

# HOUSE BILL REPORT

## HB 2675

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*As Reported By House Committee on:  
Judiciary*

**Title:** An act relating to penalties for driving or being in physical control of a motor vehicle while under the influence of intoxicating liquor or drugs.

**Brief Description:** Authorizing court-ordered attendance at a DUII victims' panel.

**Sponsor(s):** Representatives Jones, Mitchell, Wineberry, Wood, Prentice, Brough, Brekke, R. Fisher, Nelson, Winsley, Lisk, Horn, Jacobsen, Franklin and G. Cole.

**Brief History:**

Reported by House Committee on:  
Judiciary, February 6, 1992, DPS.

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**HOUSE COMMITTEE ON  
JUDICIARY**

**Majority Report:** *The substitute bill be substituted therefor and the substitute bill do pass.* Signed by 17 members: Representatives Appelwick, Chair; Ludwig, Vice Chair; Padden, Ranking Minority Member; Paris, Assistant Ranking Minority Member; Belcher; Broback; Forner; Hargrove; Inslee; R. Meyers; Mielke; H. Myers; Riley; Scott; D. Sommers; Tate; and Vance.

**Staff:** Bill Perry (786-7123).

**Background:** Persons convicted of driving while under the influence of intoxicating liquor or drugs (DWI) are subject to monetary penalties, driver's license suspension, and mandatory jail time. A first conviction results in a mandatory one day in jail, a minimum fine of \$250, and a license suspension of 90 days. A second conviction within five years results in a mandatory seven days in jail, a minimum fine of \$500, and a license revocation for one year. Upon a third or subsequent conviction within five years the fine and imprisonment penalties remain the same as for a second conviction, but the driver's license is revoked for two years.

In addition, a driver who is convicted of DWI must attend an alcohol information course, must undergo a diagnostic

evaluation for alcoholism, and may be required to enter a treatment program.

A person charged with DWI may petition for a deferred prosecution on the grounds that alcoholism or drug addiction caused the criminal violation. If the request is granted, the person must successfully complete a court ordered and monitored treatment program.

**Summary of Substitute Bill:** A person convicted of DWI or granted a deferred prosecution on a DWI charge may be ordered to attend a DWI victims' panel. Entities may enter into contracts with a court to provide victims' panels.

**Substitute Bill Compared to Original Bill:** The substitute removes an authorization to charge a fee of up to \$40 for attending a panel presentation.

**Fiscal Note:** Not requested.

**Effective Date of Substitute Bill:** Ninety days after adjournment of session in which bill is passed.

**Testimony For:** These victims' panels have been shown to be very effective in reducing recidivism. They are also helpful to victims.

**Testimony Against:** None.

**Witnesses:** Cheryl Fox; Jim Bonte, Clallam County DWI Task Force; Mike Hastings; and Sue White (all in favor).