

Traffic Infraction Deferral Program

The Court is providing the following information on its Traffic Infraction Deferral Program, which may allow you to have your traffic ticket dismissed and not go on your driving record. Here's how the Traffic Infraction Deferral Program works:

1. **One Moving and One Non-Moving Traffic Violation Only.** Every seven (7) years you may defer one moving violation (such as speeding, failure to yield and negligent driving in the second degree, etc.) and one non-moving violation (such as driving without a valid driver's license, driving without proof of insurance, exceeding weight or height limits, etc).
2. **No Commercial Driver's License Holders.** If you have a commercial driver's license, you are not eligible for this program.
3. **No Deferrals for Seven (7) years.** You must not have the same type of violation (moving or non-moving) deferred in Washington during the last seven (7) years.
4. **Have No Violations for One (1) Year.** Once on the program, you must not have any of the following violations for one (1) year: any new traffic violation; any criminal violation; or any violation involving driving without a valid driver's license or proof of insurance, or in violation of a restriction on your license. A "violation" includes any deferred finding, deferred prosecution, stipulation continuance, arrest warrant, etc.
5. **Pay Court Costs.** You must pay a non-refundable court cost in the face amount of your citation, plus a \$25 administrative fee. If you fail to pay the court costs, a finding of committed will be entered.
6. **Court May Deny Application.** The Judge may deny an application, or may impose other conditions.
7. **What Happens After One Year?** If you comply with all the requirements of the program, the ticket for the violation will be dismissed after one (1) year and won't go on your driving record. If you violate any requirement, the ticket will not be dismissed, and it will go on your record as violation. Also, if the court later discovers that you do not qualify for this program, the ticket will go on your record as a violation.

To participate in the Traffic Infraction Deferral Program, please complete the petition. If you have requested a hearing, by applying for this program you give up your right to a hearing. If the Court receives your application and payment by the hearing date, you won't need to attend the hearing. You may assume that your application is approved unless the Court tells you otherwise. If you don't want to participate in the program, or if you don't qualify, you should attend your hearing as scheduled.

The petition and your payment must be mailed or emailed to:

Wahkiakum County District Court
PO Box 144
Cathlamet, WA 98612
districtcourt@co.wahkiakum.wa.us

If you have any questions, please call Wahkiakum District Court Office at 360-795-3461.

IN THE DISTRICT COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF WAHKIAKUM

STATE OF WASHINGTON,

Plaintiff,

Cause No.

vs.

PETITION AND ORDER FOR
DEFERRED FINDING
ON INFRACTION

Defendant.

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This matter having come before the court, and the court having received a request from the defendant to defer finding for a period of one year according to RCW 46.63.070.

A person may not receive more than one deferral within a seven-year period for moving traffic infractions and more than one deferral within a seven year period for nonmoving traffic infractions.

I HEREBY declare or affirm, under penalty of perjury, that I have had no other deferral on a moving traffic, nonmoving traffic citation in the past seven years and I do not have a commercial driver license endorsement on my driver's license.

Defendant

NOW THEREFORE the court defers the finding for one year. If at the end of the deferral period the defendant has met all conditions and has not been determined to have committed another violation, the court may dismiss this infraction.

Court costs are assessed in the amount of \$_____.

DATED this _____ day of _____, 20_____.

JUDGE