

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 6527

Chapter 123, Laws of 2004

58th Legislature
2004 Regular Session

ATTORNEY FEES

EFFECTIVE DATE: 6/10/04

Passed by the Senate February 17, 2004
YEAS 48 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House March 3, 2004
YEAS 96 NAYS 0

FRANK CHOPP

Speaker of the House of Representatives

CERTIFICATE

I, Milton H. Doumit, Jr.,
Secretary of the Senate of the
State of Washington, do hereby
certify that the attached is
SUBSTITUTE SENATE BILL 6527 as
passed by the Senate and the House
of Representatives on the dates
hereon set forth.

MILTON H. DOUMIT JR.

Secretary

Approved March 24, 2004.

FILED

March 24, 2004 - 3:14 p.m.

GARY F. LOCKE

Governor of the State of Washington

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 6527

Passed Legislature - 2004 Regular Session

State of Washington 58th Legislature 2004 Regular Session

By Senate Committee on Judiciary (originally sponsored by Senators Johnson, Berkey, Esser and Sheahan)

READ FIRST TIME 02/09/04.

1 AN ACT Relating to attorney fees; and amending RCW 4.84.080 and
2 12.20.060.

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

4 **Sec. 1.** RCW 4.84.080 and 1985 c 240 s 1 are each amended to read
5 as follows:

6 When allowed to either party, costs to be called the attorney fee,
7 shall be as follows:

8 (1) In all actions where judgment is rendered, (~~one~~) two hundred
9 (~~twenty-five~~) dollars.

10 (2) In all actions where judgment is rendered in the supreme court
11 or the court of appeals, after argument, (~~one~~) two hundred (~~twenty-~~
12 ~~five~~) dollars.

13 **Sec. 2.** RCW 12.20.060 and 1993 c 341 s 1 are each amended to read
14 as follows:

15 When the prevailing party in district court is entitled to recover
16 costs as authorized in RCW 4.84.010 in a civil action, the judge shall
17 add the amount thereof to the judgment; in case of failure of the
18 plaintiff to recover or of dismissal of the action, the judge shall

1 enter up a judgment in favor of the defendant for the amount of his or
2 her costs; and in case any party so entitled to costs is represented in
3 the action by an attorney, the judge shall include attorney's fees (~~of~~
4 ~~one hundred twenty five dollars~~) in the amount provided in RCW
5 4.84.060 as part of the costs: PROVIDED, HOWEVER, That the plaintiff
6 shall not be entitled to such attorney fee unless he or she obtains,
7 exclusive of costs, a judgment in the sum of fifty dollars or more;
8 AND PROVIDED FURTHER, That if the plaintiff obtains judgment, exclusive
9 of costs, of at least fifty dollars but less than two hundred dollars,
10 the judge shall include attorney fees of one hundred twenty-five
11 dollars as part of the costs.

Passed by the Senate February 17, 2004.

Passed by the House March 3, 2004.

Approved by the Governor March 24, 2004.

Filed in Office of Secretary of State March 24, 2004.