

ESSB 6378 - H AMD 1837

By Representative Graham

NOT ADOPTED 03/03/2020

1 On page 11, beginning on line 21, after "(4)" strike all material
2 through "(5)" on line 32 and insert "~~((If a tenant seeks to stay a~~
3 ~~writ of restitution issued pursuant to this chapter, the court may~~
4 ~~issue an ex parte stay of the writ of restitution provided the tenant~~
5 ~~or tenant's attorney submits a declaration indicating good faith~~
6 ~~efforts were made to notify the other party or, if no efforts were~~
7 ~~made, why notice could not be provided prior to the application for an~~
8 ~~ex parte stay, and describing the immediate or irreparable harm that~~
9 ~~may result if an immediate stay is not granted.~~

10 +5)))"

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12 On page 11, at the beginning of line 35, strike "(6)" and insert
13 "((+6)) (5)"

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EFFECT: Removes the current law provision that permits a tenant to seek a stay of a writ of restitution ex parte, as well as the new language in the bill that would require that the court, in that event, require service of the order and motion.

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