[NEW]

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Court of Washington, County/City of \_\_\_\_\_\_\_\_\_\_\_\_\_\_**

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| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,  Plaintiff.  vs.  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,  Defendant. DOB  PCN/TCN: SID | NO.  Order re: Traffic Infraction Payment Plan  Clerk’s Action Required. |

**Order re: Traffic Infraction Payment Plan**

This court has considered the defendant’s Petition for and Order Granting relief from traffic infraction fines pursuant to GR 34 and GR 39, the defendant’s declaration, and any testimony, and has reviewed the relevant court records.

**The court finds:**

[ ] The defendant does not have the ability to pay the infraction fines in full because:

[ ] The defendant is receiving one of the following types of public assistance: Temporary Assistance for Needy Families (TANF); aged, blind, or disabled assistance benefits (ABD); medical care services under RCW 74.09.035; pregnant women assistance benefits; poverty-related veterans' benefits, food stamps or food stamp benefits transferred electronically; refugee resettlement benefits; Medicaid (for example, Apple Health); or Supplemental Security Income. (GR 34(a)(3)(A)).

[ ] The defendant is receiving an annual income, after taxes, of 125% or less of the current federally established poverty level. (GR 34(a)(3)(B)).

[ ] The defendant is receiving an annual income, after taxes, of more than 125% of the federally established poverty level but has recurring basic living expenses rendering the person unable to pay the monetary obligation in full. (GR 34(a)(3)(C)).

[ ] There are other compelling circumstances that exist that demonstrate the defendant’s inability to pay fees and/or charges. (GR 34(a)(3)(D)).

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[ ] The defendant is homeless. \_\_\_ Housing Instability

(\_\_\_facing eviction; emergency shelter; \_\_\_ temporary with

family/friends; \_\_\_ outdoors in a tent, or vehicle; Other \_\_\_\_)

[ ] The defendant is represented by a Qualified Legal Services Provider. GR 34(a)(4).

[ ] Because the defendant has not previously been granted a payment plan for the same monetary obligation, and the court has not authorized its collections agency to take civil legal enforcement action, the court shall grant the request for a payment plan or other relief.

[ ] The defendant [ ] has [ ] has not requested the opportunity for community restitution.

[ ] The defendant defaulted on a previous payment plan and/or community restitution. There is [ ] is not [ ] good cause to grant another payment plan and/or community restitution.

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[ ] The defendant’s wages and/or bank account is subject to a garnishment

action but there is [ ] is not [ ] good cause to remove the debt from

collections and to grant another payment plan/community restitution.

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[ ] Because the defendant has defaulted on a previous payment plan on this

monetary obligation, or the defendant failed to complete a community

restitution program, the court may enter into a payment plan/community

restitution or other relief.

[ ] Other: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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**The court orders:**

[ ] **Interest.** All interest that has accrued on the unpaid traffic debt is waived.

[ ] **Remission**. All discretionary traffic infraction fines, including all costs or fees attendant to private debt collection efforts are waived. RCW 46.63.110(1)(b). These include fees incurred pursuant to a civil legal enforcement action. The following mandatory fines shall remain:

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[ ] **Reduction**. All discretionary traffic infraction fines are reduced as follows:

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[ ] **Community Restitution**. All traffic infraction fines are converted to community restitution hours through a community restitution program at the rate of $ per hour for each hour of community restitution. RCW 46.63.110(8)(a).

[ ] **Additional Time**. All remaining traffic infraction fines may be paid according to the following schedule: RCW 46.63.110(6); RCW 46.63.190.

Next payment due date:

Minimum monthly payment:

Payments shall be made to: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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[ ] **Collection**. The traffic infraction fines are removed from a third-party collection agency and payments shall now be made to the court or an account receivable company.

[ ] **Other** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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**Dated**:

Judge

Presented by:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Signature of Defendant/Defendant’s Attorney, WSBA No.

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Print name