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SUPREME COURT  
STATE OF WASHINGTON  
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SUPREME COURT OF THE STATE OF WASHINGTON

STATE OF WASHINGTON,            )  
  )  
                                  Respondent,    ) No. 95542-5  
  )  
                                  vs.                )  
  )  
B.O.J.,                                ) STATEMENT OF ADDITIONAL  
  ) AUTHORITIES  
  )  
                                  Petitioner.    )  
  )  
\_\_\_\_\_  
  )

Pursuant to RAP 10.8, the State of Washington respectfully cites the following as additional authority on the issue of whether RCW 13.40.160, as interpreted by State v. Rice, 98 Wn.2d 384, 655 P.2d 1145 (1982), authorizes a court to detain a youthful offender for the purposes of rehabilitation:

State v. Otton, 185 Wn.2d 673, 685–86, 374 P.3d 1108, 1114 (2016) (“When considering challenges to previous statutory interpretations, ‘[t]his court presumes that the legislature is aware of judicial interpretations of its enactments and takes its failure to amend a statute following a judicial decision interpreting that statute to indicate legislative acquiescence in that decision.’ City of Federal Way v. Koenig, 167 Wash.2d 341, 348, 217 P.3d 1172 (2009). We may comfortably presume that this court is

aware of its own interpretations of evidentiary rules, and here, over 30 years have elapsed since Smith was decided and ER 801(d)(1)(i) has not been amended to reject it.”).

Dated this 8<sup>th</sup> day of March, 2019.

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By:   
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# KING COUNTY PROSECUTOR'S OFFICE-JUVENILE DIVISION

March 08, 2019 - 1:22 PM

## Transmittal Information

**Filed with Court:** Supreme Court  
**Appellate Court Case Number:** 95542-5  
**Appellate Court Case Title:** State of Washington v. B.O.J.  
**Superior Court Case Number:** 16-8-00845-5

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### Comments:

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