
HOUSE BILL 1239

State of Washington

53rd Legislature

1993 Regular Session

By Representatives Casada, Ludwig, Padden, Morton, Franklin, Forner, Shin, Campbell, Sheldon, Silver, Lisk, Van Luven, Chandler, Cooke, Tate, Karahalios, Brough, Ballard, Brumsickle, Long, Flemming, Mielke, Foreman and Carlson

Read first time 01/20/93. Referred to Committee on Judiciary.

1 AN ACT Relating to revocation of juveniles' driving privileges;
2 amending RCW 13.40.265 and 46.20.265; and adding a new section to
3 chapter 9.41 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 9.41 RCW
6 to read as follows:

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

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12 upon petition of a juvenile whose privilege to drive has been revoked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

15 (3) If the conviction is for the juvenile's first violation of this
16 chapter or chapter 66.44, 69.41, 69.50, or 69.52 RCW, a juvenile may
17 not petition the court for reinstatement of the juvenile's privilege to
18 drive revoked pursuant to RCW 46.20.265 until the later of ninety days
19 after the date the juvenile turns sixteen or ninety days after the

1 judgment was entered. If the conviction was for the juvenile's second
2 or subsequent violation of this chapter or chapter 66.44, 69.41, 69.50,
3 or 69.52 RCW, the juvenile may not petition the court for reinstatement
4 of the juvenile's privilege to drive revoked pursuant to RCW 46.20.265
5 until the later of the date the juvenile turns seventeen or one year
6 after the date judgment was entered.

7 **Sec. 2.** RCW 13.40.265 and 1989 c 271 s 116 are each amended to
8 read as follows:

9 (1)(a) If a juvenile thirteen years of age or older is found by
10 juvenile court to have committed an offense that is a violation of
11 chapter 9.41, 66.44, 69.41, 69.50, or 69.52 RCW, the court shall notify
12 the department of licensing within twenty-four hours after entry of the
13 judgment.

14 (b) Except as otherwise provided in (c) of this subsection, upon
15 petition of a juvenile who has been found by the court to have
16 committed an offense that is a violation of chapter 9.41, 66.44, 69.41,
17 69.50, or 69.52 RCW, the court may at any time the court deems
18 appropriate notify the department of licensing that the juvenile's
19 driving privileges should be reinstated.

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

31 (2)(a) If a juvenile enters into a diversion agreement with a
32 diversion unit pursuant to RCW 13.40.080 concerning an offense that is
33 a violation of chapter 66.44, 69.41, 69.50, or 69.52 RCW, the diversion
34 unit shall notify the department of licensing within twenty-four hours
35 after the diversion agreement is signed.

36 (b) If a diversion unit has notified the department pursuant to (a)
37 of this subsection, the diversion unit shall notify the department of
38 licensing when the juvenile has completed the agreement.

1 **Sec. 3.** RCW 46.20.265 and 1991 c 260 s 1 are each amended to read
2 as follows:

3 (1) In addition to any other authority to revoke driving privileges
4 under this chapter, the department shall revoke all driving privileges
5 of a juvenile when the department receives notice from a court pursuant
6 to chapter 9.41 RCW, RCW 13.40.265, 66.44.365, 69.41.065, 69.50.420,
7 69.52.070, or a substantially similar municipal ordinance adopted by a
8 local legislative authority, or from a diversion unit pursuant to RCW
9 13.40.265. The revocation shall be imposed without hearing.

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

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

15 (b) Upon receipt of a second or subsequent notice, the department
16 shall impose a revocation for two years or until the juvenile reaches
17 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 a
24 diversion agreement for which the juvenile's driving privileges were
25 revoked, the department shall reinstate any driving privileges revoked
26 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 until
30 the later of ninety days after the date the juvenile turns sixteen or
31 ninety days after the juvenile entered into a diversion agreement for
32 the offense. If the diversion agreement was for the juvenile's second
33 or subsequent violation of chapter 9.41, 66.44, 69.41, 69.50, or 69.52
34 RCW, the department shall not reinstate the juvenile's privilege to
35 drive until the later of the date the juvenile turns seventeen or one
36 year after the juvenile entered into the second or subsequent diversion
37 agreement.

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