
SUBSTITUTE SENATE BILL 6233

State of Washington

55th Legislature

1998 Regular Session

By Senate Committee on Law & Justice (originally sponsored by Senators Rasmussen, Roach, Swecker, Fairley, Stevens, Zarelli, Rossi, Snyder, Long, McAuliffe and Oke)

Read first time 02/06/98.

1 AN ACT Relating to revocation of driving privileges; amending RCW
2 46.20.265, 66.44.365, 69.41.065, 69.50.420, and 69.52.070; prescribing
3 penalties; and providing an effective date.

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

5 **Sec. 1.** RCW 46.20.265 and 1994 sp.s. c 7 s 439 are each amended to
6 read as follows:

7 (1) In addition to any other authority to revoke driving privileges
8 under this chapter, the department shall revoke all driving privileges
9 of a juvenile when the department receives notice from a court pursuant
10 to RCW 9.41.040(5), 13.40.265, 66.44.365, 69.41.065, 69.50.420,
11 69.52.070 or of a person under the age of twenty-one when the
12 department receives notice from a court pursuant to RCW 66.44.365, or
13 a substantially similar municipal ordinance adopted by a local
14 legislative authority, or from a diversion unit pursuant to RCW
15 13.40.265. The revocation shall be imposed without hearing.

16 (2) The driving privileges of the ((juvenile)) person under the age
17 of twenty-one revoked under subsection (1) of this section shall be
18 revoked in the following manner:

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

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

7 (c) Each offense for which the department receives notice shall
8 result in a separate period of revocation. All periods of revocation
9 imposed under this section that could otherwise overlap shall run
10 consecutively and no period of revocation imposed under this section
11 shall begin before the expiration of all other periods of revocation
12 imposed under this section or other law.

13 (3) If the department receives notice from a court that the
14 ((juvenile's)) person's privilege to drive should be reinstated, the
15 department shall immediately reinstate any driving privileges that have
16 been revoked under this section.

17 (4)(a) If the department receives notice pursuant to RCW
18 13.40.265(2)(b) from a diversion unit that a ((juvenile)) person under
19 the age of eighteen has completed a diversion agreement for which the
20 ((juvenile's)) person's driving privileges were revoked, the department
21 shall reinstate any driving privileges revoked under this section as
22 provided in (b) of this subsection.

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

35 **Sec. 2.** RCW 66.44.365 and 1989 c 271 s 118 are each amended to
36 read as follows:

37 (1) If a ((juvenile)) person thirteen years of age or older and
38 under the age of ((eighteen)) twenty-one is found by a court to have

1 committed any offense that is a violation of this chapter, the court
2 shall notify the department of licensing within twenty-four hours after
3 entry of the judgment.

4 (2) Except as otherwise provided in subsection (3) of this section,
5 upon petition of a ((juvenile)) person under the age of twenty-one
6 whose privilege to drive has been revoked pursuant to RCW 46.20.265,
7 the court may notify the department of licensing that the
8 ((juvenile's)) person's privilege to drive should be reinstated.

9 (3) If the conviction is for the ((juvenile's)) first violation by
10 a person under the age of twenty-one of this chapter ~~((or chapter~~
11 ~~69.41, 69.50, or 69.52 RCW))~~, ~~((a juvenile))~~ the person may not
12 petition the court for reinstatement of the ((juvenile's)) person's
13 privilege to drive revoked pursuant to RCW 46.20.265 until the later of
14 ninety days after the date the ((juvenile)) person turns sixteen or
15 ninety days after the judgment was entered. If the conviction was for
16 the ((juvenile's)) second or subsequent violation by a person under the
17 age of twenty-one of this chapter ~~((or chapter 69.41, 69.50, or 69.52~~
18 ~~RCW))~~, the ((juvenile)) person may not petition the court for
19 reinstatement of the ((juvenile's)) person's privilege to drive revoked
20 pursuant to RCW 46.20.265 until the later of the date the ((juvenile))
21 person turns seventeen or one year after the date judgment was entered.

22 **Sec. 3.** RCW 69.41.065 and 1989 c 271 s 119 are each amended to
23 read as follows:

24 (1) If a ((juvenile)) person thirteen years of age or older and
25 under the age of twenty-one is found by a court to have committed any
26 offense that is a violation of this chapter, the court shall notify the
27 department of licensing within twenty-four hours after entry of the
28 judgment.

29 (2) Except as otherwise provided in subsection (3) of this section,
30 upon petition of a ((juvenile)) person under the age of twenty-one
31 whose privilege to drive has been revoked pursuant to RCW 46.20.265,
32 the court may notify the department of licensing that the
33 ((juvenile's)) person's privilege to drive should be reinstated.

34 (3) If the conviction is for the ((juvenile's)) first violation by
35 a person under the age of twenty-one of this chapter ~~((or chapter~~
36 ~~66.44, 69.50, or 69.52 RCW))~~, the ((juvenile)) person may not petition
37 the court for reinstatement of the ((juvenile's)) person's privilege to
38 drive revoked pursuant to RCW 46.20.265 until the later of ninety days

1 after the date the ((juvenile)) person turns sixteen or ninety days
2 after the judgment was entered. If the conviction was for the
3 ((juvenile's)) second or subsequent violation by a person under the age
4 of twenty-one of this chapter ((~~or chapter 66.44, 69.50, or 69.52~~
5 RCW)), the ((juvenile)) person may not petition the court for
6 reinstatement of the ((juvenile's)) person's privilege to drive revoked
7 pursuant to RCW 46.20.265 until the later of the date the ((juvenile))
8 person turns seventeen or one year after the date judgment was entered.

9 **Sec. 4.** RCW 69.50.420 and 1989 c 271 s 120 are each amended to
10 read as follows:

11 (1) If a ((juvenile)) person thirteen years of age or older and
12 under the age of twenty-one is found by a court to have committed any
13 offense that is a violation of this chapter, the court shall notify the
14 department of licensing within twenty-four hours after entry of the
15 judgment.

16 (2) Except as otherwise provided in subsection (3) of this section,
17 upon petition of a ((juvenile)) person under the age of twenty-one
18 whose privilege to drive has been revoked pursuant to RCW 46.20.265,
19 the court may at any time the court deems appropriate notify the
20 department of licensing to reinstate the ((juvenile's)) person's
21 privilege to drive.

22 (3) If the conviction is for the ((juvenile's)) first violation by
23 a person under the age of twenty-one of this chapter ((~~or chapter~~
24 ~~66.44, 69.41, or 69.52~~ RCW)), the ((juvenile)) person may not petition
25 the court for reinstatement of the ((juvenile's)) person's privilege to
26 drive revoked pursuant to RCW 46.20.265 until the later of ninety days
27 after the date the ((juvenile)) person turns sixteen or ninety days
28 after the judgment was entered. If the conviction was for the
29 ((juvenile's)) second or subsequent violation by a person under the age
30 of twenty-one of this chapter ((~~or chapter 66.44, 69.41, or 69.52~~
31 RCW)), the ((juvenile)) person may not petition the court for
32 reinstatement of the ((juvenile's)) person's privilege to drive revoked
33 pursuant to RCW 46.20.265 until the later of the date the ((juvenile))
34 person turns seventeen or one year after the date judgment was entered.

35 **Sec. 5.** RCW 69.52.070 and 1989 c 271 s 121 are each amended to
36 read as follows:

1 (1) If a ((juvenile)) person thirteen years of age or older and
2 under the age of twenty-one is found by a court to have committed any
3 offense that is a violation of this chapter, the court shall notify the
4 department of licensing within twenty-four hours after entry of the
5 judgment.

6 (2) Except as otherwise provided in subsection (3) of this section,
7 upon petition of a ((juvenile)) person under the age of twenty-one
8 whose privilege to drive has been revoked pursuant to RCW 46.20.265,
9 the court may at any time the court deems appropriate notify the
10 department of licensing to reinstate the ((juvenile's)) person's
11 privilege to drive.

12 (3) If the conviction is for the ((juvenile's)) first violation by
13 a person under the age of twenty-one of this chapter ((~~or chapter~~
14 ~~66.44, 69.41, or 69.50~~ RCW)), the ((juvenile)) person may not petition
15 the court for reinstatement of the ((juvenile's)) person's privilege to
16 drive revoked pursuant to RCW 46.20.265 until the later of ninety days
17 after the date the ((juvenile)) person turns sixteen or ninety days
18 after the judgment was entered. If the conviction was for the
19 ((juvenile's)) second or subsequent violation by a person under the age
20 of twenty-one of this chapter ((~~or chapter 66.44, 69.41, or 69.50~~
21 RCW)), the ((juvenile)) person may not petition the court for
22 reinstatement of the ((juvenile's)) person's privilege to drive revoked
23 pursuant to RCW 46.20.265 until the later of the date the ((juvenile))
24 person turns seventeen or one year after the date judgment was entered.

25 NEW SECTION. **Sec. 6.** This act takes effect January 1, 1999.

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