



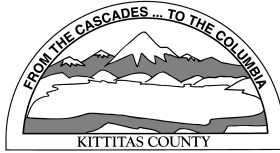
KCPAO INFRACTION AMENDMENT “PILOT PROGRAM” OFFER GRID

Not applicable to CDL cases

The following standard offer grid reflects the **only** offers that the Prosecuting Attorney will make on traffic infractions. Please note that the below offers will only be honored if ALL of the below requirements are met. The Prosecuting Attorney will not engage in negotiations. If the defendant meets the below criteria, you are required to send a completed agreed order (attached) to trafficinfraction@co.kittitas.wa.us to be signed. If all of the below criteria has been met, the Prosecuting Attorney will respond with a signed copy of the agreed order within 2 business days of receiving the agreed order. **The following requirements must be met:**

- The completed and signed agreed order must be sent to trafficinfraction@co.kittitas.wa.us by or before the Wednesday prior to the scheduled contested hearing.
- If DDS is needed, proof of DDS completion must be sent to trafficinfraction@co.kittitas.wa.us with the signed agreed order by or before the Wednesday prior to the scheduled contested hearing.
- If a continuance for DDS is needed, it is the sole responsibility of the defendant/ defendant’s attorney to seek a continuance without involving the Prosecuting Attorney. *(The courts will generally agree to one courtesy continuance if no prior continuances have been requested in the matter.)*
- Any subpoena sent by the defendant/ defendant’s attorney will void all offers unless the defendant/ defendant’s attorney sends proof that the individual(s) subject to the subpoena(s) have been released. Said proof must be sent to trafficinfraction@co.kittitas.wa.us with the signed agreed order by or before the Wednesday prior to the scheduled contested hearing.
- The below offers are based on the defendant’s actual speed, not the defendant’s cited speed.
- The 5 year duration for counting prior moving violations begins 5 years prior to the date of the citation in question.
- Other active moving violations will not be counted as prior moving violations unless they are found committed prior to the entry of an agreed order for the citation in question.
- Prior moving violations amended to nonmoving violations are included when counting the defendant’s prior moving violations.
- A list of moving violations can be found under WAC 308-104-160.
- Deferred findings are granted at the discretion of the Court and the Prosecuting Attorney does not take a position on them.
- Any attempts to negotiate will be ignored. If the Prosecuting Attorney does not respond with a signed agreed order within 2 business days of you sending an agreed signed order, you can assume one of the requirements in this offer grid was not met.
- **CDL holders are not eligible for amendments.**

SEE OFFER GRID ON THE FOLLOWING PAGE



Standard Offers on Moving Violations:

Number of cited moving offenses within 5 years:	<u>Where the current offense is a moving offense with:</u> <ul style="list-style-type: none">• No accident• No school/construction zone• Speed < 15 MPH over limit	<u>Where the current offense is a moving offense involving:</u> <ul style="list-style-type: none">• No accident• + School or Construction Zone;• Speed > 15 MPH over limit
0 prior moving offenses or amendments w/in 5 years	<ul style="list-style-type: none"> • RCW 46.16A.030.5L Fail to Renew Exp. Reg (“Tabs”) < 2 mos; • \$145 	<ul style="list-style-type: none"> • RCW 46.16A.030.5O Fail to Renew Exp. Reg (“Tabs”) > 2 months; • \$237
1-2 prior moving offenses (or amendments) w/in 5 years	<ul style="list-style-type: none"> • Tabs > 2 months; • \$237 	<ul style="list-style-type: none"> • Defensive Driving School Level I; • Tabs > 2 months; • \$237
3 prior moving offenses (or amendments) w/in 5 years	<ul style="list-style-type: none"> • Def. Driving School Lvl. 1; • Tabs > 2 months; • \$237 	<ul style="list-style-type: none"> • DDS Lvl. 2; • Tabs > 2 months; • \$237

Cell Phone Tickets: A first time cell phone ticket can be amended to Tabs < 2 mos, \$145. Second and subsequent cell phone tickets will be committed as cited.

Approved February 2/2024


Gregory L. Zempel
 Kittitas County Prosecuting Attorney