

4SHB 1412 - H AMD 856

By Representative Graham

NOT ADOPTED 02/10/2022

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

3 "Sec. 1. RCW 10.82.090 and 2018 c 269 s 1 are each amended to  
4 read as follows:

5 (1) Except as provided in subsection (2) of this section,  
6 restitution imposed in a judgment shall bear interest from the date  
7 of the judgment until payment, at the rate (~~(applicable to civil~~  
8 ~~judgments)~~) of two percent. As of June 7, 2018, no interest shall  
9 accrue on nonrestitution legal financial obligations. All  
10 nonrestitution interest retained by the court shall be split twenty-  
11 five percent to the state treasurer for deposit in the state general  
12 fund, twenty-five percent to the state treasurer for deposit in the  
13 judicial information system account as provided in RCW 2.68.020,  
14 twenty-five percent to the county current expense fund, and twenty-  
15 five percent to the county current expense fund to fund local courts.

16 (2) The court may, on motion by the offender, following the  
17 offender's release from total confinement, reduce or waive the  
18 interest on legal financial obligations levied as a result of a  
19 criminal conviction as follows:

20 (a) The court shall waive all interest on the portions of the  
21 legal financial obligations that are not restitution that accrued  
22 prior to June 7, 2018;

23 (b) The court may reduce interest on the restitution portion of  
24 the legal financial obligations only if the principal has been paid  
25 in full and as an incentive for the offender to meet his or her  
26 other legal financial obligations. The court may grant the motion,  
27 establish a payment schedule, and retain jurisdiction over the

1 offender for purposes of reviewing and revising the reduction or  
2 waiver of interest.

3 (3) This section only applies to adult offenders."  
4

5 Correct the title.  
6

EFFECT: Strikes all provisions of the bill and instead  
provides that judgments for restitution bear interest at the rate of  
two percent (rather than at the rate applicable to civil judgments,  
which is currently 12 percent).

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