

CERTIFICATION OF ENROLLMENT

SENATE BILL 5733

Chapter 472, Laws of 2005

59th Legislature
2005 Regular Session

MANDATORY ARBITRATION

EFFECTIVE DATE: 7/24/05

Passed by the Senate April 16, 2005
YEAS 28 NAYS 13

BRAD OWEN

President of the Senate

Passed by the House April 11, 2005
YEAS 86 NAYS 10

FRANK CHOPP

Speaker of the House of Representatives

Approved May 13, 2005.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5733** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

FILED

May 13, 2005 - 3:56 p.m.

**Secretary of State
State of Washington**

SENATE BILL 5733

AS AMENDED BY THE HOUSE

Passed Legislature - 2005 Regular Session

State of Washington 59th Legislature 2005 Regular Session

By Senators Kline, McCaslin, Rockefeller, Esser, Thibaudeau,
Weinstein, Rasmussen and Eide

Read first time 02/03/2005. Referred to Committee on Judiciary.

1 AN ACT Relating to mandatory arbitration; amending RCW 7.06.010;
2 reenacting and amending RCW 7.06.020; and creating a new section.

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

4 **Sec. 1.** RCW 7.06.010 and 2002 c 338 s 1 are each amended to read
5 as follows:

6 In counties with a population of more than one hundred (~~fifty~~)
7 thousand, mandatory arbitration of civil actions under this chapter
8 shall be required. In counties with a population of one hundred
9 (~~fifty~~) thousand or less, the superior court of the county, by
10 majority vote of the judges thereof, or the county legislative
11 authority may authorize mandatory arbitration of civil actions under
12 this chapter.

13 **Sec. 2.** RCW 7.06.020 and 1987 c 212 s 101 and 1987 c 202 s 127 are
14 each reenacted and amended to read as follows:

15 (1) All civil actions, except for appeals from municipal or
16 district courts, which are at issue in the superior court in counties
17 which have authorized arbitration, where the sole relief sought is a
18 money judgment, and where no party asserts a claim in excess of fifteen

1 thousand dollars, or if approved by the superior court of a county by
2 two-thirds or greater vote of the judges thereof, up to (~~thirty-five~~)
3 fifty thousand dollars, exclusive of interest and costs, are subject to
4 mandatory arbitration.

5 (2) If approved by majority vote of the superior court judges of a
6 county which has authorized arbitration, all civil actions which are at
7 issue in the superior court in which the sole relief sought is the
8 establishment, termination or modification of maintenance or child
9 support payments are subject to mandatory arbitration. The
10 arbitrability of any such action shall not be affected by the amount or
11 number of payments involved.

12 NEW SECTION. **Sec. 3.** Section 2 of this act applies to any case in
13 which a notice of arbitrability is filed on or after the effective date
14 of this act.

Passed by the Senate April 16, 2005.

Passed by the House April 11, 2005.

Approved by the Governor May 13, 2005.

Filed in Office of Secretary of State May 13, 2005.