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SENATE BILL 6764

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State of Washington                      61st Legislature                      2010 Regular Session

By Senators Gordon, Pflug, Oemig, McCaslin, Kline, and Hargrove

Read first time 01/25/10. Referred to Committee on Judiciary.

1            AN ACT Relating to accrual of interest on judgments founded on  
2 tortious conduct; amending RCW 4.56.110; and creating a new section.

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

4            **Sec. 1.** RCW 4.56.110 and 2004 c 185 s 2 are each amended to read  
5 as follows:

6            Interest on judgments shall accrue as follows:

7            (1) Judgments founded on written contracts, providing for the  
8 payment of interest until paid at a specified rate, shall bear interest  
9 at the rate specified in the contracts: PROVIDED, That said interest  
10 rate is set forth in the judgment.

11            (2) All judgments for unpaid child support that have accrued under  
12 a superior court order or an order entered under the administrative  
13 procedure act shall bear interest at the rate of twelve percent.

14            (3) Judgments founded on the tortious conduct of (~~individuals or~~  
15 ~~other entities, whether acting in their personal or representative~~  
16 ~~capacities,)) a "public agency" as defined in RCW 42.30.020 shall bear  
17 interest from the date of entry at two percentage points above the  
18 equivalent coupon issue yield, as published by the board of governors  
19 of the federal reserve system, of the average bill rate for twenty-six~~

1 week treasury bills as determined at the first bill market auction  
2 conducted during the calendar month immediately preceding the date of  
3 entry. In any case where a court is directed on review to enter  
4 judgment on a verdict or in any case where a judgment entered on a  
5 verdict is wholly or partly affirmed on review, interest on the  
6 judgment or on that portion of the judgment affirmed shall date back to  
7 and shall accrue from the date the verdict was rendered.

8 (4) Except as provided under subsections (1), (2), and (3) of this  
9 section, judgments shall bear interest from the date of entry at the  
10 maximum rate permitted under RCW 19.52.020 on the date of entry  
11 thereof. In any case where a court is directed on review to enter  
12 judgment on a verdict or in any case where a judgment entered on a  
13 verdict is wholly or partly affirmed on review, interest on the  
14 judgment or on that portion of the judgment affirmed shall date back to  
15 and shall accrue from the date the verdict was rendered. The method  
16 for determining an interest rate prescribed by this subsection is also  
17 the method for determining the "rate applicable to civil judgments" for  
18 purposes of RCW 10.82.090.

19 NEW SECTION. **Sec. 2.** This act may be known and cited as the  
20 appellate congestion reduction act.

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