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HOUSE BILL 2140

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State of Washington

57th Legislature

2001 Regular Session

By Representatives Hurst and Esser

Read first time 02/19/2001. Referred to Committee on Judiciary.

1 AN ACT Relating to extending the period of court jurisdiction; and  
2 amending RCW 35.20.255, 3.50.330, and 3.66.068.

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

4 **Sec. 1.** RCW 35.20.255 and 1999 c 56 s 3 are each amended to read  
5 as follows:

6 Judges of the municipal court, in their discretion, shall have the  
7 power in all criminal proceedings within their jurisdiction including  
8 violations of city ordinances, to defer imposition of any sentence,  
9 suspend all or part of any sentence, fix the terms of any such deferral  
10 or suspension, and provide for such probation and parole as in their  
11 opinion is reasonable and necessary under the circumstances of the  
12 case, but in no case shall it extend for more than five years from the  
13 date of conviction for a defendant to be sentenced under RCW 46.61.5055  
14 and two years from the date of conviction for all other offenses. If  
15 a court of limited jurisdiction orders a defendant to appear before the  
16 court following conviction and imposition of a deferred or suspended  
17 sentence and the defendant fails to appear for the hearing as ordered  
18 and the defendant is otherwise amenable to process then the court's  
19 jurisdiction shall be tolled. The period of the court's jurisdiction

1 shall be tolled during any period a warrant is outstanding. However,  
2 the jurisdiction period in this section does not apply to the  
3 enforcement of orders issued under RCW 46.20.720.

4 **Sec. 2.** RCW 3.50.330 and 1999 c 56 s 1 are each amended to read as  
5 follows:

6 For a period not to exceed five years after imposition of sentence  
7 for a defendant sentenced under RCW 46.61.5055 and two years after  
8 imposition of sentence for all other offenses, the court shall have  
9 continuing jurisdiction and authority to suspend the execution of all  
10 or any part of the sentence upon stated terms, including installment  
11 payment of fines. If a court of limited jurisdiction orders a  
12 defendant to appear before the court following conviction and  
13 imposition of a deferred or suspended sentence and the defendant fails  
14 to appear for the hearing as ordered and the defendant is otherwise  
15 amenable to process then the court's jurisdiction shall be tolled. The  
16 period of the court's jurisdiction shall be tolled during any period a  
17 warrant is outstanding. However, the jurisdiction period in this  
18 section does not apply to the enforcement of orders issued under RCW  
19 46.20.720.

20 **Sec. 3.** RCW 3.66.068 and 1999 c 56 s 2 are each amended to read as  
21 follows:

22 For a period not to exceed five years after imposition of sentence  
23 for a defendant sentenced under RCW 46.61.5055 and two years after  
24 imposition of sentence for all other offenses, the court has continuing  
25 jurisdiction and authority to suspend the execution of all or any part  
26 of its sentence upon stated terms, including installment payment of  
27 fines. If a court of limited jurisdiction orders a defendant to appear  
28 before the court following conviction and imposition of a deferred or  
29 suspended sentence and the defendant fails to appear for the hearing as  
30 ordered and the defendant is otherwise amenable to process then the  
31 court's jurisdiction shall be tolled. The period of the court's  
32 jurisdiction shall be tolled during any period a warrant is  
33 outstanding. However, the jurisdiction period in this section does not  
34 apply to the enforcement of orders issued under RCW 46.20.720.

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