

5363-S

Sponsor(s): Senate Committee on Law & Justice (originally sponsored by Senators Thorsness, Rasmussen, Nelson, Newhouse, Hayner, Madsen, A. Smith, Erwin and L. Kreidler; by request of Department of Corrections)

Brief Description: Providing for an administrative process for legal financial obligations.

SB 5363-S.E - DIGEST

(DIGEST AS ENACTED)

Defines "earnings," "disposable earnings," and "obligee."

Authorizes the courts to order payment for the cost of incarceration by an offender who can afford to make the payments.

Authorizes a court to add to the judgment and sentence that a notice of payroll deduction is to be immediately issued.

Provides for modification of the monthly payment amount.

Establishes the responsibilities of the employer after receipt of the notice to make payroll deductions.

Provides that the offender may file a motion to quash, modify, or terminate the payroll deduction.

Authorizes the employer to deduct a processing fee from the remainder of the offender's earnings.

Provides for service of a notice to withhold income from a bank, savings and loan association, or credit union.

Specifies a certain amount of earnings which are exempt from a payroll deduction or an order to withhold and deliver.