
HOUSE BILL 2074

State of Washington

65th Legislature

2017 Regular Session

By Representatives Stanford, Stonier, Appleton, Lytton, Ormsby, Ryu, Peterson, Kagi, Orwall, Senn, and Riccelli

Read first time 02/10/17. Referred to Committee on Judiciary.

1 AN ACT Relating to proceedings supplemental to execution of
2 judgments; and amending RCW 6.32.010, 6.32.015, 6.32.140, and
3 6.32.020.

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

5 **Sec. 1.** RCW 6.32.010 and 1994 c 189 s 4 are each amended to read
6 as follows:

7 At any time within ten years after entry of a judgment for the
8 sum of ~~((twenty-five))~~ five thousand dollars or over, unless the time
9 is extended in accordance with RCW 6.17.020(3), upon application by
10 the judgment creditor such court or judge may, by an order, require
11 the judgment debtor to appear at a specified time and place before
12 the judge granting the order, or a referee appointed by the judge, to
13 answer concerning the same ~~((; and the judge to whom application is
14 made under this chapter may, if it is made to appear to him or her by
15 the affidavit of the judgment creditor, his or her agent or attorney
16 that there is danger of the debtor absconding, order the sheriff to
17 arrest the debtor and bring him or her before the judge granting the
18 order. Upon being brought before the judge, he or she may be ordered
19 to enter into a bond, with sufficient sureties, that he or she will
20 attend from time to time before the judge or referee, as shall be
21 directed, during the pendency of the proceedings and until the final~~

1 ~~termination—thereof~~)). If the judgment debtor or other persons
2 against whom the special proceedings are instituted has been served
3 with these proceedings, the plaintiff shall be entitled to costs of
4 service, notary fees, and an appearance fee of twenty-five dollars.
5 If the judgment debtor or other persons fail to answer or appear, the
6 plaintiff shall additionally be entitled to reasonable attorney fees.
7 If a plaintiff institutes special proceedings and fails to appear, a
8 judgment debtor or other person against whom the proceeding was
9 instituted who appears is entitled to an appearance fee of twenty-
10 five dollars and reasonable attorney fees.

11 **Sec. 2.** RCW 6.32.015 and 1994 c 189 s 5 are each amended to read
12 as follows:

13 At any time within ten years after entry of a judgment for a sum
14 of (~~twenty-five~~) five thousand dollars or over, unless the time is
15 extended in accordance with RCW 6.17.020(3), upon application by the
16 judgment creditor such court or judge may, by order served on the
17 judgment debtor, require such debtor to answer written
18 interrogatories, under oath, in such form as may be approved by the
19 court. No such creditor shall be required to proceed under this
20 section nor shall he or she waive his or her rights to proceed under
21 RCW 6.32.010 by proceeding under this section.

22 **Sec. 3.** RCW 6.32.140 and 2011 c 336 s 157 are each amended to
23 read as follows:

24 (1) If the judgment debtor fails to answer or appear pursuant to
25 an order under RCW 6.32.010, the judge may order the sheriff to
26 arrest the debtor and bring him or her before the judge granting the
27 order. Upon being brought before the judge, the debtor may be ordered
28 to enter into a bond, with sufficient sureties, that he or she will
29 attend from time to time before the judge or referee, as shall be
30 directed, during the pendency of the proceedings and until the final
31 termination thereof.

32 (2) The sheriff, when he or she arrests a judgment debtor by
33 virtue of a warrant issued as prescribed in this (~~chapter~~) section,
34 must deliver to him or her a copy of the warrant (~~and of the~~
35 affidavit upon which it was granted).

36 **Sec. 4.** RCW 6.32.020 and 1893 c 133 s 2 are each amended to read
37 as follows:

1 A warrant issued as prescribed in RCW ((~~6.32.010~~)) 6.32.140 may
2 be vacated or modified by the judge making the same, or by the court
3 out of which the execution was issued, upon giving three days' notice
4 to the opposite party.

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