

CERTIFICATION OF ENROLLMENT
SUBSTITUTE SENATE BILL 6387

62nd Legislature
2012 Regular Session

Passed by the Senate February 14, 2012
YEAS 42 NAYS 6

President of the Senate

Passed by the House February 29, 2012
YEAS 59 NAYS 39

Speaker of the House of Representatives

Approved

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 6387** 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 6387

Passed Legislature - 2012 Regular Session

State of Washington **62nd Legislature** **2012 Regular Session**

By Senate Energy, Natural Resources & Marine Waters (originally sponsored by Senator Ranker)

READ FIRST TIME 02/02/12.

1 AN ACT Relating to state parks, recreation, and natural resources
2 fiscal matters; and amending RCW 3.62.020 and 7.84.100.

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

4 **Sec. 1.** RCW 3.62.020 and 2011 1st sp.s. c 44 s 1 are each amended
5 to read as follows:

6 (1) Except as provided in subsection (4) of this section, all
7 costs, fees, fines, forfeitures and penalties assessed and collected in
8 whole or in part by district courts, except costs, fines, forfeitures
9 and penalties assessed and collected, in whole or in part, because of
10 the violation of city ordinances, shall be remitted by the clerk of the
11 district court to the county treasurer at least monthly, together with
12 a financial statement as required by the state auditor, noting the
13 information necessary for crediting of such funds as required by law.

14 (2) Except as provided in RCW 10.99.080, 7.84.100(4), and this
15 section, the county treasurer shall remit thirty-two percent of the
16 noninterest money received under subsection (1) of this section except
17 certain costs to the state treasurer. "Certain costs" as used in this
18 subsection, means those costs awarded to prevailing parties in civil
19 actions under RCW 4.84.010 or 36.18.040, or those costs awarded against

1 convicted defendants in criminal actions under RCW 10.01.160,
2 10.46.190, or 36.18.040, or other similar statutes if such costs are
3 specifically designated as costs by the court and are awarded for the
4 specific reimbursement of costs incurred by the state or county in the
5 prosecution of the case, including the fees of defense counsel. With
6 the exception of funds to be transferred to the judicial stabilization
7 trust account under RCW 3.62.060(2), money remitted under this
8 subsection to the state treasurer shall be deposited in the state
9 general fund.

10 (3) The balance of the noninterest money received by the county
11 treasurer under subsection (1) of this section shall be deposited in
12 the county current expense fund. Funds deposited under this subsection
13 that are attributable to the county's portion of a surcharge imposed
14 under RCW 3.62.060(2) must be used to support local trial court and
15 court-related functions.

16 (4) Except as provided in RCW 7.84.100(4), all money collected for
17 county parking infractions shall be remitted by the clerk of the
18 district court at least monthly, with the information required under
19 subsection (1) of this section, to the county treasurer for deposit in
20 the county current expense fund.

21 (5) Penalties, fines, bail forfeitures, fees, and costs may accrue
22 interest at the rate of twelve percent per annum, upon assignment to a
23 collection agency. Interest may accrue only while the case is in
24 collection status.

25 (6) Interest retained by the court on penalties, fines, bail
26 forfeitures, fees, and costs shall be split twenty-five percent to the
27 state treasurer for deposit in the state general fund, twenty-five
28 percent to the state treasurer for deposit in the judicial information
29 system account as provided in RCW 2.68.020, twenty-five percent to the
30 county current expense fund, and twenty-five percent to the county
31 current expense fund to fund local courts.

32 **Sec. 2.** RCW 7.84.100 and 1987 c 380 s 10 are each amended to read
33 as follows:

34 (1) A person found to have committed an infraction shall be
35 assessed a monetary penalty. No penalty may exceed five hundred
36 dollars for each offense unless specifically authorized by statute.

1 (2) The supreme court may prescribe by rule a schedule of monetary
2 penalties for designated infractions. The legislature requests the
3 supreme court to adjust this schedule every two years for inflation.
4 The maximum penalty imposed by the schedule shall be five hundred
5 dollars per infraction and the minimum penalty imposed by the schedule
6 shall be ten dollars per infraction. This schedule may be periodically
7 reviewed by the legislature and is subject to its revision.

8 (3) Whenever a monetary penalty is imposed by a court under this
9 chapter, it is immediately payable. If the person is unable to pay at
10 that time, the court may, in its discretion, grant an extension of the
11 period in which the penalty may be paid.

12 (4) The county treasurer shall remit the money received under RCW
13 79A.80.080(5) to the state treasurer. Money remitted under this
14 subsection to the state treasurer must be deposited in the recreation
15 access pass account established under RCW 79A.80.090.

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