

**3SHB 1001 - H AMD 391**

By Representative Priest

**WITHDRAWN 3/13/2007**

1 On page 39, beginning on line 15, strike all of section 15.

2

3 On page 49, after line 11, insert the following:

4 "NEW SECTION. **Sec. 28.** A new section is added to chapter  
5 13.40 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

1 supervision, ninety hours of community restitution, and a four  
2 hundred dollar fine.

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

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

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

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

23 Renumber the sections consecutively, correct the internal  
24 references accordingly, correct the title.

**EFFECT:** Requires the court to impose confinement, community supervision, and fines, and 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.