
HOUSE BILL 2829

State of Washington

57th Legislature

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By Representatives Mielke, Murray, Haigh, Mitchell, Boldt, Dunn, Schindler, Woods and Doumit

Read first time 01/29/2002. Referred to Committee on Juvenile Justice & Family Law.

1 AN ACT Relating to reinstating driving privileges; and amending RCW
2 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 eighteen years of age, whichever period is (~~longer~~) shorter.

1 (b) Upon receipt of a second or subsequent notice, the department
2 shall impose a revocation for two years or until the juvenile reaches
3 eighteen years of age, whichever period is (~~longer~~) shorter.

4 (c) Each offense for which the department receives notice shall
5 result in a separate period of revocation. Subject to subsection
6 (3)(b) of this section, all periods of revocation imposed under this
7 section that could otherwise overlap shall run consecutively and no
8 period of revocation imposed under this section shall begin before the
9 expiration of all other periods of revocation imposed under this
10 section or other law.

11 (3)(a) If the department receives notice from a court that the
12 juvenile's privilege to drive should be reinstated, the department
13 shall immediately reinstate any driving privileges that have been
14 revoked under this section if the minimum term of revocation as
15 specified in RCW 13.40.265(1)(c), 66.44.365(3), 69.41.065(3),
16 69.50.420(3), 69.52.070(3), or similar ordinance has expired, and
17 subject to subsection (2)(c) of this section. However, no notice or
18 order from a court is required for the department to reinstate a
19 juvenile's driving privilege under (b) of this subsection.

20 (b) Notwithstanding subsection (2) of this section and (a) of this
21 subsection, the department shall reinstate any driving privileges that
22 have been revoked under this section when:

23 (i) The juvenile reaches eighteen years of age if the juvenile's
24 revocation occurred or periods of revocation accumulated before the
25 juvenile reached eighteen years of age; or

26 (ii) The juvenile reaches twenty-one years of age if the juvenile's
27 revocation occurred or periods of revocation accumulated after the
28 juvenile reached eighteen years of age.

29 (4)(a) If the department receives notice pursuant to RCW
30 13.40.265(2)(b) from a diversion unit that a juvenile has completed a
31 diversion agreement for which the juvenile's driving privileges were
32 revoked, the department shall reinstate any driving privileges revoked
33 under this section as provided in (b) of this subsection, subject to
34 subsection (2)(c) of this section.

35 (b) If the diversion agreement was for the juvenile's first
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
38 of ninety days after the date the juvenile turns sixteen or ninety days
39 after the juvenile entered into a diversion agreement for the offense.

1 If the diversion agreement was for the juvenile's second or subsequent
2 violation of chapter 66.44, 69.41, 69.50, or 69.52 RCW, the department
3 shall not reinstate the juvenile's privilege to drive until the later
4 of the date the juvenile turns seventeen or one year after the juvenile
5 entered into the second or subsequent diversion agreement.

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