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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,)	
)	
Plaintiff,)	No.
)	
vs.)	STATEMENT OF DEFENDANT ON
)	PLEA OF GUILTY (Nonfelony)
_____ ,)	(STDFG)
)	
Defendant.)	
)	
_____)	

1. My true name is _____.
 2. My date of birth is _____.
 3. I went through the _____ grade.
 4. **I HAVE BEEN INFORMED AND FULLY UNDERSTAND THAT:**
 - (a) I have the right to representation by a lawyer; if I cannot afford to pay for a lawyer, one will be provided at no expense to me. My lawyer's name is _____.
 - (b) I am charged with the crime(s) of _____.
- The elements of this (these) crime(s) are set forth in the information/ _____ amended information, which is incorporated by reference and which I have reviewed with my lawyer.

1 5. **I HAVE BEEN INFORMED AND FULLY UNDERSTAND THAT I HAVE THE**
2 **FOLLOWING IMPORTANT RIGHTS, AND I GIVE THEM ALL UP BY**
3 **PLEADING GUILTY:**

4 (a) The right to a speedy and public trial by an impartial jury in the county where the crime
5 is alleged to have been committed;

6 (b) The right to remain silent before and during trial, and the right to refuse to testify against
7 myself;

8 (c) The right at trial to testify and to hear and question the witnesses who testify against me;

9 (d) The right at trial to have witnesses testify for me. These witnesses can be made to
10 appear at no expense to me;

11 (e) The right to be presumed innocent until the charge is proven beyond a reasonable doubt
12 or I enter a plea of guilty;

13 (f) The right to appeal a determination of guilt after a trial.

14 6. **IN CONSIDERING THE CONSEQUENCES OF MY GUILTY PLEA(S), I**
15 **UNDERSTAND THAT:**

16 (a) The crime(s) with which I am charged each carry a maximum sentence(s) of
17 _____ (maximum 364) days in jail and a \$ _____ fine.

18 (b) The crime of _____ has a mandatory minimum sentence
19 of _____. The law does not allow any reduction of this sentence. [If not
20 applicable, this paragraph should be stricken and initialed by the defendant and the judge _____.]

21 (c) The prosecuting attorney will make the following recommendation to the judge: _____
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The prosecutor will make the recommendation stated in the Plea Agreement and State’s Sentence Recommendation, which are incorporated by reference.

(d) The judge does not have to follow anyone's recommendation as to sentence. The judge can give me any sentence up to the maximum authorized by law no matter what the prosecuting attorney or anyone else recommends.

(e) The judge may place me on probation for up to five years if I am sentenced for a domestic violence offense committed on or after July 28, 2019, five years if I am sentenced under RCW 46.61.5055, or for up to two years for all other offenses, and impose conditions of probation.

(f) The judge will order me to pay a victim's compensation fund assessment. The judge may order that I pay a fine, attorney fees, and other costs, fees and assessments authorized by law. The judge may also order me to make restitution to any victims who lost money or property as a result of crimes I committed. The maximum amount of restitution is double the amount of the loss to all victims or double the amount of my gain.

(g) If I am not a citizen of the United States, a plea of guilty to an offense punishable as a crime under state law is grounds for deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States.

(h) If I am convicted of any new crimes before sentencing, or if any additional criminal history is discovered, the prosecuting attorney's recommendations may increase. Even so, I cannot change my mind and my plea of guilty to this charge is binding on me.

(i) Government assistance may be suspended during any period of confinement.

1 **NOTIFICATION RELATING TO SPECIFIC CRIMES.**

2 **For any of the Following Paragraphs That Do Not Apply, the Paragraph Should**
3 **be Stricken and Initialed by the Defendant and the Judge.**

4 (j) If this crime involves a sexual offense, prostitution, or a drug offense associated with
5 hypodermic needles, I will be required to undergo testing for the human immunodeficiency virus
6 (HIV). [If not applicable, this paragraph should be stricken and initialed by the defendant and the
7 judge ____ ____.]

8 (k) This plea of guilty will result in revocation of my privilege to drive by the Department of
9 Licensing. If I have a driver's license, I must now surrender it to the judge. [If not applicable, this
10 paragraph should be stricken and initialed by the defendant and the judge ____ ____.]

11 (l) This conviction may affect my privilege to obtain a commercial motor vehicle driver's
12 license or result in the loss of any current commercial motor vehicle driver's license. RCW
13 46.25.090. [If not applicable, this paragraph should be stricken and initialed by the defendant and
14 the judge ____ ____.]

15 (m) If this conviction involves a violation of RCW Chapter 77.15, the Department of Fish
16 and Wildlife may, and in some cases is required to, suspend or revoke my privileges that fall within
17 Fish and Wildlife licensing. [If not applicable, this paragraph should be stricken and initialed by
18 the defendant and the judge ____ ____.]

19 (n) This crime was committed by one family or household member against another or by
20 one intimate partner against another and is assault in the fourth degree, coercion, stalking, reckless
21 endangerment, criminal trespass in the first degree, violation of provisions of a protective order, or
22 harassment (as to harassment, it was committed on or after June 7, 2018). I understand that I am

1 not permitted to possess, own, or have under my control any firearm unless my right to do so is
2 restored by a court of record and that I must immediately surrender any concealed pistol license.

3 [If not applicable, this paragraph should be stricken and initialed by the defendant and the judge
4 _____.]

5 (o) This crime involved driving while under the influence of alcohol and/or being in actual
6 physical control of a vehicle while under the influence of alcohol and/or drugs, and I understand
7 that I will be subject to

8 The penalties described in the "DUI" Attachment.

9 *OR*

10 these minimum penalties: The mandatory minimum sentence of _____ days in
11 jail OR _____ days of electronic home monitoring and \$_____ monetary
12 penalty. I may also be required to drive only motor vehicles equipped with an ignition
13 interlock device as imposed by the Department of Licensing or the court. My driving
14 privilege will be suspended or revoked by the Department of Licensing for a period of
15 _____. The court may waive electronic home monitoring and impose an
16 alternative sentence, which may include additional jail time, work crew or work camp.

17 [If not applicable, this paragraph should be stricken and initialed by the defendant and the
18 judge. _____.]

19 (p) Count _____ is a violation of an ignition interlock restriction, under RCW 46.20.740 or
20 RCW 46.20.750(1), and occurred on or after September 26, 2015. The sentence for that offense
21 must be served consecutively with any other sentence imposed for violations of either of those
22 statutes and with any sentence imposed under RCW 46.61.502 (DUI), RCW 46.61.504 (physical
control under the influence), or RCW 46.61.5055. The sentence for violation of RCW 46.20.750(1)

1 also must be served consecutively with any sentence imposed under RCW 46.61.520(1)(a) or
2 46.61.522(1)(b) (vehicular homicide/assault while under the influence of alcohol/drugs). [If not
3 applicable, this paragraph should be stricken and initialed by the defendant and the
4 judge. ____ ____.]

5 (q) This crime involved sexual misconduct with a minor in the second degree, or
6 communication with a minor for immoral purposes, or attempt, solicitation or conspiracy to commit
7 a sex offense, or a kidnapping offense involving a minor, as defined in RCW 9A.44.128. I will be
8 required to register with the county sheriff as described in the "Offender Registration" attachment.

9 [If not applicable, this paragraph should be stricken and initialed by the defendant and the
10 judge ____ ____.]

11 (r) This crime involved assault 4 with domestic violence pled and proved, assault 4 with
12 sexual motivation, communication with a minor for immoral purposes, custodial sexual misconduct
13 2, failure to register, harassment, indecent exposure, patronizing a prostitute, sexual misconduct
14 with a minor 2, stalking, violation of a sexual assault protection order, or any other offense
15 requiring registration under RCW 9A.44.130. I will be required to have a biological sample
16 collected for purposes of DNA identification analysis. RCW 43.43.754. The judge will order me to
17 pay a \$100 DNA fee unless the state has previously collected my DNA as a result of a prior
18 conviction. Refusal to provide a biological sample as required is a gross misdemeanor under RCW
19 43.43.754. [If not applicable, this paragraph should be stricken and initialed by the defendant and
20 the judge. ____ ____.]

21 (s) Because this crime involved a violation of the state drug laws, my eligibility for state
22 and federal education benefits will be affected. 20 U.S.C. § 1091(r). [If not applicable, this
paragraph should be stricken and initialed by the defendant and the judge ____ ____.]

1 (t) If this crime is a violation of RCW 46.61.502 (driving under the influence) and I have
2 Washington State volunteer firefighters vehicle license plates, I must surrender those license plates
3 at the time this plea is entered.

4 (u) Because I am pleading guilty to patronizing a prostitute, a condition of my sentence will
5 be that I not be subsequently arrested for patronizing a prostitute or commercial sexual abuse of a
6 minor. The court will impose crime-related geographic restrictions on me if feasible. If this is my
7 first offense, the court also will order me to attend a program designed to educate me about the
8 negative costs of prostitution. [If not applicable, this paragraph should be stricken and initialed by
9 the defendant and the judge _____.]

10 (v) Because this is a crime of domestic violence, I may be ordered to pay a domestic
11 violence assessment of up to \$115. If I am convicted under RCW 26.50.110, for a violation that
12 occurred on or after July 24, 2015, of a domestic violence protection order issued under chapter
13 26.50 RCW, the court will impose a mandatory fine of \$15.00. [If not applicable, this paragraph
14 should be stricken and initialed by the defendant and the judge _____.]

15 (w) Because the crime to which I am pleading guilty was the result of my arrest for one of
16 the following crimes, the listed fee for the crime of arrest must be imposed by the judge at
17 sentencing. The court may reduce the fine by up to two-thirds only if it finds that I do not have the
18 ability to pay the fee.

19 Trafficking in the first or second degree: \$3000

20 Indecent exposure, prostitution, or a comparable county or municipal crime: \$50

21 Permitting prostitution or a comparable county or municipal crime: \$1500 if the
22 defendant has no prior convictions, deferred sentences, deferred prosecutions,
or diversion agreements for this offense; \$2500 if the defendant has one such
prior; \$5000 if the defendant has two such priors.

Patronizing a prostitute or a comparable county or municipal crime: \$1500 if the
defendant has no prior convictions, deferred sentences, deferred prosecutions,

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or diversion agreements for this offense; \$2500 if the defendant has one such prior; \$5000 if the defendant has two such priors.

Promoting prostitution in the first or second degree, or a comparable county or municipal crime: \$3000 if the defendant has no prior convictions, deferred sentences, deferred prosecutions, or diversion agreements for this offense; \$6000 if the defendant has one such prior; \$10,000 if the defendant has two such priors.

Commercial sexual abuse of a minor, promoting commercial sexual abuse of a minor, promoting travel for commercial sexual abuse of a minor, or a comparable county or municipal crime: \$5000.

[If not applicable, this paragraph should be stricken and initialed by the defendant and the judge _____ .]

(x) As to any convictions for animal cruelty in the second degree or attempted animal cruelty, if the sentence is deferred or suspended, the probationary period must be two years. If I am sentenced on multiple nonfelony convictions for animal cruelty, the sentences shall be consecutive but the probationary period will remain two years. The court may order forfeiture of all animals involved and under certain circumstances it is required to do so. Upon my first conviction for animal cruelty in the second degree, I will be prohibited from owning, caring for, possessing, or residing with any animals for two years; upon a second or subsequent conviction, that prohibition will be permanent. [If not applicable, this paragraph should be stricken and initialed by the defendant and the judge _____ .]

7. I plead guilty to the crime(s) of _____

as charged in the information/ _____ amended information, including all charged domestic violence designations. I have received a copy of that information.

8. I make this plea freely and voluntarily.

1 9. No one has threatened harm of any kind to me or to any other person to cause me to
2 make this plea.

3 10. No person has made promises of any kind to cause me to enter this plea except as set
4 forth in this statement.

5 11. The judge has asked me to state briefly in my own words what I did that makes me
6 guilty of this (these) crime(s), including domestic violence relationships, if they apply. This is my
7 statement: _____

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12 12. My lawyer has explained to me, and we have fully discussed, all of the above
13 paragraphs. I understand them all. I have been given a copy of this "Statement of Defendant on
14 Plea of Guilty." I have no further questions to ask the judge.

15
16 _____
17 DEFENDANT

18 I have read and discussed this statement
19 with the defendant and believe that the
20 defendant is competent and fully
21 understands the statement.

22

PROSECUTING ATTORNEY
Print Name: _____
WSBA# _____

DEFENDANT'S LAWYER
Print Name: _____
WSBA# _____

1 The foregoing statement was signed by the defendant in open court in the presence of the
2 defendant's lawyer and the undersigned judge. The defendant asserted that [check appropriate box]:

- 3 [] (a) The defendant had previously read; or
4 [] (b) The defendant's lawyer had previously read to him or her; or
5 [] (c) An interpreter had previously read to the defendant the entire statement above;

6 and that the defendant understood it in full.

7 I find the defendant's plea of guilty to be knowingly, intelligently and voluntarily made. The
8 defendant understands the charges and the consequences of the plea. There is a factual basis for the
9 plea. The defendant is guilty as charged.

10 Dated this _____ day of _____, 20__.

11 _____
12 JUDGE

13 I am a Washington State court certified interpreter or have been found otherwise qualified by the
14 court to interpret in the _____ language and I am fluent in that language,
15 which the defendant understands. I have interpreted this entire document for the defendant from
16 English into that language. I certify under penalty of perjury under the laws of the State of
17 Washington that the foregoing is true and correct.

18 Dated this _____ day of _____, 20__.

19 _____
20 INTERPRETER

21 Print Name: _____

22 [If bilingual Spanish form is used.] I am a Washington State court certified interpreter for the
Spanish language. I have provided in this form a written Spanish translation of the portions of the
form completed in English by the defendant or the defendant's attorney. I certify under penalty of
perjury under the laws of the State of Washington that the foregoing is true and correct.

Dated this _____ day of _____, 20__.

TRANSLATOR
Print Name: _____