

**Superior Court of Washington, County of \_\_\_\_\_**

**State of Washington,**  
Plaintiff

vs.

\_\_\_\_\_,  
Defendant. DOB \_\_\_\_\_  
PCN/TCN: \_\_\_\_\_  
SID: \_\_\_\_\_

No. \_\_\_\_\_

**Felony Judgment and Sentence -- Prison  
(FJS/RJS)**

☐ **Clerk's Action Required:** 2.1, 4.1, 4.3, 4.8  
5.2, 5.3, 5.5, 5.7, and 5.8

☐ Defendant Used Motor Vehicle

☐ Juvenile Decline ☐ Mandatory

☐ Discretionary

**I. Hearing**

- 1.1** The court conducted a sentencing hearing this date; the defendant, the defendant's lawyer, and the (deputy) prosecuting attorney were present.

**II. Findings**

- 2.1 Current Offenses:** The defendant is guilty of the following offenses, based upon  
☐ guilty plea ☐ jury verdict ☐ bench trial on (date) \_\_\_\_\_:

<b>Count</b>	<b>Crime</b>	<b>RCW (w/subsection)</b>	<b>Class</b>	<b>Date of Crime</b>

Class: FA (Felony-A), FB (Felony-B), FC (Felony-C)

(If the crime is a drug offense, include the type of drug in the second column.)

☐ Additional current offenses are attached in Appendix 2.1a.

The jury returned a special verdict or the court made a special finding with regard to the following:

**GV** ☐ For the crime(s) charged in count \_\_\_\_\_, **domestic violence – intimate partner** was pled and proved.

**GV** [ ] For the crime(s) charged in count \_\_\_\_\_, **domestic violence – family or household member** was pled and proved.

[ ] The defendant used a **firearm** in the commission of the offense in count \_\_\_\_\_. RCW 9.94A.825, 9.94A.533.

[ ] The defendant used a **deadly weapon other than a firearm** in committing the offense in count \_\_\_\_\_. RCW 9.94A.825, 9.94A.533.

[ ] Count \_\_\_\_\_ is aggravated murder in the first degree, committed while the defendant was [ ] under 16 years of age [ ] 16 through 20 years of age.

[ ] Count \_\_\_\_\_ was committed while the defendant was under 18 years of age and the time of confinement is over 20 years.

[ ] Count \_\_\_\_\_, **Violation of the Uniform Controlled Substances Act (VUCSA)**, RCW 69.50.401 and RCW 69.50.435, took place in a school, school bus, within 1,000 feet of the perimeter of a school grounds, or within 1,000 feet of a school bus route stop designated by the school district; or in a public park, public transit vehicle, or public transit stop shelter; or in or within 1,000 feet of the perimeter of a civic center designated as a drug-free zone by a local government authority, or in a public housing project designated by a local governing authority as a drug-free zone.

[ ] In count \_\_\_\_\_, the defendant committed a robbery of a pharmacy as defined in RCW 18.64.011(21), RCW 9.94A.832.

[ ] The defendant committed a crime involving the manufacture of methamphetamine, including its salts, isomers, and salts of isomers, **when a juvenile was present in or upon the premises of manufacture** in count \_\_\_\_\_. RCW 9.94A.605, RCW 69.50.401, RCW 69.50.440.

[ ] Count \_\_\_\_\_ is a **criminal street gang**-related felony offense in which the defendant compensated, threatened, or solicited a **minor** in order to involve that minor in the commission of the offense. RCW 9.94A.833.

[ ] Count \_\_\_\_\_ is the crime of **unlawful possession of a firearm** and the defendant was a **criminal street gang** member or associate when the defendant committed the crime. RCW 9.94A.702, 9.94A.829.

[ ] The defendant committed [ ] **vehicular homicide** [ ] **vehicular assault** proximately caused by driving a vehicle while under the influence of intoxicating liquor or drugs, or by operating a vehicle in a reckless manner. The offense is, therefore, deemed a violent offense. RCW 9.94A.030.

**GY** [ ] In count \_\_\_\_\_, the defendant had (*number of*) \_\_\_\_\_ **passenger(s) under the age of 16** in the vehicle. RCW 9.94A.533.

[ ] Count \_\_\_\_\_ involves **attempting to elude** a police vehicle and, during the commission of the crime, the defendant endangered 1 or more persons other than the defendant or the pursuing law enforcement officer. RCW 9.94A.834.

[ ] In count \_\_\_\_\_, the defendant has been convicted of **assaulting a law enforcement officer** or other employee of a law enforcement agency who was performing their official duties at the time of the assault, as provided under RCW 9A.36.031, and the defendant intentionally committed the assault with what appeared to be a firearm. RCW 9.94A.831, RCW 9.94A.533.

- [ ] Count \_\_\_\_\_ is a felony in the commission of which the defendant used a **motor vehicle** in a manner that endangered persons or property. RCW 46.20.285.
- [ ] The defendant has a **substance use disorder** that contributed to the offense(s). RCW 9.94A.607.
- [ ] Reasonable grounds exist to believe the defendant is a mentally ill person, as defined in RCW 71.24.025, and that this condition is likely to have influenced the offense. RCW 9.94B.080.
- [ ] In count \_\_\_\_\_, assault in the first degree (RCW 9A.36.011) or assault of a child in the first degree (RCW 9A.36.120), the offender used force or means likely to result in death or intended to kill the victim and shall be subject to a mandatory minimum term of 5 years. RCW 9.94A.540.
- [ ] Counts \_\_\_\_\_ encompass the same criminal conduct and count as 1 crime in determining the offender score. RCW 9.94A.589.
- [ ] **Other current convictions listed under different cause numbers used in calculating the offender score include** (list offense and cause number):

	<b>Crime</b>	<b>Cause Number</b>	<b>Court (County &amp; State)</b>	<b>DV* Yes</b>
1.				
2.				

\* DV: Domestic Violence was pled and proved.

- [ ] Additional current convictions listed under different cause numbers used in calculating the offender score are attached in Appendix 2.1b.

## 2.2 Criminal History (RCW 9.94A.525):

	<b>Crime</b>	<b>Date of Crime</b>	<b>Date of Sentence</b>	<b>Sentencing Court (County &amp; State)</b>	<b>A or J Adult, Juv.</b>	<b>Type of Crime</b>	<b>DV* Yes</b>
1.							
2.							
3.							
4.							
5.							

\* DV: Domestic Violence was pled and proved.

- [ ] Additional criminal history is attached in Appendix 2.2.

- ☐ The defendant committed a current offense while on community placement/community custody (adds 1 point to score). RCW 9.94A.525.
- ☐ The prior convictions listed as number(s) \_\_\_\_\_, above, or in Appendix 2.2, are 1 offense for purposes of determining the offender score. RCW 9.94A.525.
- ☐ The prior convictions listed as number(s) \_\_\_\_\_, above, or in Appendix 2.2, are not counted as points but as enhancements, pursuant to RCW 46.61.520.

### 2.3 Sentencing Data:

Count No.	Offender Score	Serious -ness Level	Standard Range (not including enhancements)	Plus Enhancements*	Total Standard Range (including enhancements)	Community Custody	Max Term

\* (F) Firearm, (D) Other deadly weapon, (V) VUCSA in a protected zone, (RPh) Robbery of a pharmacy, (VH) Veh. Hom, see RCW 9.94A.533(7), (JP) Juvenile present, (CSG) Criminal street gang involving minor, (AE) Endangerment while attempting to elude, (ALF) Assault law enforcement with firearm, RCW 9.94A.533(12), (P16) Passenger(s) under age 16.

- ☐ Additional current offense sentencing data is attached in Appendix 2.3.

For violent offenses, most serious offenses, or armed offenders, recommended **sentencing agreements or plea agreements** are ☐ attached ☐ as follows: \_\_\_\_\_

### 2.4 ☐ Exceptional Sentence. The court finds substantial and compelling reasons that justify an exceptional sentence:

- ☐ below the standard range for ☐ confinement term(s) ☐ community custody term(s) on count(s) \_\_\_\_\_.
- ☐ above the standard range for ☐ confinement term(s) ☐ community custody term(s) on count(s) \_\_\_\_\_.
- ☐ The defendant and state stipulate that justice is best served by imposition of the exceptional sentence above the standard range and the court finds the exceptional sentence furthers and is consistent with the interests of justice and the purposes of the *Sentencing Reform Act*.
- ☐ Aggravating factors were ☐ stipulated by the defendant, ☐ found by the court after the defendant waived jury trial, ☐ found by jury, by special interrogatory.
- ☐ within the standard range for count(s) \_\_\_\_\_, but served consecutively to count(s) \_\_\_\_\_.

Findings of fact and conclusions of law are attached in Appendix 2.4. ☐ Jury's special interrogatory is attached. The Prosecuting Attorney ☐ did ☐ did not recommend a similar sentence.

**2.5 Legal Financial Obligations/Restitution.** The court has considered the total amount owing, the defendant's financial resources, and the nature of the burden that payment will impose. (RCW 10.01.160). The court makes the following specific findings:

- ☐ The defendant is indigent, as defined in RCW 10.101.010(3), because the defendant:
- ☐ receives public assistance.
  - ☐ is involuntarily committed to a public mental health facility.
  - ☐ receives an annual income, after taxes, of 125 percent or less of the current federal poverty level.
  - ☐ Under RCW 10.101.010(3)(d), the court finds the defendant is indigent.
- ☐ The defendant is not indigent as defined in RCW 10.101.010(3)(a)-(c).
- ☐ The following extraordinary circumstances exist that make restitution inappropriate (RCW 9.94A.753): \_\_\_\_\_
  - ☐ The defendant has the present means to pay costs of incarceration. RCW 9.94A.760.
  - ☐ (Name of agency) \_\_\_\_\_ 's costs for its emergency response are reasonable. RCW 38.52.430.

**2.6 ☐ Felony Firearm Offender Registration.** The defendant committed a felony firearm offense as defined in RCW 9.41.010, and:

- ☐ The defendant should register as a felony firearm offender. The court considered the following factors in making this determination:
- ☐ the defendant's criminal history.
  - ☐ whether the defendant has previously been found not guilty by reason of insanity of any offense in this state or elsewhere.
  - ☐ evidence of the defendant's propensity for violence that would likely endanger persons.
  - ☐ other: \_\_\_\_\_
- ☐ The defendant must register as a felony firearm offender because the offense was committed in conjunction with an offense committed against a person under the age of 18, or a serious violent offense or offense involving sexual motivation, as defined in RCW 9.94A.030.

### III. Judgment

**3.1** The defendant is **guilty** of the counts and charges listed in Section 2.1 and Appendix 2.1.

**3.2** ☐ The court **dismisses** counts \_\_\_\_\_ in the charging document.

#### IV. Sentence and Order

##### ***It is Ordered:***

**4.1 Confinement and Community Custody.** The court sentences the defendant to total confinement and community custody as follows:

**(A) Confinement and Community Custody.** A term of total confinement in the custody of the Department of Corrections (DOC) under RCW 9.94A.589 and, if required by RCW 9.94A.701, a term of community custody supervised by DOC.

☐ The defendant was under 18 at the time of the offense and shall be initially placed in the custody of the Department of Children, Youth, and Families (DCYF).

<b>Count No.</b>	<b>Base Sentence (not including enhancements)</b>	<b>Plus Enhancements</b>	<b>Total Sentence</b>	<b>Community Custody</b>

The “**total sentence**” in the above table **contains** enhancements for ☐ firearm ☐ deadly weapon ☐ VUCSA in a protected zone ☐ manufacture of methamphetamine with a juvenile present ☐ impaired driving.

☐ The confinement time on count(s) \_\_\_\_\_ contain(s) a mandatory minimum term of \_\_\_\_\_.

Actual number of months of total confinement ordered is: \_\_\_\_\_

The **community custody** term includes ☐ 12 months (for crimes against a person, drug offenses, or offenses involving the unlawful possession of a firearm by a street gang member or associate) ☐ 18 months for Violent Offenses ☐ 36 months for Serious Violent Offenses.

**Note:** If the combined term of confinement and community custody for any particular count exceeds the count’s statutory maximum set forth in Section **2.3**, the court must reduce the community custody term. RCW 9.94A.701.

**(B) Confinement and Community Custody.** RCW 10.95.030(2) (Aggravated murder and under age 18.) The court orders the following:

Count \_\_\_\_\_ minimum term: \_\_\_\_\_ maximum term: Life

Count \_\_\_\_\_ minimum term: \_\_\_\_\_ maximum term: Life

Before the expiration of the minimum term, the defendant will be reviewed for releasability by the Indeterminate Sentence Review Board (ISRB). Once released by the ISRB, the defendant is subject to the supervision of DOC for a period of time to be determined by the ISRB.

**(C) Concurrent/Consecutive Confinement and Community Custody**

**All confinement terms** shall be served concurrently, except for the portion of those confinement terms for which there is an enhancement as set forth above at Section 2.3, and except for the following counts which shall be served consecutively:

The following confinement term(s) shall run consecutively with the sentence in the following cause number(s) (see RCW 9.94A.589(3)): \_\_\_\_\_

Confinement shall commence immediately unless otherwise set forth here: \_\_\_\_\_

**Community custody** on all counts shall be served concurrently, except for the following counts, which shall be served consecutively: \_\_\_\_\_

The community custody terms of this sentence shall run consecutively with the community custody term in the following cause number(s) (see RCW 9.94A.589(2)(a)): \_\_\_\_\_

**(D) Credit for Time Served.** The defendant shall receive credit for eligible time served prior to sentencing, if that confinement was solely under this cause number. RCW 9.94A.505. The jail shall compute time served.

**(E) [ ] Work Ethic Program.** RCW 9.94A.690, RCW 72.09.410. The court finds that the defendant is eligible and is likely to qualify for a work ethic program. The court recommends that the defendant serve the sentence at a work ethic program. Upon completion of a work ethic program, the defendant shall be released on community custody for any remaining time of total confinement, subject to the conditions in Section 4.2. Violation of the conditions of community custody may result in a return to total confinement for the balance of the defendant's remaining time of confinement.

**4.2 Community Custody Conditions**

**Mandatory Conditions:**

While on community custody, the defendant shall:

**(1)** Inform DOC of court-ordered treatment;

If any court orders mental health or substance use disorder treatment, the defendant must notify DOC and the defendant must release treatment information to DOC for the duration of incarceration and supervision. RCW 9.94A.562.

**(2)** Comply with any conditions imposed by the DOC under RCW 9.94A.704;

**(3)** Not reside in a community protection zone (if the defendant was sentenced under RCW 9.94A.507 for an offense listed in RCW 9.94A.507(1)(a), and the victim of the offense was under 18 years of age at the time of the offense);

**(4)** Not serve in any paid or volunteer capacity where they have control or supervision of minors under the age of 13 (if the offender was sentenced under RCW 9A.36.120).

**Waivable Conditions** (Check conditions that are **not** waived)

While on community custody, the defendant shall:

- ☐ Report to and be available for contact with the assigned community corrections officer as directed;
- ☐ Work at department-approved education, employment, or community restitution, or any combination thereof;
- ☐ Refrain from possessing or consuming controlled substances, including marijuana, except pursuant to lawfully issued prescriptions/authorizations;
- ☐ Obtain prior approval of the department for the offender's residence location and living arrangements.

**Discretionary Conditions** (check conditions that are imposed)

The court orders that, during the period of supervision, the defendant shall:

- ☐ Remain within, or outside of, a specified geographical boundary, to wit: \_\_\_\_\_;
- ☐ Refrain from direct or indirect contact with the victim of the crime or a specified class of individuals, to wit: \_\_\_\_\_;
- ☐ Participate in crime-related treatment or counseling services, to wit: \_\_\_\_\_;
- ☐ Participate in rehabilitative programs or otherwise perform affirmative conduct reasonably related to the circumstances of the offense, the offender's risk of reoffending, or the safety of the community, to wit \_\_\_\_\_;
- ☐ Refrain from possessing or consuming alcohol;
- ☐ Comply with the following crime-related prohibitions: \_\_\_\_\_

**Special Conditions**

As authorized by RCW 9.94A.703(4), the defendant shall:

\_\_\_\_\_

\_\_\_\_\_

**(A) Long-Term Juvenile Sentences.** RCW 9.94A.730. If the defendant committed the above crime(s) while under age 18 and is sentenced to more than 20 years of confinement:

- (i) As long as the defendant's conviction is not for aggravated first degree murder or certain sex crimes, and the defendant has not been convicted of any crime committed after they turned 18 or committed a disqualifying serious infraction as defined by DOC in the 12 months before the petition is filed, the defendant may petition the Indeterminate Sentence Review Board (Board) for early release after the defendant has served 20 years.
- (ii) If the defendant is released early because the petition was granted or by other action of the ISRB, the defendant will be subject to community custody under the supervision of DOC for a period of time determined by the Board, up to the length of the court-imposed term of incarceration. The defendant will be



required to comply with any conditions imposed by the Board.

- (iii) If the defendant violates the conditions of community custody, the Board may return the defendant to confinement for up to the remainder of the court-imposed term of incarceration.

**4.3 Legal Financial Obligations:** The defendant shall pay to the clerk of this court:

JASS/Odyssey CODE

PCV 3105 \$\_\_\_\_\_ Victim assessment RCW 7.68.035 (\$500)

PDV 3102 \$\_\_\_\_\_ Domestic Violence (DV) assessment RCW 10.99.080

VPO 3366 \$\_\_\_\_\_ Violation of a DV protection order (\$15 mandatory fine)  
RCW 26.50.110 or RCW 7.105.450

CRC 3403 \$\_\_\_\_\_ Court costs, including RCW 9.94A.760, 9.94A.505, 10.01.160,  
10.46.190

Criminal filing fee \$\_\_\_\_\_ FRC (\$200.00)

Witness costs \$\_\_\_\_\_ WFR

Sheriff service fees \$\_\_\_\_\_ SFR/SFS/SFW/WRF

Jury demand fee \$\_\_\_\_\_ JFR

Extradition costs \$\_\_\_\_\_ EXT

Other \$\_\_\_\_\_

PUB 3225 \$\_\_\_\_\_ Fees for court appointed attorney. RCW 9.94A.760

EXW 3501 \$\_\_\_\_\_ Court appointed defense expert and other defense costs.  
RCW 9.94A.760

FCM 3303 \$\_\_\_\_\_ Fine RCW 9A.20.021; [ ] VUCSA chapter 69.50 RCW,  
[ ] VUCSA additional MTH 3337  
[ ] fine deferred due to indigency RCW 69.50.430

CDF 3302 \$\_\_\_\_\_ Drug enforcement fund of \_\_\_\_\_ RCW 9.94A.760

LDI 3308/FCD 3363

NTF 3338/SAD 3365/SDI 3307

DUS 3232 \$\_\_\_\_\_ DUI fines, fees, and assessments

CLF 3212 \$\_\_\_\_\_ Crime lab fee [ ] suspended due to indigency. RCW 43.43.690

DEF 3506 \$\_\_\_\_\_ Emergency response costs ( \$2,500 max.) RCW 38.52.430  
Agency: \_\_\_\_\_

FPV 3335 \$\_\_\_\_\_ Specialized forest products. RCW 76.48.171

\$\_\_\_\_\_ Other fines or costs for: \_\_\_\_\_

RTN 3801/4801 \$\_\_\_\_\_ Restitution to: \_\_\_\_\_

\$\_\_\_\_\_ Restitution to: \_\_\_\_\_

(Name and address--address may be withheld and provided  
confidentially to Clerk of the Court's office.)

\$\_\_\_\_\_ **Total** RCW 9.94A.760

[ ] The above total does not include all restitution or other legal financial obligations, which may be set by later order of the court. An agreed restitution order may be entered. RCW 9.94A.753. A restitution hearing:

[ ] shall be set by the prosecutor.

[ ] is scheduled for *(date)* \_\_\_\_\_.

[ ] The defendant waives any right to be present at any restitution hearing  
*(sign initials):*\_\_\_\_\_.

[ ] The court finds that the restitution is owed to an insurer or a state agency other than the Department of Labor and Industries and the defendant does not have the current or likely future ability to pay that restitution. The court, in its discretion, waives restitution.

[ ] **Restitution Schedule** attached.

[ ] Restitution ordered above shall be paid jointly and severally with:

	<u>Name of other defendant</u>	<u>Cause Number</u>	<u>(Victim's name)</u>	<u>(Amount-\$)</u>
RJN	_____	_____	_____	_____
	_____	_____	_____	_____
	_____	_____	_____	_____

[ ] The Department of Corrections (DOC) or clerk of the court shall immediately issue a *Notice of Payroll Deduction*. RCW 9.94A.7602, RCW 9.94A.760(8).

[ ] All payments shall be made in accordance with the policies of the clerk of the court and on a schedule established by the DOC or the clerk of the court, commencing immediately, unless the court specifically sets forth the rate here: Not less than \$\_\_\_\_\_ per month commencing \_\_\_\_\_. RCW 9.94A.760.  
(Restitution payments must begin immediately. RCW 9.4A.750(1).)

The defendant shall report to the clerk of the court or as directed by the clerk of the court to provide financial and other information as requested. RCW 9.94A.760(7)(b).

[ ] The court orders the defendant to pay costs of incarceration at the rate of \$\_\_\_\_\_ per day, (actual costs not to exceed \$100 per day). (*JLR*) RCW 9.94A.760. (This provision does not apply to costs of incarceration collected by DOC under RCW 72.09.111 and RCW 72.09.480.)

No interest shall accrue on non-restitution obligations imposed in this judgment. RCW 10.82.090. An award of costs on appeal against the defendant may be added to the total legal financial obligations. RCW 10.73.160.

**Restitution Interest:**

[ ] The court finds that the restitution is owed to an insurer or a state agency other than the Department of Labor and Industries and the defendant does not have the current or likely future ability to pay interest on that restitution. The court, in its discretion, waives interest on restitution.

[ ] After considering the defendant's available funds and liabilities, whether the defendant is indigent, homeless, or mentally ill, and the victim's input relating to financial hardship caused to the victim, the court waives interest on restitution.

[ ] The restitution obligations imposed in this judgment shall bear interest from the date of the judgment until payment in full, at the rate applicable to civil judgments.

- 4.4 DNA Testing.** The defendant shall have a biological sample collected for purposes of DNA identification analysis and the defendant shall fully cooperate in the testing. If the defendant has already had a biological sample collected, the collecting agency may choose not to collect another sample. RCW 43.43.754.

The facility where the defendant serves the term of confinement shall be responsible for obtaining the sample as part of the defendant's intake process or as soon as practicable.

**4.5 No Contact:**

- ☐ The defendant shall not have contact with *(name(s))* \_\_\_\_\_ including, but not limited to, personal, verbal, telephonic, written, or contact through a third party until \_\_\_\_\_ (which does not exceed the maximum statutory sentence).
- ☐ The defendant is excluded or prohibited from coming within *(distance)* \_\_\_\_\_ of: *(name(s))* \_\_\_\_\_'s  
☐ home/residence ☐ workplace ☐ school or ☐ other location(s) \_\_\_\_\_, until \_\_\_\_\_ (which does not exceed the maximum statutory sentence).
- ☐ A separate *Domestic Violence No-Contact Order*, *Anti-harassment No-Contact Order*, or *Stalking No-Contact Order* is filed concurrent with this Judgment and Sentence.

**4.6 Other:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- 4.7 Off-Limits Order.** (Known drug trafficker). RCW 10.66.020. The following areas are off limits to the defendant while under the supervision of the county jail or the Department of Corrections: \_\_\_\_\_  
\_\_\_\_\_

- 4.8 Exoneration:** The court hereby exonerates any bail, bond, and/or personal recognizance conditions.

**V. Notices and Signatures**

- 5.1 Collateral Attack on Judgment.** If you wish to petition or move for collateral attack on this Judgment and Sentence, including but not limited to any personal restraint petition, state habeas corpus petition, motion to vacate judgment, motion to withdraw guilty plea, motion for new trial, or motion to arrest judgment, you must do so within 1 year of the final judgment in this matter, except as provided for in RCW 10.73.100. RCW 10.73.090.
- 5.2 Length of Supervision.** If you committed your offense prior to July 1, 2000, you shall remain under the court's jurisdiction and the supervision of the DOC for a period of up to 10 years from the date of sentence or release from confinement, whichever is longer, to assure payment of all legal financial obligations, unless the court extends the criminal judgment an additional 10 years. If you committed your offense on or after July 1, 2000, the court shall retain jurisdiction over you, for the purpose of your compliance with payment of the legal financial obligations for 10 years from your date of sentence or release from confinement, whichever is longer, and for restitution until you have completely satisfied your obligation, regardless of the statutory maximum for the crime. RCW 9.94A.760 and RCW 9.94A.505(5). The clerk of the court has authority to collect unpaid legal financial obligations at any time while you remain under the jurisdiction of

the court for purposes of your legal financial obligations. RCW 9.94A.760(4) and RCW 9.94A.753(4).

- 5.3 Notice of Income-Withholding Action.** If the court has not ordered an immediate notice of payroll deduction in Section 4.1, you are notified that the DOC or the clerk of the court may issue a notice of payroll deduction without notice to you if you are more than 30 days past due in monthly payments in an amount equal to or greater than the amount payable for 1 month. RCW 9.94A.7602. Other income-withholding action under RCW 9.94A.760 may be taken without further notice. RCW 9.94A.7606.

**5.4 Community Custody Violation.**

- (a) If you are subject to a violation hearing and DOC finds that you committed the violation, you may receive a sanction of up to 30 days of confinement. RCW 9.94A.633(1).
- (b) If you have not completed your maximum term of total confinement and you are subject to a violation hearing and DOC finds that you committed the violation, DOC may return you to a state correctional facility to serve up to the remaining portion of your sentence. RCW 9.94A.633(2)(a).

- 5.5a Firearms. You may not own, use, or possess any firearm and, under federal law, any firearm or ammunition** unless your right to do so is restored by the court in which you are convicted or the superior court in Washington State where you live, and by a federal court, if required. **You must immediately surrender any concealed pistol license(s).** (The clerk of the court shall forward a copy of the defendant's driver's license, identicard, or comparable information to the Department of Licensing (DOL) and the Washington State Patrol Firearms Background Check Program along with the date of conviction or commitment.) RCW 9.41.040, 9.41.047.

- 5.5b [ ] Felony Firearm Offender Registration.** The defendant is required to register as a felony firearm offender. The specific registration requirements are in the "*Felony Firearm Offender Registration*" attachment.

**5.6** Reserved.

- 5.7 [ ] Department of Licensing Notice:** The court finds that count \_\_\_\_\_ is a felony in the commission of which a motor vehicle was used. **Clerk's Action**—The clerk shall forward an Abstract of Court Record (ACR) to the DOL, which must revoke the defendant's driver's license. RCW 46.20.285.

**Findings for DUI, Physical Control, Felony DUI or Physical Control, Vehicular Assault, or Vehicular Homicide (ACR information) (check all that apply):**

- [ ] Within 2 hours after driving or being in physical control of a vehicle, the defendant had an alcohol concentration of breath or blood (BAC) of \_\_\_\_\_.
- [ ] No BAC test result.
- [ ] BAC refused. The defendant refused to take a test offered pursuant to RCW 46.20.308.
- [ ] Drug related. The defendant was under the influence of or affected by any drug.
- [ ] THC level was \_\_\_\_\_ within 2 hours after driving.
- [ ] Passenger under age 16. The defendant committed the offense while a passenger under the age of 16 was in the vehicle.

Vehicle info.: [ ] Commercial Vehicle [ ] 16 Passenger Vehicle [ ] Hazmat Vehicle

**5.8 [ ] Department of Licensing Notice – Defendant under age 21 only.**

Count \_\_\_\_\_ is (a) a violation of RCW chapter 69.41 [Legend drug], 69.50 [VUCSA], or 69.52 [Imitation drugs], and the defendant was under 21 years of age at the time of the offense, **OR** (b) a violation under RCW 9.41.040 [unlawful possession of a firearm], and the defendant was under the age of 18 at the time of the offense, **OR** (c) a violation under RCW chapter 66.44 [Alcohol], and the defendant was under the age of 18 at the time of the offense, **AND** the court finds that the defendant previously committed an offense while armed with a firearm, an unlawful possession of a firearm offense, or an offense in violation of chapter 66.44, 69.41, 69.50, or 69.52 RCW.

**Clerk's Action** –The clerk shall forward an Abstract of Court Record (ACR) to the DOL, which must revoke the defendant's driver's license. RCW 46.20.265.

**5.9 Other:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Done** in Open Court and in the presence of the defendant on this date: \_\_\_\_\_

\_\_\_\_\_  
**Judge/Print Name:**

\_\_\_\_\_  
Deputy Prosecuting Attorney      Attorney for Defendant      Defendant

WSBA No. \_\_\_\_\_ WSBA No. \_\_\_\_\_

Print Name: \_\_\_\_\_ Print Name: \_\_\_\_\_ Print Name: \_\_\_\_\_

**Voting Rights Statement:** I acknowledge that I have lost my right to vote because of this felony conviction and sentence to total confinement. If I am registered to vote, my voter registration will be cancelled.

My right to vote will be restored when I am not serving a sentence of total confinement in the custody of DOC. My right to vote is automatically restored but I must reregister to vote prior to voting. Voting or registering to vote before the right is restored is a class C felony. RCW 29A.84.140.

Defendant's signature: \_\_\_\_\_

I am a certified or registered interpreter, or the court has found me otherwise qualified to interpret, in the \_\_\_\_\_ language I interpreted this Judgment and Sentence for the defendant into that language.

I certify, under penalty of perjury under the laws of the State of Washington, that the foregoing is true and correct.

Signed at (city) \_\_\_\_\_, (state) \_\_\_\_\_, on (date) \_\_\_\_\_

\_\_\_\_\_  
Interpreter

\_\_\_\_\_  
Print Name

## VI. Identification of the Defendant

SID No. \_\_\_\_\_ Date of Birth \_\_\_\_\_

FBI No. \_\_\_\_\_ Local ID No. \_\_\_\_\_

PCN No. \_\_\_\_\_ Other \_\_\_\_\_

Alias name, DOB: \_\_\_\_\_

### Race:

☐ Asian    ☐ Black    ☐ Indian-American Indian or  
Alaska Native

☐ Multiracial    ☐ Native Hawaiian or Other  
Pacific Islander

☐ Refused    ☐ White    ☐ Unavailable

☐ Unknown    ☐ Other:

### Ethnicity:

☐ Hispanic

☐ Non-  
Hispanic

☐ Refused

☐ Unknown

### Sex:

☐ Male

☐ Female

**Fingerprints:** I attest that I saw the defendant who appeared in court affix their fingerprints and signature on this document.

Clerk of the Court, Deputy Clerk: \_\_\_\_\_ Dated: \_\_\_\_\_

### The defendant's signature:

Left 4 fingers taken simultaneously	Left Thumb	Right Thumb	Right 4 fingers taken simultaneously
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