

E2SSB 5454 - H AMD

By Representative Lantz

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 2.56
4 RCW to read as follows:

5 (1) The trial court improvement account is created in the
6 custody of the state treasurer. Expenditures from the account may
7 be made only to fund improvements to trial courts, including but
8 not limited to improvements in trial court staffing, programs,
9 facilities, and services. Revenues to the account consist of
10 amounts appropriated by the legislature from the equal justice
11 subaccount of the public safety and education account pursuant to
12 section 3(2) of this act. Only the administrator for the courts
13 may authorize expenditures from the account. The account is
14 subject to allotment procedures under chapter 43.88 RCW, but an
15 appropriation is not required for expenditures.

16 (2) The administrator for the courts shall distribute amounts
17 in the trial court improvement account to counties ratably based on
18 population as last determined by the forecasting division of the
19 office of financial management.

20 **Sec. 2.** RCW 2.56.030 and 2002 c 49 s 2 are each amended to
21 read as follows:

22 The administrator for the courts shall, under the supervision
23 and direction of the chief justice:

24 (1) Examine the administrative methods and systems employed in
25 the offices of the judges, clerks, stenographers, and employees of
26 the courts and make recommendations, through the chief justice, for
27 the improvement of the same;

28 (2) Examine the state of the dockets of the courts and
29 determine the need for assistance by any court;

1 (3) Make recommendations to the chief justice relating to the
2 assignment of judges where courts are in need of assistance and
3 carry out the direction of the chief justice as to the assignments
4 of judges to counties and districts where the courts are in need of
5 assistance;

6 (4) Collect and compile statistical and other data and make
7 reports of the business transacted by the courts and transmit the
8 same to the chief justice to the end that proper action may be
9 taken in respect thereto;

10 (5) Prepare and submit budget estimates of state appropriations
11 necessary for the maintenance and operation of the judicial system
12 and make recommendations in respect thereto;

13 (6) Collect statistical and other data and make reports
14 relating to the expenditure of public moneys, state and local, for
15 the maintenance and operation of the judicial system and the
16 offices connected therewith;

17 (7) Obtain reports from clerks of courts in accordance with law
18 or rules adopted by the supreme court of this state on cases and
19 other judicial business in which action has been delayed beyond
20 periods of time specified by law or rules of court and make report
21 thereof to supreme court of this state;

22 (8) Act as secretary of the judicial conference referred to in
23 RCW 2.56.060;

24 (9) Submit annually, as of February 1st, to the chief justice,
25 a report of the activities of the administrator's office for the
26 preceding calendar year including activities related to courthouse
27 security;

28 (10) Administer programs and standards for the training and
29 education of judicial personnel;

30 (11) Examine the need for new superior court and district judge
31 positions under a weighted caseload analysis that takes into
32 account the time required to hear all the cases in a particular
33 court and the amount of time existing judges have available to hear
34 cases in that court. The results of the weighted caseload analysis
35 shall be reviewed by the board for judicial administration which
36 shall make recommendations to the legislature. It is the intent of
37 the legislature that weighted caseload analysis become the basis
38 for creating additional district court positions, and
39 recommendations should address that objective;

1 (12) Provide staff to the judicial retirement account plan
2 under chapter 2.14 RCW;

3 (13) Attend to such other matters as may be assigned by the
4 supreme court of this state;

5 (14) Within available funds, develop a curriculum for a general
6 understanding of child development, placement, and treatment
7 resources, as well as specific legal skills and knowledge of
8 relevant statutes including chapters 13.32A, 13.34, and 13.40 RCW,
9 cases, court rules, interviewing skills, and special needs of the
10 abused or neglected child. This curriculum shall be completed and
11 made available to all juvenile court judges, court personnel, and
12 service providers and be updated yearly to reflect changes in
13 statutes, court rules, or case law;

14 (15) Develop, in consultation with the entities set forth in
15 RCW 2.56.150(3), a comprehensive statewide curriculum for persons
16 who act as guardians ad litem under Title 13 or 26 RCW. The
17 curriculum shall be made available July 1, 1997, and include
18 specialty sections on child development, child sexual abuse, child
19 physical abuse, child neglect, clinical and forensic investigative
20 and interviewing techniques, family reconciliation and mediation
21 services, and relevant statutory and legal requirements. The
22 curriculum shall be made available to all superior court judges,
23 court personnel, and all persons who act as guardians ad litem;

24 (16) Develop a curriculum for a general understanding of crimes
25 of malicious harassment, as well as specific legal skills and
26 knowledge of RCW 9A.36.080, relevant cases, court rules, and the
27 special needs of malicious harassment victims. This curriculum
28 shall be made available to all superior court and court of appeals
29 judges and to all justices of the supreme court;

30 (17) Develop, in consultation with the criminal justice
31 training commission and the commissions established under chapters
32 43.113, 43.115, and 43.117 RCW, a curriculum for a general
33 understanding of ethnic and cultural diversity and its implications
34 for working with youth of color and their families. The curriculum
35 shall be available to all superior court judges and court
36 commissioners assigned to juvenile court, and other court
37 personnel. Ethnic and cultural diversity training shall be
38 provided annually so as to incorporate cultural sensitivity and
39 awareness into the daily operation of juvenile courts statewide;

1 (18) Authorize the use of closed circuit television and other
2 electronic equipment in judicial proceedings. The administrator
3 shall promulgate necessary standards and procedures and shall
4 provide technical assistance to courts as required;

5 (19) Develop a Washington family law handbook in accordance
6 with RCW 2.56.180.

7 (20) Administer and distribute funds in the trial court
8 improvement account under section 1 of this act.

9 **Sec. 3.** RCW 43.08.250 and 2003 1st sp.s. c 25 s 918 are each
10 amended to read as follows:

11 (1) The money received by the state treasurer from fees, fines,
12 forfeitures, penalties, reimbursements or assessments by any court
13 organized under Title 3 or 35 RCW, or chapter 2.08 RCW, shall be
14 deposited in the public safety and education account which is
15 hereby created in the state treasury. The legislature shall
16 appropriate the funds in the account to promote traffic safety
17 education, highway safety, criminal justice training, crime
18 victims' compensation, judicial education, the judicial information
19 system, civil representation of indigent persons, winter recreation
20 parking, drug court operations, and state game programs. During
21 the fiscal biennium ending June 30, 2005, the legislature may
22 appropriate moneys from the public safety and education account for
23 purposes of appellate indigent defense and other operations of the
24 office of public defense, the criminal litigation unit of the
25 attorney general's office, the treatment alternatives to street
26 crimes program, crime victims advocacy programs, justice
27 information network telecommunication planning, treatment for
28 supplemental security income clients, sexual assault treatment,
29 operations of the office of administrator for the courts, security
30 in the common schools, alternative school start-up grants, programs
31 for disruptive students, criminal justice data collection,
32 Washington state patrol criminal justice activities, drug court
33 operations, unified family courts, local court backlog assistance,
34 financial assistance to local jurisdictions for extraordinary costs
35 incurred in the adjudication of criminal cases, domestic violence
36 treatment and related services, the department of corrections'
37 costs in implementing chapter 196, Laws of 1999, reimbursement of
38 local governments for costs associated with implementing criminal

1 and civil justice legislation, the replacement of the department of
2 corrections' offender-based tracking system, secure and semi-secure
3 crisis residential centers, HOPE beds, the family policy council
4 and community public health and safety networks, the street youth
5 program, public notification about registered sex offenders, and
6 narcotics or methamphetamine-related enforcement, education,
7 training, and drug and alcohol treatment services.

8 (2) The equal justice subaccount is created as a subaccount of
9 the public safety and education account. The money received by the
10 state treasurer from the increase in fees imposed by sections 4, 5,
11 7, 8, 9, 12, and 14 of this act shall be deposited in the equal
12 justice subaccount and shall be appropriated only for: (a) criminal
13 indigent defense in the trial courts; (b) representation of parents
14 in dependency and termination proceedings initiated by the state;
15 (c) civil legal representation of indigent persons; and (d) deposit
16 in the trial court improvement account under section 1 of this act.

17 **Sec. 4.** RCW 3.62.060 and 2003 c 222 s 15 are each amended to
18 read as follows:

19 Clerks of the district courts shall collect the following fees
20 for their official services:

21 (1) In any civil action commenced before or transferred to a
22 district court, the plaintiff shall, at the time of such
23 commencement or transfer, pay to such court a filing fee of
24 ~~((thirty-one))~~ forty-three dollars plus any surcharge authorized by
25 RCW 7.75.035. Any party filing a counterclaim, cross-claim, or
26 third-party claim in such action shall pay to the court a filing
27 fee of forty-three dollars plus any surcharge authorized by RCW
28 7.75.035. No party shall be compelled to pay to the court any
29 other fees or charges up to and including the rendition of judgment
30 in the action other than those listed.

31 (2) For issuing a writ of garnishment or other writ, or for
32 filing an attorney issued writ of garnishment, a fee of ~~((six))~~
33 twelve dollars.

34 (3) For filing a supplemental proceeding a fee of ~~((twelve))~~
35 twenty dollars.

36 (4) For demanding a jury in a civil case a fee of ~~((fifty))~~ one
37 hundred twenty-five dollars to be paid by the person demanding a
38 jury.

1 (5) For preparing a transcript of a judgment a fee of (~~six~~)
2 twenty dollars.

3 (6) For certifying any document on file or of record in the
4 clerk's office a fee of five dollars.

5 (7) For preparing the record of a case for appeal to superior
6 court a fee of forty dollars including any costs of tape
7 duplication as governed by the rules of appeal for courts of
8 limited jurisdiction (RALJ).

9 (8) For duplication of part or all of the electronic (~~tape or~~
10 ~~tapes~~) recording of a proceeding ten dollars per tape or other
11 electronic storage medium.

12 The fees or charges imposed under this section shall be allowed
13 as court costs whenever a judgment for costs is awarded.

14 NEW SECTION. Sec. 5. A new section is added to chapter 3.62
15 RCW to read as follows:

16 Upon conviction or a plea of guilty in any court organized
17 under this title or Title 35 RCW, a defendant in a criminal case is
18 liable for a fee of forty-three dollars. This fee shall be subject
19 to division with the state under RCW 3.46.120(2), 3.50.100(2),
20 3.62.020(2), 3.62.040(2), and 35.20.220(2).

21 Sec. 6. RCW 4.12.090 and 1969 ex.s. c 144 s 1 are each amended
22 to read as follows:

23 (1) When an order is made transferring an action or proceeding
24 for trial, the clerk of the court must transmit the pleadings and
25 papers therein to the court to which it is transferred and charge
26 a fee as provided in RCW 36.18.016. The costs and fees thereof and
27 of filing the papers anew must be paid by the party at whose
28 instance the order was made, except in the cases mentioned in RCW
29 4.12.030(1), in which case the plaintiff shall pay costs of
30 transfer and, in addition thereto, if the court finds that the
31 plaintiff could have determined the county of proper venue with
32 reasonable diligence, it shall order the plaintiff to pay the
33 reasonable attorney's fee of the defendant for the changing of
34 venue to the proper county. The court to which an action or
35 proceeding is transferred has and exercises over the same the like
36 jurisdiction as if it had been originally commenced therein.

1 (2) In acting on any motion for dismissal without prejudice in
2 a case where a motion for change of venue under subsection (1) of
3 this section has been made, the court shall, if it determines the
4 motion for change of venue proper, determine the amount of
5 attorney's fee properly to be awarded to defendant and, if the
6 action be dismissed, the attorney's fee shall be a setoff against
7 any claim subsequently brought on the same cause of action.

8 **Sec. 7.** RCW 10.46.190 and 1977 ex.s. c 248 s 1 are each
9 amended to read as follows:

10 Every person convicted of a crime or held to bail to keep the
11 peace shall be liable to all the costs of the proceedings against
12 him or her, including, when tried by a jury in the superior court
13 or before a committing magistrate, a jury fee as provided for in
14 civil actions(~~(, and when tried by a jury before a committing~~
15 ~~magistrate, twenty-five dollars for jury fee,)~~) for which judgment
16 shall be rendered and (~~(collection had as in cases of fines)~~)
17 collected. The jury fee, when collected for a case tried by the
18 superior court, shall be paid to the clerk(~~(, to be by him)~~) and
19 applied as the jury fee in civil cases is applied.

20 **Sec. 8.** RCW 12.12.030 and 1981 c 260 s 3 are each amended to
21 read as follows:

22 After the appearance of the defendant, and before the
23 (~~(justice)~~) judge shall proceed to enquire into the merits of the
24 cause, either party may demand a jury to try the action, which jury
25 shall be composed of six good and lawful persons having the
26 qualifications of jurors in the superior court of the same county,
27 unless the parties shall agree upon a lesser number: PROVIDED,
28 That the party demanding the jury shall first pay to the
29 (~~(justice)~~) clerk of the court the sum of one hundred twenty-five
30 dollars, which shall be paid over by the (~~(justice)~~) clerk of the
31 court to the county, and (~~(said)~~) such amount shall be taxed as
32 costs against the losing party.

33 **Sec. 9.** RCW 12.40.020 and 1990 c 172 s 3 are each amended to
34 read as follows:

35 A small claims action shall be commenced by the plaintiff
36 filing a claim, in the form prescribed by RCW 12.40.050, in the

1 small claims department. A filing fee of (~~ten~~) fourteen dollars
2 plus any surcharge authorized by RCW 7.75.035 shall be paid when
3 the claim is filed. Any party filing a counterclaim, cross-claim,
4 or third-party claim in such action shall pay to the court a filing
5 fee of fourteen dollars plus any surcharge authorized by RCW
6 7.75.035.

7 **Sec. 10.** RCW 26.12.240 and 1993 c 435 s 2 are each amended to
8 read as follows:

9 A county may create a courthouse facilitator program to provide
10 basic services to pro se litigants in family law cases. The
11 legislative authority of any county may impose user fees or may
12 impose a surcharge of up to (~~ten~~) twenty dollars on only those
13 superior court cases filed under Title 26 RCW, or both, to pay for
14 the expenses of the courthouse facilitator program. Fees collected
15 under this section shall be collected and deposited in the same
16 manner as other county funds are collected and deposited, and shall
17 be maintained in a separate account to be used as provided in this
18 section.

19 **Sec. 11.** RCW 27.24.070 and 1992 c 54 s 6 are each amended to
20 read as follows:

21 In each county pursuant to this chapter, the county treasurer
22 shall deposit in the county or regional law library fund a sum
23 equal to (~~twelve~~) seventeen dollars for every new probate or
24 civil filing fee, including appeals and for every fee for filing a
25 counterclaim, cross- claim, or third-party claim in any civil
26 action, collected by the clerk of the superior court and (~~six~~)
27 seven dollars for every fee collected for the commencement of a
28 civil action and for the filing of a counterclaim, cross-claim, or
29 third-party claim in any civil action in district court for the
30 support of the law library in that county or the regional law
31 library to which the county belongs: PROVIDED, That upon a showing
32 of need the (~~twelve~~) seventeen dollar contribution may be
33 increased up to (~~fifteen~~) twenty dollars or in counties with
34 multiple library sites up to thirty dollars upon the request of the
35 law library board of trustees and with the approval of the county
36 legislative body or bodies.

1 **Sec. 12.** RCW 36.18.012 and 2001 c 146 s 1 are each amended to
2 read as follows:

3 (1) Revenue collected under this section is subject to division
4 with the state for deposit in the public safety and education
5 account under RCW 36.18.025.

6 (2) The party filing a transcript or abstract of judgment or
7 verdict from a United States court held in this state, or from the
8 superior court of another county or from a district court in the
9 county of issuance, shall pay at the time of filing a fee of
10 ((fifteen)) twenty dollars.

11 (3) The clerk shall collect a fee of twenty dollars for:
12 Filing a paper not related to or a part of a proceeding, civil or
13 criminal, or a probate matter, required or permitted to be filed in
14 the clerk's office for which no other charge is provided by law.

15 (4) If the defendant serves or files an answer to an unlawful
16 detainer complaint under chapter 59.18 or 59.20 RCW, the plaintiff
17 shall pay before proceeding with the unlawful detainer action
18 ((eighty)) one hundred twelve dollars.

19 (5) For a restrictive covenant for filing a petition to strike
20 discriminatory provisions in real estate under RCW 49.60.227 a fee
21 of twenty dollars must be charged.

22 (6) A fee of twenty dollars must be charged for filing a will
23 only, when no probate of the will is contemplated.

24 (7) A fee of ((two)) twenty dollars must be charged for filing
25 a petition, written agreement, or written memorandum in a
26 nonjudicial probate dispute under RCW 11.96A.220, if it is filed
27 within an existing case in the same court.

28 (8) A fee of thirty-five dollars must be charged for filing a
29 petition regarding a common law lien under RCW 60.70.060.

30 (9) For certification of delinquent taxes by a county treasurer
31 under RCW 84.64.190, a fee of five dollars must be charged.

32 (10) For the filing of a tax warrant for unpaid taxes or
33 overpayment of benefits by any agency of the state of Washington,
34 a fee of five dollars on or after July 22, 2001, and for the filing
35 of such a tax warrant or overpayment of benefits on or after July
36 1, 2003, a fee of twenty dollars, of which forty-six percent of the
37 first five dollars is directed to the public safety and education
38 account established under RCW 43.08.250.

1 **Sec. 13.** RCW 36.18.016 and 2002 c 338 s 2 are each amended to
2 read as follows:

3 (1) Revenue collected under this section is not subject to
4 division under RCW 36.18.025 or 27.24.070.

5 (2) For the filing of a petition for modification of a decree
6 of dissolution or paternity, within the same case as the original
7 action, a fee of ~~((twenty))~~ thirty-six dollars must be paid.

8 (3)(a) The party making a demand for a jury of six in a civil
9 action shall pay, at the time, a fee of one hundred twenty-five
10 dollars; if the demand is for a jury of twelve, a fee of two
11 hundred fifty dollars. If, after the party demands a jury of six
12 and pays the required fee, any other party to the action requests
13 a jury of twelve, an additional one hundred twenty-five dollar fee
14 will be required of the party demanding the increased number of
15 jurors.

16 (b) Upon conviction in criminal cases a jury demand charge of
17 ~~((fifty))~~ one hundred twenty-five dollars for a jury of six, or
18 ~~((one))~~ two hundred fifty dollars for a jury of twelve may be
19 imposed as costs under RCW 10.46.190.

20 (4) For preparing ~~((, transcribing, or certifying))~~ a certified
21 copy of an instrument on file or of record in the clerk's office,
22 ~~((with or without seal,))~~ for the first page or portion of the
23 first page, a fee of ~~((two))~~ five dollars, and for each additional
24 page or portion of a page, a fee of one dollar must be charged.
25 For authenticating or exemplifying an instrument, a fee of ~~((one))~~
26 two dollars for each additional seal affixed must be charged. For
27 preparing a copy of an instrument on file or of record in the
28 clerk's office without a seal, a fee of fifty cents per page must
29 be charged. When copying a document without a seal or file that is
30 in an electronic format, a fee of twenty-five cents per page must
31 be charged. For copies made on a compact disc, an additional fee
32 of twenty dollars for each compact disc must be charged.

33 (5) For executing a certificate, with or without a seal, a fee
34 of two dollars must be charged.

35 (6) For a garnishee defendant named in an affidavit for
36 garnishment and for a writ of attachment, a fee of twenty dollars
37 must be charged.

38 (7) For filing a supplemental proceeding, a fee of twenty
39 dollars must be charged.

1 (8) For approving a bond, including justification on the bond,
2 in other than civil actions and probate proceedings, a fee of two
3 dollars must be charged.

4 ~~((+8))~~ (9) For the issuance of a certificate of qualification
5 and a certified copy of letters of administration, letters
6 testamentary, or letters of guardianship, there must be a fee of
7 two dollars.

8 ~~((+9))~~ (10) For the preparation of a passport application, the
9 clerk may collect an execution fee as authorized by the federal
10 government.

11 ~~((+10))~~ (11) For clerk's services such as processing ex parte
12 orders, performing historical searches, compiling statistical
13 reports, and conducting exceptional record searches, the clerk may
14 collect a fee not to exceed twenty dollars per hour or portion of
15 an hour.

16 ~~((+11))~~ (12) For duplicated recordings of court's proceedings
17 there must be a fee of ten dollars for each audio tape and twenty-
18 five dollars for each video tape or other electronic storage
19 medium.

20 ~~((+12) For the filing of oaths and affirmations under chapter~~
21 ~~5.28 RCW, a fee of twenty dollars must be charged.))~~

22 (13) ~~((For filing a disclaimer of interest under RCW~~
23 ~~11.86.031(4), a fee of two dollars must be charged.~~

24 ~~(+14))~~ For registration of land titles, Torrens Act, under RCW
25 65.12.780, a fee of ~~((five))~~ twenty dollars must be charged.

26 ~~((+15))~~ (14) For the issuance of extension of judgment under
27 RCW 6.17.020 and chapter 9.94A RCW, a fee of ~~((one))~~ two hundred
28 ~~((ten))~~ dollars must be charged.

29 ~~((+16))~~ (15) A facilitator surcharge of ~~((ten))~~ up to twenty
30 dollars must be charged as authorized under RCW 26.12.240.

31 ~~((+17))~~ (16) For filing a water rights statement under RCW
32 90.03.180, a fee of twenty-five dollars must be charged.

33 ~~((+18))~~ (17) For filing a claim of frivolous lien under RCW
34 60.04.081, a fee of thirty-five dollars must be charged.

35 (18) For preparation of a change of venue, a fee of twenty
36 dollars must be charged by the originating court in addition to the
37 per page charges in subsection (4) of this section.

38 (19) A service fee of three dollars for the first page and one
39 dollar for each additional page must be charged for receiving faxed

1 documents, pursuant to Washington state rules of court, general
2 rule 17.

3 ~~((+19))~~ (20) For preparation of clerk's papers under RAP 9.7,
4 a fee of fifty cents per page must be charged.

5 ~~((+20))~~ (21) For copies and reports produced at the local
6 level as permitted by RCW 2.68.020 and supreme court policy, a
7 variable fee must be charged.

8 ~~((+21))~~ (22) Investment service charge and earnings under RCW
9 36.48.090 must be charged.

10 ~~((+22))~~ (23) Costs for nonstatutory services rendered by clerk
11 by authority of local ordinance or policy must be charged.

12 ~~((+23))~~ (24) For filing a request for mandatory arbitration,
13 a filing fee may be assessed against the party filing a statement
14 of arbitrability not to exceed two hundred twenty dollars as
15 established by authority of local ordinance. This charge shall be
16 used solely to offset the cost of the mandatory arbitration
17 program.

18 ~~((+24))~~ (25) For filing a request for trial de novo of an
19 arbitration award, a fee not to exceed two hundred fifty dollars as
20 established by authority of local ordinance must be charged.

21 (26) For the filing of a will or codicil under the provisions
22 of chapter 11.12 RCW, a fee of twenty dollars must be charged.

23 The revenue to counties from the fees established in this
24 section shall be deemed to be complete reimbursement from the state
25 for the state's share of benefits paid to the superior court judges
26 of the state prior to the effective date of this section, and no
27 claim shall lie against the state for such benefits.

28 **Sec. 14.** RCW 36.18.020 and 2000 c 9 s 1 are each amended to
29 read as follows:

30 (1) Revenue collected under this section is subject to division
31 with the state public safety and education account under RCW
32 36.18.025 and with the county or regional law library fund under
33 RCW 27.24.070.

34 (2) Clerks of superior courts shall collect the following fees
35 for their official services:

36 (a) The party filing the first or initial paper in any civil
37 action, including, but not limited to an action for restitution,
38 adoption, or change of name, and any party filing a counterclaim,

1 cross-claim, or third-party claim in any such civil action, shall
2 pay, at the time the paper is filed, a fee of (~~one~~) two hundred
3 (~~ten~~) dollars except, in an unlawful detainer action under
4 chapter 59.18 or 59.20 RCW for which the plaintiff shall pay a case
5 initiating filing fee of (~~thirty~~) forty-five dollars, or in
6 proceedings filed under RCW 28A.225.030 alleging a violation of the
7 compulsory attendance laws where the petitioner shall not pay a
8 filing fee. The (~~thirty~~) forty-five dollar filing fee under this
9 subsection for an unlawful detainer action shall not include an
10 order to show cause or any other order or judgment except a default
11 order or default judgment in an unlawful detainer action.

12 (b) Any party, except a defendant in a criminal case, filing
13 the first or initial paper on an appeal from a court of limited
14 jurisdiction or any party on any civil appeal, shall pay, when the
15 paper is filed, a fee of (~~one~~) two hundred (~~ten~~) dollars.

16 (c) For filing of a petition for judicial review as required
17 under RCW 34.05.514 a filing fee of (~~one~~) two hundred (~~ten~~)
18 dollars.

19 (d) For filing of a petition for unlawful harassment under RCW
20 10.14.040 a filing fee of (~~forty-one~~) fifty-three dollars.

21 (e) For filing the notice of debt due for the compensation of
22 a crime victim under RCW 7.68.120(2)(a) a fee of (~~one~~) two
23 hundred (~~ten~~) dollars.

24 (f) In probate proceedings, the party instituting such
25 proceedings, shall pay at the time of filing the first paper
26 therein, a fee of (~~one~~) two hundred (~~ten~~) dollars.

27 (g) For filing any petition to contest a will admitted to
28 probate or a petition to admit a will which has been rejected, or
29 a petition objecting to a written agreement or memorandum as
30 provided in RCW 11.96A.220, there shall be paid a fee of (~~one~~)
31 two hundred (~~ten~~) dollars.

32 (h) Upon conviction or plea of guilty, upon failure to
33 prosecute an appeal from a court of limited jurisdiction as
34 provided by law, or upon affirmance of a conviction by a court of
35 limited jurisdiction, a defendant in a criminal case shall be
36 liable for a fee of (~~one~~) two hundred (~~ten~~) dollars.

37 (i) With the exception of demands for jury hereafter made and
38 garnishments hereafter issued, civil actions and probate
39 proceedings filed prior to midnight, July 1, 1972, shall be

1 completed and governed by the fee schedule in effect as of January
2 1, 1972: PROVIDED, That no fee shall be assessed if an order of
3 dismissal on the clerk's record be filed as provided by rule of the
4 supreme court.

5 (3) No fee shall be collected when a petition for
6 relinquishment of parental rights is filed pursuant to RCW
7 26.33.080 or for forms and instructional brochures provided under
8 RCW 26.50.030.

9 NEW SECTION. **Sec. 15.** (1) The sum of one million two hundred
10 sixty thousand dollars, or so much thereof as may be necessary, is
11 appropriated from the equal justice subaccount of the public safety
12 and education account to the office of public defense for the
13 fiscal biennium ending June 30, 2007, solely for the purpose of
14 criminal indigent defense in the trial courts.

15 (2) The sum of six million dollars, or so much thereof as may
16 be necessary, is appropriated from the equal justice subaccount of
17 the public safety and education account to the office of public
18 defense for the fiscal biennium ending June 30, 2007, solely for
19 the purpose of representation of parents in dependency and
20 termination proceedings.

21 (3) The sum of three million dollars, or so much thereof as
22 may be necessary, is appropriated from the equal justice subaccount
23 of the public safety and education account to the office of civil
24 legal aid for the fiscal biennium ending June 30, 2007, solely the
25 purpose of civil legal representation of indigent persons.

26 (4) The sum of two million four hundred thousand dollars is
27 transferred from the equal justice subaccount of the public safety
28 and education account to the trial court improvement account
29 created in section 1 of this act for the fiscal biennium ending
30 June 30, 2007."

31 Correct the title.

EFFECT: Removes provisions requiring the state to pay for one-
half of district court and elected municipal court salaries and
to pay 2.5 percent contribution in the supplemental retirement
account for those judges.

Removes provisions establishing trial court improvement
accounts in cities and counties, and establishes a trial court

improvement account to be administered by AOC with distribution to counties on a per capita basis.

Requires the revenue to the state from the increased fees to be deposited in the newly-created equal justice subaccount of the PSEA to be appropriated only for trial-level criminal indigent defense, parent representation in dependency and termination cases, civil legal services, and to fund the trial court improvement account.

Makes the following appropriations: (a) \$1.26 million dollars to the office of public defense for criminal indigent defense in the trial courts; (b) \$6 million dollars to OPD for representation of parents in dependency and termination cases; (c) \$3 million to the office of civil legal aid for civil legal representation of indigent persons; and (d) \$2.4 million to the trial court improvement account.

[The striker is substantially the same as the striker previously adopted by the House. The only differences are: (a) the appropriations; (b) the distribution of funds from the trial court improvement account on a per capita basis rather than a need basis; and (c) the name of the subaccount in PSEA.]