
ENGROSSED SUBSTITUTE HOUSE BILL 1734

State of Washington

53rd Legislature

1993 Regular Session

By House Committee on Judiciary (originally sponsored by Representatives Appelwick, Ludwig, Dellwo, Silver, Padden, Peery, Ogden, Mastin, Scott and Johanson; by request of Administrator for the Courts)

Read first time 02/25/93.

1 AN ACT Relating to adding new judges to the court of appeals;
2 amending RCW 2.06.020; adding a new section to chapter 2.06 RCW; and
3 declaring an emergency.

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

5 **Sec. 1.** RCW 2.06.020 and 1989 c 328 s 10 are each amended to read
6 as follows:

7 The court shall have three divisions, one of which shall be
8 headquartered in Seattle, one of which shall be headquartered in
9 Spokane, and one of which shall be headquartered in Tacoma:

10 (1) The first division shall have (~~nine~~) twelve judges from three
11 districts, as follows:

12 (a) District 1 shall consist of King county and shall have (~~six~~)
13 eight judges;

14 (b) District 2 shall consist of Snohomish county and shall have two
15 judges; and

16 (c) District 3 shall consist of Island, San Juan, Skagit and
17 Whatcom counties and shall have (~~one~~) two judges.

18 (2) The second division shall have (~~four~~) six judges from the
19 following districts:

1 (a) District 1 shall consist of Pierce county and shall have two
2 judges;

3 (b) District 2 shall consist of Clallam, Grays Harbor, Jefferson,
4 Kitsap, Mason, and Thurston counties and shall have ~~((one))~~ two judges;

5 (c) District 3 shall consist of Clark, Cowlitz, Lewis, Pacific,
6 Skamania, and Wahkiakum counties and shall have ~~((one))~~ two judges.

7 (3) The third division shall have ~~((four))~~ five judges from the
8 following districts:

9 (a) District 1 shall consist of Ferry, Lincoln, Okanogan, Pend
10 Oreille, Spokane and Stevens counties and shall have two judges;

11 (b) District 2 shall consist of Adams, Asotin, Benton, Columbia,
12 Franklin, Garfield, Grant, Walla Walla, and Whitman counties and shall
13 have one judge;

14 (c) District 3 shall consist of Chelan, Douglas, Kittitas,
15 Klickitat and Yakima counties and shall have ~~((one))~~ two judges.

16 NEW SECTION. **Sec. 2.** A new section is added to chapter 2.06 RCW
17 to read as follows:

18 (1) Any judicial position created by section 1, chapter ..., Laws
19 of 1993 (section 1 of this act) shall be effective only if that
20 position is specifically funded and is referenced by division and
21 district in an omnibus appropriations act.

22 (2)(a) The full term of office for the judicial positions
23 authorized pursuant to this act shall be six years.

24 (b) The authorized judicial positions shall be filled at the
25 general election in the November immediately preceding the beginning of
26 the full term.

27 (c) The six-year terms shall be staggered as provided in (c)(i)
28 through (iii) of this subsection.

29 (i) In the first division, the initial full terms of six years for
30 the two positions in district 1 shall begin the second Monday in
31 January following the general election held in November 1993. If the
32 effective dates for the judicial positions are later than the deadline
33 to include them in the November 1993 election, the initial full terms
34 shall begin the second Monday in January following the general election
35 held in November 1999. The initial full term of six years for the
36 position in district 3 shall begin on the second Monday in January
37 following the general election held in November 1996. If the effective
38 date for the judicial position is later than the deadline to include it

1 in the November 1996 election, the initial full term shall begin the
2 second Monday in January following the general election held in
3 November 2002.

4 (ii) In the second division, the initial full terms of six years
5 for the two positions in district 2 shall begin the second Monday in
6 January following the general election held in November 1994. If the
7 effective dates of the judicial positions are later than the deadline
8 to include them in the November 1994 election, the initial full terms
9 shall begin the second Monday in January following the general election
10 held in November 2000. The initial full term for the position in
11 district 3 shall begin the second Monday in January following the
12 general election held in November 1998. If the effective date of the
13 judicial position is later than the deadline to include it in the
14 November 1998 election, the initial full term shall begin the second
15 Monday in January following the general election held in November 2004.

16 (iii) In the third division, the initial full term of six years for
17 the position in district 3 shall begin the second Monday in January
18 following the general election held in November 1994. If the effective
19 date of the judicial position is later than the deadline to include it
20 in the November 1994 election, the initial full term will begin the
21 second Monday in January following the general election held in
22 November 2000.

23 (d) Upon becoming effective pursuant to subsection (1) of this
24 section, the governor shall appoint judges to the additional judicial
25 positions authorized in section 1, chapter ..., Laws of 1993 (section
26 1 of this act). The appointed judges shall hold office until the
27 second Monday in January following the general election following the
28 effective date of the position. The appointed judges and other
29 judicial candidates are entitled to run for the judicial position at
30 the general election following appointment.

31 (e) The initial election for these positions shall be held in
32 November following the effective date of the position. If the initial
33 election of a newly authorized position is not held on a date which
34 corresponds to the beginning of a full term as specified in (c)(i)
35 through (iii) of this subsection, the election shall be for a partial
36 term.

37 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
38 preservation of the public peace, health, or safety, or support of the

1 state government and its existing public institutions, and shall take
2 effect immediately.

--- END ---