

SSB 5327 - H COMM AMD
By Committee on Judiciary

ADOPTED 04/11/2017

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

3 "Sec. 1. RCW 2.32.050 and 2011 c 336 s 45 are each amended to
4 read as follows:

5 The clerk of the supreme court, each clerk of the court of
6 appeals, and each clerk of a superior court, has power to take and
7 certify the proof and acknowledgment of a conveyance of real
8 property, or any other written instrument authorized or required to
9 be proved or acknowledged, and to administer oaths in every case when
10 authorized by law; and it is the duty of the clerk of the supreme
11 court, each clerk of the court of appeals, and of each county clerk
12 for each of the courts for which he or she is clerk:

13 (1) To keep the seal of the court and affix it in all cases where
14 he or she is required by law;

15 (2) To record the proceedings of the court;

16 (3) To keep the records, files, and other books and papers
17 appertaining to the court;

18 (4) To file all papers delivered to him or her for that purpose
19 in any action or proceeding in the court as directed by court rule or
20 statute;

21 (5) To attend the court of which he or she is clerk, to
22 administer oaths, and receive the verdict of a jury in any action or
23 proceeding therein, in the presence and under the direction of the
24 court;

25 (6) To keep the (~~journal~~) minutes of the proceedings of the
26 court, and, under the direction of the court, to enter its orders,
27 judgments, and decrees;

28 (7) To authenticate by certificate or transcript, as may be
29 required, the records, files, or proceedings of the court, or any
30 other paper appertaining thereto and filed with him or her;

31 (8) To exercise the powers and perform the duties conferred and
32 imposed upon him or her elsewhere by statute;

1 (9) In the performance of his or her duties to conform to the
2 direction of the court;

3 (10) To publish notice of the procedures for inspection of the
4 public records of the court.

5 **Sec. 2.** RCW 26.09.231 and 2007 c 496 s 701 are each amended to
6 read as follows:

7 The parties to dissolution matters shall file with the clerk of
8 the court the residential time summary report. The summary report
9 shall be on the form developed by the administrative office of the
10 courts in consultation with the department of social and health
11 services division of child support. The parties must complete the
12 form and file the form with the court order. ~~((The clerk of the court
13 must forward the form to the division of child support on at least a
14 monthly basis.))~~

15 **Sec. 3.** RCW 26.18.230 and 2007 c 496 s 702 are each amended to
16 read as follows:

17 (1) The administrative office of the courts in consultation with
18 the department of social and health services, division of child
19 support, shall develop a residential time summary report form to
20 provide for the reporting of summary information in every case in
21 which residential time with children is to be established or
22 modified.

23 (2) The residential time summary report must include at a
24 minimum: A breakdown of residential schedules with a reasonable
25 degree of specificity regarding actual time with each parent,
26 including enforcement practices, representation status of the
27 parties, whether domestic violence, child abuse, chemical dependency,
28 or mental health issues exist, and whether the matter was agreed or
29 contested.

30 ~~((3) The division of child support shall compile and
31 electronically transmit the information in the residential time
32 summary reports to the administrative office of the courts for
33 purposes of tracking residential time awards by parent, enforcement
34 practices, representation status of the parties, the existence of
35 domestic violence, child abuse, chemical dependency, or mental health
36 issues and whether the matter was agreed or contested.~~

37 ~~(4) The administrative office of the courts shall report the
38 compiled information, organized by each county, on at least an annual~~

1 ~~basis. The information shall be itemized by quarter. These reports~~
2 ~~shall be made publicly available through the judicial information~~
3 ~~public access services and shall not contain any personal identifying~~
4 ~~information of parties in the proceedings.))"~~

5 Correct the title.

EFFECT: (1) Reinstates the current law requirement that the Washington Association of Counties prepare an annual report on the amount of legal financial obligations collected by county clerks.

(2) Eliminates a requirement that the Division of Child Support compile and transmit information in the residential time summary report to the Administrative Office of the Courts for purposes of tracking residential time awards by parents, enforcement practices, representation status of the parties, and other information. Eliminates the requirement that the AOC issue an annual report on the compiled information.

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