

1 **SHB 1009 - H AMD 0031 ADOPTED 3-18-03**

2 By Representative Dickerson

3 On page 2, line 4, strike "is guilty of a misdemeanor, punishable
4 under chapter 9.92 RCW" and insert "has committed a class 1 civil
5 infraction as provided in RCW 7.80.120"

6 On page 2, after line 15, insert the following:

7 "**Sec. 3** RCW 7.80.120 and 1997 c 159 s 2 are each amended to read
8 as follows:

9 (1) A person found to have committed a civil infraction shall be
10 assessed a monetary penalty.

11 (a) The maximum penalty and the default amount for a class 1 civil
12 infraction shall be two hundred fifty dollars, not including statutory
13 assessments, except for an infraction of state law involving tobacco
14 products as specified in RCW 70.93.060(4) and an infraction of state
15 law involving violent video or computer games under section 2 of this
16 act, in which case the maximum penalty and default amount is five
17 hundred dollars;

18 (b) The maximum penalty and the default amount for a class 2 civil
19 infraction shall be one hundred twenty-five dollars, not including
20 statutory assessments;

21 (c) The maximum penalty and the default amount for a class 3 civil
22 infraction shall be fifty dollars, not including statutory assessments;
23 and

24 (d) The maximum penalty and the default amount for a class 4 civil
25 infraction shall be twenty-five dollars, not including statutory
26 assessments.

27 (2) The supreme court shall prescribe by rule the conditions under
28 which local courts may exercise discretion in assessing fines for civil
29 infractions.

1 (3) Whenever a monetary penalty is imposed by a court under this
2 chapter it is immediately payable. If the person is unable to pay at
3 that time the court may grant an extension of the period in which the
4 penalty may be paid. If the penalty is not paid on or before the time
5 established for payment, the court may proceed to collect the penalty
6 in the same manner as other civil judgments and may notify the
7 prosecuting authority of the failure to pay.

8 (4) The court may also order a person found to have committed a
9 civil infraction to make restitution."

10 Correct the title.

EFFECT: Changes the offense from a misdemeanor to a class 1 civil
infraction punishable by a \$500.00 fine.