

SUBSTITUTE HOUSE BILL 1734

State of Washington 53rd Legislature 1993 Regular Session

By House Committee on Judiciary (originally sponsored by Representatives Appelwick, Ludwig, Dellwo, Silver, Padden, Peery, Ogden, Mastin, Scott and Johanson; by request of Administrator for the Courts)

Read first time 02/25/93.

1 AN ACT Relating to adding new judges to the court of appeals;
2 amending RCW 2.06.020; adding a new section to chapter 2.06 RCW;
3 creating a new section; and declaring an emergency.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 2.06.020 and 1989 c 328 s 10 are each amended to read
6 as follows:

7 The court shall have three divisions, one of which shall be
8 headquartered in Seattle, one of which shall be headquartered in
9 Spokane, and one of which shall be headquartered in Tacoma:

10 (1) The first division shall have ((~~nine~~)) twelve judges by July 1,
11 1996, from three districts, as follows:

12 (a) District 1 shall consist of King county and shall have six
13 judges until December 31, 1993, and eight judges as of January 1, 1994;

14 (b) District 2 shall consist of Snohomish county and shall have two
15 judges; and

16 (c) District 3 shall consist of Island, San Juan, Skagit and
17 Whatcom counties and shall have one judge until June 30, 1996, and two
18 judges as of July 1, 1996.

1 (2) The second division shall have (~~four~~) six judges by July 1,
2 1993, from the following districts:

3 (a) District 1 shall consist of Pierce county and shall have two
4 judges;

5 (b) District 2 shall consist of Clallam, Grays Harbor, Jefferson,
6 Kitsap, Mason, and Thurston counties and shall have one judge until
7 June 30, 1993, and two judges as of July 1, 1993;

8 (c) District 3 shall consist of Clark, Cowlitz, Lewis, Pacific,
9 Skamania, and Wahkiakum counties and shall have one judge until June
10 30, 1993, and two judges as of July 1, 1993.

11 (3) The third division shall have (~~four~~) five judges by July 1,
12 1994, from the following districts:

13 (a) District 1 shall consist of Ferry, Lincoln, Okanogan, Pend
14 Oreille, Spokane and Stevens counties and shall have two judges;

15 (b) District 2 shall consist of Adams, Asotin, Benton, Columbia,
16 Franklin, Garfield, Grant, Walla Walla, and Whitman counties and shall
17 have one judge;

18 (c) District 3 shall consist of Chelan, Douglas, Kittitas,
19 Klickitat and Yakima counties and shall have one judge until June 30,
20 1994, and two judges as of July 1, 1994.

21 NEW SECTION. Sec. 2. A new section is added to chapter 2.06 RCW
22 to read as follows:

23 The new judicial positions created under section 1, chapter ...,
24 Laws of 1993 (section 1 of this act) become effective as follows:

25 (1) In the first division, two positions in district 1 become
26 effective on January 1, 1994, and one position in district 3 becomes
27 effective on July 1, 1996. The positions shall be filled by
28 gubernatorial appointment and the persons appointed shall hold office
29 until the general election to be held in November following
30 appointment. At the general election, judges appointed are entitled to
31 run for a term of six years and until a successor is elected and
32 qualified, commencing with the second Monday in January succeeding the
33 election;

34 (2) In the second division, two positions become effective July 1,
35 1993, one in district 2 and one in district 3. The positions shall be
36 filled by gubernatorial appointment and the persons appointed shall
37 hold office until the general election to be held in November 1993.
38 The person appointed to the position in district 2 is entitled to run

1 for a term of one year or until the second Monday in January 1995. The
2 person appointed to the position in district 3 is entitled to run for
3 a term of five years or until the second Monday in January 1999. After
4 completion of their first term, the judges in both positions shall be
5 elected for a term of six years and until a successor is elected and
6 qualified, commencing with the second Monday in January succeeding the
7 election; and

8 (3) In the third division, one position becomes effective July 1,
9 1994, in district 3. The position shall be filled by gubernatorial
10 appointment. The person appointed by the governor shall hold office
11 until the general election to be held in November, 1994, and is
12 entitled to run for a term of six years or until the second Monday in
13 January succeeding the election.

14 NEW SECTION. **Sec. 3.** If by June 30 immediately preceding the
15 biennium in which a judicial position created by this act is to take
16 effect, the omnibus operating budget appropriations act for that
17 biennium does not provide specific funding for that judicial position,
18 this act is null and void with respect to that position.

19 NEW SECTION. **Sec. 4.** This act is necessary for the immediate
20 preservation of the public peace, health, or safety, or support of the
21 state government and its existing public institutions, and shall take
22 effect immediately.

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