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**SUBSTITUTE SENATE BILL 5175**

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**State of Washington**

**57th Legislature**

**2001 Regular Session**

**By** Senate Committee on Judiciary (originally sponsored by Senators Kline, Long, Roach, Fairley, Patterson, Constantine and Kohl-Welles)

READ FIRST TIME 02/07/01.

1 AN ACT Relating to enforcement of court-ordered restitution  
2 obligations; and adding new sections to chapter 3.66 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 3.66 RCW  
5 to read as follows:

6 All court-ordered restitution obligations that are ordered as a  
7 result of a conviction for a criminal offense in a court of limited  
8 jurisdiction may be enforced in the same manner as a judgment in a  
9 civil action by the party or entity to whom the legal financial  
10 obligation is owed. The judgment and sentence must identify the party  
11 or entity to whom restitution is owed so that the state, party, or  
12 entity may enforce the judgment.

13 All court-ordered restitution obligations may be enforced at any  
14 time during the ten-year period following the offender's release from  
15 total confinement or within ten years of entry of the judgment and  
16 sentence, whichever period is longer. Prior to the expiration of the  
17 initial ten-year period, the court may extend the criminal judgment an  
18 additional ten years for payment of court-ordered financial  
19 obligations.

1       The party or entity to whom the court-ordered restitution  
2 obligation is owed may utilize any other remedies available to the  
3 party or entity to collect the court-ordered financial obligation.

4       Nothing in this section may be construed to deprive the court of  
5 the authority to determine whether the offender's failure to pay the  
6 legal financial obligation constitutes a violation of a condition of  
7 probation or to impose a sanction upon the offender if such a violation  
8 is found.

9       NEW SECTION.   **Sec. 2.** A new section is added to chapter 3.66 RCW  
10 to read as follows:

11       If the party or entity for whom a court-ordered restitution  
12 obligation has been entered pursuant to this title seeks to enforce the  
13 judgment as a lien on real estate, he or she shall commence a lien of  
14 judgment upon the real estate of the judgment debtor/obligor as  
15 provided in RCW 4.56.200.

16       When any court-ordered restitution obligation entered pursuant to  
17 this title is paid or satisfied, the clerk of the court of limited  
18 jurisdiction in which the restitution obligation was ordered shall note  
19 upon the record of the court of limited jurisdiction satisfaction  
20 thereof including the date of the satisfaction.

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