

3SHB 1001 - H AMD TO H AMD (1001-S3 AMH ...HALL 138) **390**
By Representative Priest

WITHDRAWN 3/13/2007

1 On page 1, beginning on line 2 of the amendment, strike all
2 material through page 2, line 6 and insert the following:

3
4 "NEW SECTION. Sec. 1. A new section is added to chapter 13.40
5 RCW to read as follows:

6 (1) If a respondent is adjudicated of an offense involving
7 theft of a motor vehicle as defined under section 2 of this act,
8 possession of a stolen vehicle as defined under section 5 of this
9 act, or taking a motor vehicle without permission in the first
10 degree as defined in RCW 9A.56.070, the court shall impose the
11 following minimum sentence, in addition to any restitution the
12 court may order payable to the victim:

13 (a) Juveniles with a prior criminal history score of zero to
14 one-half points shall be sentenced to a standard range sentence
15 that includes no less than five days of home detention, forty-five
16 hours of community restitution, and a two hundred dollar fine;

17 (b) Juveniles with a prior criminal history score of three-
18 quarters to one and one-half points shall be sentenced to standard
19 range sentence that includes no less than ten days of detention,
20 ninety hours of community restitution, and a four hundred dollar
21 fine;

22 (c) Juveniles with a prior criminal history score of at least
23 two, but less than four, points shall be sentenced to no less than
24 fifteen to thirty-six weeks of confinement, seven days of home
25 detention, four months of supervision, ninety hours of community
26 restitution, and a four hundred dollar fine; and

27 (d) Juveniles with a prior criminal history of four or more
28 points shall be sentenced to no less than fifty-two to sixty-five
29 weeks of confinement, seven days home detention, four months of
30 supervision, ninety hours of community restitution, and a four
31 hundred dollar fine.

1 (2) If a respondent is adjudicated of an offense involving
2 taking a motor vehicle without permission in the second degree as
3 defined in RCW 9A.56.075, the court shall impose a standard range
4 as follows:

5 (a) Juveniles with a prior criminal history score of zero to
6 one-half points shall be sentenced to a standard range sentence
7 that includes no less than one day of home detention, one month of
8 supervision, fifteen hours of community restitution, and a fifty
9 dollar fine;

10 (b) Juveniles with a prior criminal history score of three-
11 quarters to one and one-half points shall be sentenced to a
12 standard range sentence that includes no less than one day of
13 detention, two days of home detention, two months of supervision,
14 thirty hours of community restitution, and a one hundred fifty
15 dollar fine; and

16 (c) Juveniles with a prior criminal history score of two or
17 more points shall be sentenced to no less than three days of
18 detention, seven days of home detention, three months of
19 supervision, forty-five hours of community restitution, and a one
20 hundred fifty dollar fine."

21 Renumber the remaining sections consecutively, correct the
22 internal references accordingly, correct the title.

EFFECT: Requires the court to impose confinement, community supervision, and fines, in addition to community restitution as a minimum sentence when a juvenile is adjudicated of Theft of a Motor Vehicle, Possession of a Stolen Vehicle, or Taking a Motor Vehicle without Permission in the First or Second Degree.