

2 **SHB 2799** - S COMM AMD
3 By Committee on Judiciary

4 ADOPTED 3/3/00

5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** The administrator for the courts shall
8 establish a pilot program for the efficient state-wide processing of
9 warrants issued by courts of limited jurisdiction. The pilot program
10 shall contain procedures and criteria for courts of limited
11 jurisdiction to enter into agreements with other courts of limited
12 jurisdiction throughout the state to process each other's warrants when
13 the defendant is within the processing court's jurisdiction. The
14 administrator for the courts shall establish a formula for allocating
15 between the court processing the warrant and the court that issued the
16 warrant any moneys collected and costs associated with the processing
17 of warrants.

18 **Sec. 2.** RCW 3.66.010 and 1984 c 258 s 40 are each amended to read
19 as follows:

20 (1) The justices of the peace elected in accordance with chapters
21 3.30 through 3.74 RCW are authorized to hold court as judges of the
22 district court for the trial of all actions enumerated in chapters 3.30
23 through 3.74 RCW or assigned to the district court by law; to hear,
24 try, and determine the same according to the law, and for that purpose
25 where no special provision is otherwise made by law, such court shall
26 be vested with all the necessary powers which are possessed by courts
27 of record in this state; and all laws of a general nature shall apply
28 to such district court as far as the same may be applicable and not
29 inconsistent with the provisions of chapters 3.30 through 3.74 RCW.
30 The district court shall, upon the demand of either party, impanel a
31 jury to try any civil or criminal case in accordance with the
32 provisions of chapter 12.12 RCW. No jury trial may be held in a
33 proceeding involving a traffic infraction.

34 (2) A district court participating in the program established by
35 the office of the administrator for the courts pursuant to section 1 of

1 this act shall have jurisdiction to take recognizance, approve bail,
2 and arraign defendants held within its jurisdiction on warrants issued
3 by any other court of limited jurisdiction participating in the
4 program.

5 **Sec. 3.** RCW 3.66.060 and 1984 c 258 s 44 are each amended to read
6 as follows:

7 The district court shall have jurisdiction: (1) Concurrent with
8 the superior court of all misdemeanors and gross misdemeanors committed
9 in their respective counties and of all violations of city ordinances.
10 It shall in no event impose a greater punishment than a fine of five
11 thousand dollars, or imprisonment for one year in the county or city
12 jail as the case may be, or both such fine and imprisonment, unless
13 otherwise expressly provided by statute. It may suspend and revoke
14 vehicle operators' licenses in the cases provided by law; (2) to sit as
15 a committing magistrate and conduct preliminary hearings in cases
16 provided by law; (3) concurrent with the superior court of a proceeding
17 to keep the peace in their respective counties; (4) concurrent with the
18 superior court of all violations under Title 75 RCW; ~~((and))~~ (5) to
19 hear and determine traffic infractions under chapter 46.63 RCW; and (6)
20 to take recognizance, approve bail, and arraign defendants held within
21 its jurisdiction on warrants issued by other courts of limited
22 jurisdiction when those courts are participating in the program
23 established under section 1 of this act.

24 **Sec. 4.** RCW 3.66.070 and 1991 c 290 s 2 are each amended to read
25 as follows:

26 All criminal actions shall be brought in the district where the
27 alleged violation occurred: PROVIDED, That (1) the prosecuting
28 attorney may file felony cases in the district in which the county seat
29 is located, (2) with the consent of the defendant criminal actions
30 other than those arising out of violations of city ordinances may be
31 brought in or transferred to the district in which the county seat is
32 located, ~~((and))~~ (3) if the alleged violation relates to driving, or
33 being in actual physical control of, a motor vehicle while under the
34 influence of intoxicating liquor or any drug and the alleged violation
35 occurred within a judicial district which has been designated an
36 enhanced enforcement district under RCW 2.56.110, the charges may be
37 filed in that district or in a district within the same county which is

1 adjacent to the district in which the alleged violation occurred, and
2 (4) a district court participating in the program established by the
3 office of the administrator for the courts pursuant to section 1 of
4 this act shall have jurisdiction to take recognizance, approve bail,
5 and arraign defendants held within its jurisdiction on warrants issued
6 by any other court of limited jurisdiction participating in the
7 program.

8 **Sec. 5.** RCW 3.46.030 and 1985 c 303 s 13 are each amended to read
9 as follows:

10 A municipal department shall have exclusive jurisdiction of matters
11 arising from ordinances of the city, and no jurisdiction of other
12 matters except as conferred by statute. A municipal department
13 participating in the program established by the office of the
14 administrator for the courts pursuant to section 1 of this act shall
15 have jurisdiction to take recognizance, approve bail, and arraign
16 defendants held within its jurisdiction on warrants issued by any court
17 of limited jurisdiction participating in the program.

18 **Sec. 6.** RCW 3.50.020 and 1985 c 303 s 14 are each amended to read
19 as follows:

20 The municipal court shall have exclusive original jurisdiction over
21 traffic infractions arising under city ordinances and exclusive
22 original criminal jurisdiction of all violations of city ordinances
23 duly adopted by the city in which the municipal court is located and
24 shall have original jurisdiction of all other actions brought to
25 enforce or recover license penalties or forfeitures declared or given
26 by such ordinances or by state statutes. The municipal court shall
27 also have the jurisdiction as conferred by statute. The municipal
28 court is empowered to forfeit cash bail or bail bonds and issue
29 execution thereon; and in general to hear and determine all causes,
30 civil or criminal, including traffic infractions, arising under such
31 ordinances and to pronounce judgment in accordance therewith. A
32 municipal court participating in the program established by the office
33 of the administrator for the courts pursuant to section 1 of this act
34 shall have jurisdiction to take recognizance, approve bail, and arraign
35 defendants held within its jurisdiction on warrants issued by any court
36 of limited jurisdiction participating in the program.

1 **Sec. 7.** RCW 35.20.030 and 1993 c 83 s 3 are each amended to read
2 as follows:

3 The municipal court shall have jurisdiction to try violations of
4 all city ordinances and all other actions brought to enforce or recover
5 license penalties or forfeitures declared or given by any such
6 ordinances. It is empowered to forfeit cash bail or bail bonds and
7 issue execution thereon, to hear and determine all causes, civil or
8 criminal, arising under such ordinances, and to pronounce judgment in
9 accordance therewith: PROVIDED, That for a violation of the criminal
10 provisions of an ordinance no greater punishment shall be imposed than
11 a fine of five thousand dollars or imprisonment in the city jail not to
12 exceed one year, or both such fine and imprisonment, but the punishment
13 for any criminal ordinance shall be the same as the punishment provided
14 in state law for the same crime. All civil and criminal proceedings in
15 municipal court, and judgments rendered therein, shall be subject to
16 review in the superior court by writ of review or on appeal: PROVIDED,
17 That an appeal from the court's determination or order in a traffic
18 infraction proceeding may be taken only in accordance with RCW
19 46.63.090(5). Costs in civil and criminal cases may be taxed as
20 provided in district courts. A municipal court participating in the
21 program established by the office of the administrator for the courts
22 pursuant to section 1 of this act shall have jurisdiction to take
23 recognizance, approve bail, and arraign defendants held within its
24 jurisdiction on warrants issued by any court of limited jurisdiction
25 participating in the program.

26 NEW SECTION. **Sec. 8.** The program established by the office of the
27 administrator for the courts pursuant to section 1 of this act shall by
28 June 1, 2003, report to the legislature on the effectiveness and costs
29 of the pilot program. Copies of the report shall be distributed to the
30 house of representatives judiciary committee and the senate judiciary
31 committee."

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35 On page 1, line 2 of the title, after "jurisdiction;" strike the
36 remainder of the title and insert "amending RCW 3.66.010, 3.66.060,

1 3.66.070, 3.46.030, 3.50.020, and 35.20.030; and creating new
2 sections."

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