



Open Forum – Questions for DOL & AOC

Wednesday, August 17th, 2022

Zoom Link: <https://wacourts.zoom.us/j/95550229687>

Q & A NOTES

1. DOL Records

Q: “What do you do with a disposition that has already been sent to DOL but is now on appeal?”

A: “In DIAS, please conduct a removal; anything on appeal should no longer be on the driving record once an appeal has been perfected. In DIAS: Court Forms > Remove Conviction or Insert DLN> Remove Conviction and Insert Reason > Select Appeal and insert Appeal Number.’

- Q: “This is only if the sentence is stayed while on appeal, correct?”
- A: “The statute DOL goes by, [RCW 46.20.270](#)(4), does not reference ‘only if it is on a stay’, it refers to the perfection. If the appeal has been perfected, it needs to come to DOL to remove the conviction from the record.”

Q: “When do you send in the Pretrial IID condition to DOL? Do you wait until the day they are to have it installed, as ordered by the judge, or should it be done immediately after court as part of the after-court process?”

A: “[RCW 10.21.055](#) says the court shall immediately notify DOL when the restriction is imposed, but as soon as it’s reported to DOL via DIAS it’s on the person’s record. If your judge is ordering a different time period, it would be beneficial to seek judicial guidance on the answer to this question, for your local process.”

Q. “The Deferred Prosecution Order in DIAS has “Conviction Date” as a field, but it’s not a conviction. Can that be changed to “Deferred Prosecution Entered on” instead?”

A: “In the DIAS system, it uses the term conviction because it is considered a conviction for anyone with a federal CDL. A change request can be submitted to change that label to ‘Conviction/DP Entered Date’, but it would be a low-level priority change for DOL due to the current legislation implementation being done.”

2. Misc. Questions

Q: “When the court receives a Certified Abstract of Judgment for a Motor Vehicle Loss. Once the responsible court confirms the judgement and fills out the form, is the court required to submit the form to DOL? If yes, do we submit the abstract electronically, mail it, or both? Do we send a copy to be filing party, or do we send to the filing party and they file with DOL?”

A: "This is a current issue being discussed within DOL at the moment. The DIAS program does allow for the Certified Abstract of Judgment for a Motor Vehicle Loss form submissions, this issue is still being worked through within DOL. This issue will be put on record when received, though. The changes in the language in the statute ([RCW 46.29.310](#)) completely strikes the clerk's submission requirement, and instead requires the judgement creditor to notify DOL. DOL is looking into this topic and are currently awaiting opinion from the DOL AG."

Q: "We have two convictions we are trying to submit in DIAS that state the RCW is invalid. These are fairly new charges. One is TMC 11.05.132 – Unlawful Exhibition of Speed. This charge does appear in JIS as of 3/21/21. This is a municipal Code."

A: "It does take some time for charges to reach DOL, we get end of month charge updates from AOC then Carla and Ryan need to research each one for codes to map them to or other license impacts the law may have, and then send it to the programmers to input into the system. DRIVES law table updates are fairly routine, but even they can take time to reach the system. These specific new codes are currently being processed through the programmers, but not yet being tested, so they will not work until that is complete. "

Q: "In this situation, does the court need to send a paper abstract to DOL?"

A: "You can send the copy to Carla or Ryan, so when the charge is updated, they can submit the conviction and respond to you."

Q: "I have a WDL number that returns two records in DIAS, one that matches and one that doesn't."

A: "This is a current discussion being had with the DOL programmers, because WDL number searches are bringing back results that hold one (1) different character. When using the WDL search it will bring back a primary and secondary account, you need to select the primary. Please send true duplicates to DOL Customer Record Support, so they can be researched and combined."

A: "A great way to catch duplicates is when you are reviewing your adjudicated/issued FTA reports that show up daily in the JIS print domain. Especially the day after you order FTA's"

Q: "What is the DOL Support Email?"

A: "dvrcustomerrecordsupport@dol.wa.gov You can also send to Law and Justice. Please email Carla and Ryan directly if you need their assistance, or for anything urgent."