

FINAL BILL REPORT

ESHB 2459

C 189 L 92
Synopsis As Enacted

Brief Description: Authorizing additional superior court judges.

By House Committee on Judiciary (originally sponsored by Representatives Appelwick, Sheldon, Scott, Locke, Leonard, Cantwell, R. Johnson, Jacobsen, Paris, Jones, Haugen, Spanel, Sprenkle, J. Kohl, O'Brien, May, Basich and Anderson).

House Committee on Judiciary
House Committee on Appropriations
Senate Committee on Ways & Means

Background: The Legislature sets by statute the number of superior court judges in each county. Periodically, the Office of the Administrator for the Courts conducts a weighted caseload study to determine the need for additional judges in the various counties.

Retirement system benefits and one-half of the salary of a superior court judge are paid by the state. The other half of the judge's salary and all other costs associated with a judicial position, such as capital and support staff costs, are borne by the county. A statute also requires that the county hire a stenographic court reporter for each superior court judge, although for the last several years new judicial positions have been exempted from this requirement each time they have been created.

In 1991, the Legislature passed SHB 1127 which created new superior court judicial positions in five counties. Those counties were King, Skagit, Snohomish, Mason, and Grays Harbor. However, the legislation contained a "null and void" clause which made its effectiveness dependent upon funding in the state budget. No funding was provided in the 1991 budget for the new positions.

Summary: Judicial positions are reauthorized in the five counties in which they were authorized but not funded in 1991.

The numbers of superior court judges in the five counties are increased as follows:

- (1) King County - from 46 to 58;
- (2) Grays Harbor County - from two to three;
- (3) Skagit County - from two to three;
- (4) Snohomish County - from 11 to 13; and,
- (5) Mason County - from one to two.

The 12 new positions in King County may be phased in by the county between July 1, 1992 and July 1, 1996, but no more than two of the new positions may be filled before July 1, 1993. The new positions in Mason County and Skagit County take effect July 1, 1992. The new positions in Grays Harbor County and Snohomish County take effect July 1, 1993.

In each county the positions become effective only if the county legislative authority documents its approval of the positions and agrees to pay the county's share of the costs of the new positions.

The new positions, as well as future new positions authorized by the Legislature, are all exempted from the requirement that a stenographic reporter be provided for each judge.

Votes on Final Passage:

House	95	0	
Senate	45	3	(Senate amended)
House	96	0	(House concurred)

<i>Effective:</i>	July 1, 1992	(Sections 1, 3 and 5)
	July 1, 1993	(Sections 2, 4, 6, 7 and 8)