

SENATE BILL 5028

State of Washington

52nd Legislature

1991 Regular Session

By Senators Nelson and Talmadge.

Read first time January 16, 1991. Referred to Committee on Law & Justice.

1 AN ACT Relating to domestic relations; and amending RCW 26.09.010.

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

3 **Sec. 1.** RCW 26.09.010 and 1989 c 375 s 1 are each amended to read
4 as follows:

5 (1) Except as otherwise specifically provided herein, the practice
6 in civil action shall govern all proceedings under this chapter, except
7 that trial by jury is dispensed with and trial may consist of written
8 statements and documentation, and oral argument, or other summary
9 procedures established by state or local court rule.

10 (2) A proceeding for dissolution of marriage, legal separation or
11 a declaration concerning the validity of a marriage shall be entitled
12 "In re the marriage of and" Such proceeding may
13 be filed in the superior court of the county where the petitioner
14 resides.

1 (3) In cases where there has been no prior proceeding in this state
2 involving the marital status of the parties or support obligations for
3 a minor child, a separate parenting and support proceeding between the
4 parents shall be entitled "In re the parenting and support of
5"

6 (4) The initial pleading in all proceedings under this chapter
7 shall be denominated a petition. A responsive pleading shall be
8 denominated a response. Other pleadings, and all pleadings in other
9 matters under this chapter shall be denominated as provided in the
10 civil rules for superior court.

11 (5) In this chapter, "decree" includes "judgment".

12 (6) A decree of dissolution, of legal separation, or a declaration
13 concerning the validity of a marriage shall not be awarded to one of
14 the parties, but shall provide that it affects the status previously
15 existing between the parties in the manner decreed.