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SENATE BILL 5183

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State of Washington

55th Legislature

1997 Regular Session

By Senators Roach, Fairley and Winsley

Read first time 01/17/97. Referred to Committee on Law & Justice.

1 AN ACT Relating to a municipal court defendant incarcerated at a  
2 jail facility in the county but outside the city limits; and amending  
3 RCW 35.20.100.

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

5 **Sec. 1.** RCW 35.20.100 and 1984 c 258 s 71 are each amended to read  
6 as follows:

7 There shall be three departments of the municipal court, which  
8 shall be designated as Department Nos. 1, 2 and 3(~~(= PROVIDED, That)~~).  
9 However, when the administration of justice and the accomplishment of  
10 the work of the court make additional departments necessary, the  
11 legislative body of the city may create additional departments as they  
12 are needed. The departments shall be established in such places as may  
13 be provided by the legislative body of the city, and each department  
14 shall be presided over by a municipal judge. However, notwithstanding  
15 the priority of action rule, for a defendant incarcerated at a jail  
16 facility outside the city limits but within the county in which the  
17 city is located, the city may, pursuant to an interlocal agreement  
18 under chapter 39.34 RCW, contract with the county to transfer  
19 jurisdiction and venue over the defendant to a district court and to

1 provide all judicial services at the district court as would be  
2 provided by a department of the municipal court. The judges shall  
3 select, by majority vote, one of their number to act as presiding judge  
4 of the municipal court for a term of one year, and he or she shall be  
5 responsible for administration of the court and assignment of calendars  
6 to all departments. A change of venue from one department of the  
7 municipal court to another department shall be allowed in accordance  
8 with the provisions of RCW 3.66.090 in all civil and criminal  
9 proceedings. The city shall assume the costs of the elections of the  
10 municipal judges in accordance with the provisions of RCW 29.13.045.

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