

LMCLR IR3.3
DEFERRED FINDINGS ON INFRACTIONS

Upon entry of a deferred finding for an infraction, the court will monitor the infraction for a period of six months from the date of entry to determine compliance with the conditions set by the court. If a defendant successfully complies with the conditions after the six month period, the charge(s) will be dismissed as agreed.

If a defendant fails to pay the agreed costs within the time limit allowed by the court, fails to establish an account with Signal Management Services, or fails to complete the payment plan within the time allowed, a finding of committed will be entered for the charge(s), and collection will proceed.

If a defendant obtains a new moving violation during the first six months of jurisdiction, the court shall extend jurisdiction over the deferral to one year total. During the additional time period, the court shall monitor the new moving violation(s) and determine whether or not a committed finding has been entered. If a committed finding is entered for the new moving violation(s), per RCW 46.63.070(5) the deferral will be revoked and the charge(s) found committed. If the new moving violation(s) is dismissed or found not committed, then the deferral will be monitored by the court until the end of the jurisdiction, which shall be no less than six months from the date of entry of the deferral.

The court will not consider a request for deferred findings under RCW 46.63.070(5) for the following violations:

- RCW 46.61.440 Speeding in a School Zone
- RCW 46.61.527 Speeding in a Construction Zone,
- RCW 46.61.212 Emergency Zone Violations, or
- RCW 46.61.370 Passing Stopped School Bus.

Defendants with a CDL (Commercial Driver's License) or who operated a commercial vehicle at the time of the violation are not eligible to enter into a Deferred Finding.

(Effective 09/01/13)
