

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1416

58th Legislature
2003 Regular Session

Passed by the House March 5, 2003
Yeas 93 Nays 4

Speaker of the House of Representatives

Passed by the Senate April 8, 2003
Yeas 41 Nays 6

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Cynthia Zehnder, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1416** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1416

Passed Legislature - 2003 Regular Session

State of Washington 58th Legislature 2003 Regular Session

By House Committee on Juvenile Justice & Family Law (originally sponsored by Representatives Mielke, O'Brien, Boldt, McMahan, Schindler and Woods)

READ FIRST TIME 02/24/03.

1 AN ACT Relating to restoration of juvenile driving privileges; and
2 amending RCW 46.20.265.

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

4 **Sec. 1.** RCW 46.20.265 and 1998 c 41 s 2 are each amended to read
5 as follows:

6 (1) In addition to any other authority to revoke driving privileges
7 under this chapter, the department shall revoke all driving privileges
8 of a juvenile when the department receives notice from a court pursuant
9 to RCW 9.41.040(5), 13.40.265, 66.44.365, 69.41.065, 69.50.420,
10 69.52.070, or a substantially similar municipal ordinance adopted by a
11 local legislative authority, or from a diversion unit pursuant to RCW
12 13.40.265. The revocation shall be imposed without hearing.

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

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

18 (b) Upon receipt of a second or subsequent notice, the department

1 shall impose a revocation for two years or until the juvenile reaches
2 eighteen years of age, whichever is longer.

3 (c) Each offense for which the department receives notice shall
4 result in a separate period of revocation. All periods of revocation
5 imposed under this section that could otherwise overlap shall run
6 consecutively up to the juvenile's twenty-first birthday, and no period
7 of revocation imposed under this section shall begin before the
8 expiration of all other periods of revocation imposed under this
9 section or other law. Periods of revocation imposed consecutively
10 under this section shall not extend beyond the juvenile's twenty-first
11 birthday.

12 (3)(a) If the department receives notice from a court that the
13 juvenile's privilege to drive should be reinstated, the department
14 shall immediately reinstate any driving privileges that have been
15 revoked under this section if the minimum term of revocation as
16 specified in RCW 13.40.265(1)(c), 66.44.365(3), 69.41.065(3),
17 69.50.420(3), 69.52.070(3), or similar ordinance has expired, and
18 subject to subsection (2)(c) of this section.

19 (b) The juvenile may seek reinstatement of his or her driving
20 privileges from the department when the juvenile reaches the age of
21 twenty-one. A notice from the court reinstating the juvenile's driving
22 privilege shall not be required if reinstatement is pursuant to this
23 subsection.

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

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

1 of the date the juvenile turns seventeen or one year after the juvenile
2 entered into the second or subsequent diversion agreement.

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