

ESSB 6378 - H AMD 1839

By Representative Gildon

NOT ADOPTED 03/03/2020

1 On page 13, beginning on line 30, after "landlord" strike all
2 material through "RCW 59.18.410(3)" on page 14, line 3 and insert
3 "~~((; however, the court shall not award attorneys' fees in the~~
4 ~~following instances:~~

5 ~~(a) If the judgment for possession is entered after the tenant~~
6 ~~failed to appear; or~~

7 ~~(b) If the total amount of rent awarded in the judgment for rent~~
8 ~~is equal to or less than two months of the tenant's monthly contract~~
9 ~~rent or one thousand two hundred dollars, whichever is greater.~~

10 ~~(4) If a tenant has filed a motion to stay a writ of restitution~~
11 ~~from execution, the court may only award attorneys' fees to the~~
12 ~~landlord if the tenant is permitted to be reinstated. Any attorneys'~~
13 ~~fees awarded shall be subject to repayment pursuant to RCW-~~
14 ~~59.18.410(3))"~~

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EFFECT: Strikes current law provisions that place limits upon a court's award of attorneys' fees to a landlord, as well as the new language that would have been added to these provisions via the bill.

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