
SUBSTITUTE SENATE BILL 5672

State of Washington

57th Legislature

2001 Regular Session

By Senate Committee on Judiciary (originally sponsored by Senators Costa, Long, Hargrove, Constantine, Shin, Kline, Jacobsen and Kohl-Welles)

READ FIRST TIME 02/28/01.

1 AN ACT Relating to restitution to the estate of crime victims;
2 amending RCW 7.68.290; and creating a new section.

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

4 NEW SECTION. **Sec. 1.** The intent of this act is to confirm the
5 holding in *State v. Edelman*, 97 Wn. App. 161 (1999), that restitution
6 under RCW 9.94A.142 must be paid to the estate of the victim after the
7 victim is deceased.

8 **Sec. 2.** RCW 7.68.290 and 1997 c 358 s 3 are each amended to read
9 as follows:

10 If a defendant has paid restitution pursuant to court order under
11 RCW 9.92.060, 9.94A.140, 9.94A.142, 9.95.210, or 9A.20.030 and the
12 victim entitled to restitution cannot be found or has died, any unpaid
13 restitution shall be paid to the victim's estate or, if the victim has
14 died without being survived by any heirs, the clerk of the court shall
15 deposit with the county treasurer the amount of restitution unable to
16 be paid to the victim. The county treasurer shall monthly transmit the
17 money to the state treasurer for deposit as provided in RCW 43.08.250.

1 Moneys deposited under this section shall be used to compensate victims
2 of crimes through the crime victims compensation fund.

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