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SENATE BILL 5472

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State of Washington

57th Legislature

2001 Regular Session

By Senators Johnson, Constantine and Kline; by request of  
Administrator for the Courts

Read first time 01/24/2001. Referred to Committee on Judiciary.

1 AN ACT Relating to courts of limited jurisdiction; amending RCW  
2 3.50.810 and 3.46.150; and repealing RCW 3.46.155.

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

4 **Sec. 1.** RCW 3.50.810 and 1993 c 317 s 2 are each amended to read  
5 as follows:

6 (1) Any city having entered into an agreement for court  
7 services with the county must provide written notice of the intent  
8 to terminate such agreement to the county legislative authority  
9 not less than one year prior to February 1st of the year in which  
10 all district court judges are subject to election.

11 (2) Any city that terminates ((a municipal court under this  
12 chapter may not establish another municipal court under this  
13 chapter until at least ten years have elapsed from the date of  
14 termination)) an agreement for court services to be provided by a  
15 district court may only terminate such agreement at the end of a  
16 four-year district court judicial term.

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1       **Sec. 2.** RCW 3.46.150 and 1984 c 258 s 210 are each amended to read  
2 as follows:

3       Any city, having established a municipal department as provided  
4 in this chapter may, by written notice to the county legislative  
5 authority not less than thirty days prior to February 1st of  
6 ((any)) the year in which all district court judges are subject to  
7 election, require the termination of the municipal department  
8 created pursuant to this chapter. Any city that terminates an  
9 agreement for court services to be provided by a district court  
10 may not terminate such agreement within a four-year district court  
11 judicial term. However, the city may not give the written notice  
12 required by this section unless the city has reached an agreement  
13 with the county under chapter 39.34 RCW under which the county is  
14 to be paid a reasonable amount for costs associated with  
15 prosecution, adjudication, and sentencing in criminal cases filed  
16 in district court as a result of the termination. The agreement  
17 shall provide for periodic review and renewal of the terms of the  
18 agreement. If the municipality and the county are unable to agree  
19 on the terms for renewal of the agreement, they shall be deemed to  
20 have entered into an agreement to submit the issue to arbitration  
21 under chapter 7.04 RCW. Pending conclusion of the arbitration  
22 proceeding, the terms of the agreement shall remain in effect. The  
23 municipality and the county have the same rights and are subject  
24 to the same duties as other parties who have agreed to submit to  
25 arbitration under chapter 7.04 RCW.

26       NEW SECTION. **Sec. 3.** RCW 3.46.155 (Termination of municipal  
27 department--Waiting period for establishing another) and 1993 c  
28 317 s 1 are each repealed.

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