to RCW 13.40.080 concerning an offense that  
24 is a violation of chapter 9.41, 66.44, 69.41, 69.50, or 69.52 RCW,  
25 the diversion unit shall notify the department of licensing within  
26 twenty-four hours after the diversion agreement is signed.

27 (b) If a diversion unit has notified the department pursuant  
28 to (a) of this subsection, the diversion unit shall notify the  
29 department of licensing when the juvenile has completed the  
30 agreement.

31 **Sec. 9** RCW 46.20.265 and 1991 c 260 s 1 are each amended to  
32 read as follows:

1 (1) In addition to any other authority to revoke driving  
2 privileges under this chapter, the department shall revoke all  
3 driving privileges of a juvenile when the department receives  
4 notice from a court pursuant to chapter 9.41 RCW, RCW 13.40.265,  
5 66.44.365, 69.41.065, 69.50.420, 69.52.070, or a substantially  
6 similar municipal ordinance adopted by a local legislative  
7 authority, or from a diversion unit pursuant to RCW 13.40.265. The  
8 revocation shall be imposed without hearing.

9 (2) The driving privileges of the juvenile revoked under  
10 subsection (1) of this section shall be revoked in the following  
11 manner:

12 (a) Upon receipt of the first notice, the department shall  
13 impose a revocation for one year, or until the juvenile reaches  
14 seventeen years of age, whichever is longer.

15 (b) Upon receipt of a second or subsequent notice, the  
16 department shall impose a revocation for two years or until the  
17 juvenile reaches eighteen years of age, whichever is longer.

18 (3) If the department receives notice from a court that the  
19 juvenile's privilege to drive should be reinstated, the department  
20 shall immediately reinstate any driving privileges that have been  
21 revoked under this section.

22 (4)(a) If the department receives notice pursuant to RCW  
23 13.40.265(2)(b) from a diversion unit that a juvenile has completed  
24 a diversion agreement for which the juvenile's driving privileges  
25 were revoked, the department shall reinstate any driving privileges  
26 revoked under this section as provided in (b) of this subsection.

27 (b) If the diversion agreement was for the juvenile's first  
28 violation of chapter 9.41, 66.44, 69.41, 69.50, or 69.52 RCW, the  
29 department shall not reinstate the juvenile's privilege to drive  
30 until the later of ninety days after the date the juvenile turns  
31 sixteen or ninety days after the juvenile entered into a diversion  
32 agreement for the offense. If the diversion agreement was for the  
33 juvenile's second or subsequent violation of chapter 9.41, 66.44,

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1 69.41, 69.50, or 69.52 RCW, the department shall not reinstate the  
2 juvenile's privilege to drive until the later of the date the  
3 juvenile turns seventeen or one year after the juvenile entered  
4 into the second or subsequent diversion agreement.

EFFECT: This amendment would treat a violation of the dangerous weapons law by a juvenile in the same manner that we now treat a violation of our drug and alcohol laws by a juvenile; that is revocation of their driving privileges.

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