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**SUBSTITUTE HOUSE BILL 2461**

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**State of Washington                      56th Legislature                      2000 Regular Session**

**By** House Committee on Judiciary (originally sponsored by Representatives Reardon, Santos, Ruderman and Grant)

Read first time 02/03/2000. Referred to Committee on .

1            AN ACT Relating to satisfaction of judgments; and amending RCW  
2 4.56.100.

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

4            **Sec. 1.** RCW 4.56.100 and 1997 c 358 s 4 are each amended to read  
5 as follows:

6            (1) When any judgment for the payment of money only shall have been  
7 paid or satisfied, the judgment creditor shall file with the clerk of  
8 the court in which the judgment was rendered an acknowledgment of  
9 satisfaction if payment was made to a person other than the clerk. The  
10 clerk of the court in which such judgment was rendered shall note upon  
11 the record in the execution docket satisfaction thereof giving the date  
12 of such satisfaction upon either the payment to such clerk of the  
13 amount of such judgment, costs and interest and any accrued costs by  
14 reason of the issuance of any execution, or the filing with such clerk  
15 of a satisfaction entitled in such action and identifying the same  
16 executed by the judgment creditor or his or her attorney of record in  
17 such action or his or her assignee acknowledged as deeds are  
18 acknowledged. The clerk has the authority to note the satisfaction of  
19 judgments for criminal and juvenile legal financial obligations when

1 the clerk's record indicates payment in full or as directed by the  
2 court. Every satisfaction of judgment and every partial satisfaction  
3 of judgment which provides for the payment of money shall clearly  
4 designate the judgment creditor and his or her attorney if any, the  
5 judgment debtor, the amount or type of satisfaction, whether the  
6 satisfaction is full or partial, the cause number, and the date of  
7 entry of the judgment. A certificate by such clerk of the entry of  
8 such satisfaction by him or her may be filed in the office of the clerk  
9 of any county in which an abstract of such judgment has been filed.  
10 When so satisfied by the clerk or the filing of such certificate the  
11 lien of such judgment shall be discharged.

12 (2) The department of social and health services shall file a  
13 satisfaction of judgment for welfare fraud conviction if a person does  
14 not pay money through the clerk as ~~((required))~~ allowed under  
15 subsection (1) of this section.

16 (3) The department of corrections shall file a satisfaction of  
17 judgment if a person does not pay money through the clerk's office as  
18 ~~((required))~~ allowed under subsection (1) of this section.

19 (4) If the judgment creditor fails to file an acknowledgment of  
20 satisfaction of the judgment with the court as required under  
21 subsection (1) of this section within sixty days of receiving payment  
22 when the judgment debtor pays the judgment creditor rather than the  
23 court, the judgment creditor shall be liable:

24 (a) For an amount equal to interest on the amount of such judgment  
25 computed at twelve percent per year from the sixty-first day after the  
26 payment of the judgment by the judgment debtor until the judgment  
27 creditor acknowledges the satisfaction with the court as required under  
28 subsection (1) of this section; and

29 (b) For actual damages or two hundred fifty dollars, whichever is  
30 greater, and any costs and attorneys' fees associated with actions  
31 taken by the judgment debtor to get the satisfaction properly  
32 acknowledged by the court under subsection (1) of this section.

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