

By Representative Appelwick

1 **SB 5523** - H COMM AMD **ADOPTED 4-7-93**

2 By Committee on Judiciary

3 On page 1 strike everything after the enacting clause and  
4 insert the following:

5 "Sec. 1. RCW 3.34.130 and 1986 c 161 ú 4 are each amended to  
6 read as follows:

7 (1) Each district court shall designate one or more persons as  
8 judge pro tempore who shall serve during the temporary absence,  
9 disqualification, or incapacity of a district judge. The  
10 qualifications of a judge pro tempore shall be the same as for a  
11 district judge, except that with respect to RCW 3.34.060(1), the  
12 person appointed need only be a registered voter of the state. A  
13 district that has a population of not more than ten thousand and  
14 that has no person available who meets the qualifications under RCW  
15 3.34.060 (2)(a) or (b), may appoint as a pro tempore judge a person  
16 who has taken and passed the qualifying examination for the office  
17 of district judge as is provided by rule of the supreme court. A  
18 judge pro tempore may sit in any district of the county for which  
19 he or she is appointed. A judge pro tempore shall be paid the  
20 salary authorized by the county legislative authority. For each  
21 day that a judge pro tempore serves in excess of thirty days during  
22 any calendar year, the annual salary of the judge in whose place he  
23 or she serves shall be reduced by an amount equal to one-two  
24 hundred fiftieth of such salary: PROVIDED, That each full time  
25 district judge shall have up to fifteen days annual leave without  
26 reduction for service on judicial commissions established by the  
27 legislature or the chief justice of the supreme court. No  
28 reduction in salary shall occur when a judge pro tempore serves  
29 while a district judge is using sick leave granted in accordance  
30 with RCW 3.34.100.

1           (2) The legislature may appropriate money for the purpose of  
2 reimbursing counties for the salaries of judges pro tempore for  
3 certain days in excess of thirty worked per year that the judge pro  
4 tempore was required to work as the result of service by a judge on  
5 a commission as authorized under subsection (1) of this section.  
6 No later than September 1 of each year, each county treasurer shall  
7 certify to the administrator for the courts for the year ending the  
8 preceding June 30, the number of days in excess of thirty that any  
9 judge pro tempore was required to work as the result of service by  
10 a judge on a commission as authorized under subsection (1) of this  
11 section. Upon receipt of the certification, the administrator for  
12 the courts shall reimburse the county from money appropriated for  
13 that purpose."

EFFECT: Limits the authority to appoint lay persons as pro  
tems to counties under 10,000.