

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 5251**

58th Legislature  
2003 Regular Session

Passed by the Senate March 19, 2003  
YEAS 46 NAYS 0

---

**President of the Senate**

Passed by the House April 8, 2003  
YEAS 95 NAYS 0

---

**Speaker of the House of Representatives**

Approved

---

**Governor of the State of Washington**

CERTIFICATE

I, Milton H. Doumit, Jr.,  
Secretary of the Senate of the  
State of Washington, do hereby  
certify that the attached is  
**SUBSTITUTE SENATE BILL 5251** as  
passed by the Senate and the House  
of Representatives on the dates  
hereon set forth.

---

**Secretary**

FILED

**Secretary of State  
State of Washington**

---

**SUBSTITUTE SENATE BILL 5251**

---

Passed Legislature - 2003 Regular Session

**State of Washington                      58th Legislature                      2003 Regular Session**

**By** Senate Committee on Judiciary (originally sponsored by Senators Brandland, Thibaudeau, Shin and Kline)

READ FIRST TIME 03/03/03.

1            AN ACT Relating to foreign judgments; and amending RCW 4.64.030 and  
2            6.36.035.

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

4            **Sec. 1.** RCW 4.64.030 and 2000 c 41 s 1 are each amended to read as  
5            follows:

6            (1) The clerk shall enter all judgments in the execution docket,  
7            subject to the direction of the court and shall specify clearly the  
8            amount to be recovered, the relief granted, or other determination of  
9            the action.

10           (2)(a) On the first page of each judgment which provides for the  
11           payment of money, including foreign judgments, judgments in rem,  
12           mandates of judgments, and judgments on garnishments, the following  
13           shall be succinctly summarized: The judgment creditor and the name of  
14           his or her attorney, the judgment debtor, the amount of the judgment,  
15           the interest owed to the date of the judgment, and the total of the  
16           taxable costs and attorney fees, if known at the time of the entry of  
17           the judgment, and in the entry of a foreign judgment, the filing and  
18           expiration dates of the judgment under the laws of the original  
19           jurisdiction.

1 (b) If the judgment provides for the award of any right, title, or  
2 interest in real property, the first page must also include an  
3 abbreviated legal description of the property in which the right,  
4 title, or interest was awarded by the judgment, including lot, block,  
5 plat, or section, township, and range, and reference to the judgment  
6 page number where the full legal description is included, if  
7 applicable; or the assessor's property tax parcel or account number,  
8 consistent with RCW 65.04.045(1) (f) and (g).

9 (c) If the judgment provides for damages arising from the  
10 ownership, maintenance, or use of a motor vehicle as specified in RCW  
11 46.29.270, the first page of the judgment summary must clearly state  
12 that the judgment is awarded pursuant to RCW 46.29.270 and that the  
13 clerk must give notice to the department of licensing as outlined in  
14 RCW 46.29.310.

15 (3) If the attorney fees and costs are not included in the  
16 judgment, they shall be summarized in the cost bill when filed. The  
17 clerk may not enter a judgment, and a judgment does not take effect,  
18 until the judgment has a summary in compliance with this section. The  
19 clerk is not liable for an incorrect summary.

20 **Sec. 2.** RCW 6.36.035 and 1997 c 358 s 1 are each amended to read  
21 as follows:

22 (1) At the time of the filing of the foreign judgment, the judgment  
23 creditor or the judgment creditor's lawyer shall make and file with the  
24 clerk of court an affidavit setting forth the name and last known post  
25 office address of the judgment debtor, ~~((and))~~ the judgment creditor,  
26 and the filing and expiration date of the judgment in the originating  
27 jurisdiction.

28 (2) Promptly upon the filing of the foreign judgment and the  
29 affidavit, the judgment creditor shall mail notice of the filing of the  
30 foreign judgment to the judgment debtor at the address given. The  
31 notice shall include the name and post office address of the judgment  
32 creditor and the judgment creditor's lawyer if any in this state. In  
33 addition, the judgment creditor shall file proof of mailing with the  
34 clerk.

35 (3)(a) No execution or other process for enforcement of a foreign  
36 judgment filed in the office of the clerk of a superior court shall be

1 allowed until ten days after the proof of mailing has been filed with  
2 the clerk by the judgment creditor.

3 (b) No execution or other process for enforcement of a foreign  
4 judgment filed in the office of the clerk of a district court shall be  
5 allowed until fourteen days after the proof of mailing has been filed  
6 with the clerk by the judgment creditor.

7 (c) Nothing in this section may be interpreted to extend the  
8 expiration date of a foreign judgment beyond the expiration date under  
9 the laws of the jurisdiction where the judgment originated.

--- END ---