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SENATE BILL 6067

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State of Washington                      53rd Legislature                      1994 Regular Session

By Senators Wojahn, Ludwig, Nelson, A. Smith, Fraser, Snyder and Bauer

Read first time 01/11/94. Referred to Committee on Law & Justice.

1            AN ACT Relating to courts of limited jurisdiction; and amending RCW  
2 2.52.010, 3.38.010, 3.70.010, 3.70.020, 3.70.040, 10.04.800, and  
3 12.40.800.

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

5            **Sec. 1.** RCW 2.52.010 and 1987 c 322 s 1 are each amended to read  
6 as follows:

7            There is hereby established a judicial council which shall consist  
8 of the following:

9            (1) The chief justice of the supreme court;

10           (2) One judge of the court of appeals, to be selected and  
11 appointed by the three chief judges of the three divisions thereof;

12           (3) One judge of the superior court, to be selected and appointed  
13 by the superior court judges' association;

14           (4) Two members of the state senate who shall not be members of the  
15 same political party; two members of the state house of representatives  
16 who shall not be members of the same political party;

17           (5) Four members of the bar who are practicing law, one of whom  
18 shall be either a public defender or a legal services attorney, and at  
19 least one of whom is a prosecuting attorney, with the public defender

1 or legal services attorney, and two to be appointed by the board of  
2 governors of the Washington state bar association from a list of  
3 nominees submitted by the legislative committee of the Washington state  
4 bar association;

5 (7) The attorney general; and

6 (8) One judge from the courts of limited jurisdiction chosen by the  
7 Washington state (~~((magistrates'))~~) district and municipal court judges'  
8 association.

9 **Sec. 2.** RCW 3.38.010 and 1984 c 258 s 22 are each amended to read  
10 as follows:

11 There is established in each county a district court districting  
12 committee composed of the following:

13 (1) The judge of the superior court, or, if there be more than one  
14 such judge, then one of the judges selected by that court;

15 (2) The prosecuting attorney, or a deputy selected by the  
16 prosecuting attorney;

17 (3) A practicing lawyer of the county selected by the president of  
18 the largest local bar association, if there be one, and if not, then by  
19 the county legislative authority;

20 (4) A judge of a court of limited jurisdiction in the county  
21 selected by the president of the Washington state (~~((magistrates'))~~)  
22 district and municipal court judges' association; and

23 (5) The mayor, or representative appointed by the mayor, of each  
24 first, second, and third class city of the county;

25 (6) One person to represent the fourth class cities of the county,  
26 if any, to be designated by the president of the association of  
27 Washington cities: PROVIDED, That if there should be neither a first  
28 class nor a second class city within the county, the mayor, or the  
29 mayor's representative, of each fourth class city shall be a member;

30 (7) The chairman of the county legislative authority; and

31 (8) The county auditor.

32 **Sec. 3.** RCW 3.70.010 and 1987 c 3 s 2 are each amended to read as  
33 follows:

34 There is established in the state an association, to be known as  
35 the Washington state (~~((magistrates'))~~) district and municipal court  
36 judges' association, membership in which shall include all duly elected  
37 or appointed and qualified judges of courts of limited jurisdiction,

1 including but not limited to district judges and municipal court  
2 judges.

3 **Sec. 4.** RCW 3.70.020 and 1984 c 258 s 51 are each amended to read  
4 as follows:

5 (~~The first meeting of the Washington state magistrates'~~  
6 ~~association shall be held at the next regular meeting of the present~~  
7 ~~organization after June 7, 1961 to be held during the month of August~~  
8 ~~or September, 1961, at which meeting those judges of courts of limited~~  
9 ~~jurisdiction, as provided in RCW 3.70.010, attending shall temporarily~~  
10 ~~organize themselves for the purpose of adopting a Constitution and~~  
11 ~~bylaws and)) Members of the Washington state district and municipal  
12 court judges' association may either (~~adopt or~~) amend the present  
13 (~~Constitution and~~) bylaws of the (~~Washington state magistrates'~~)  
14 association, adopt a constitution, or provide for bylaws only, electing  
15 officers as provided therein and doing all things necessary and proper  
16 to formally establish a permanent Washington state (~~magistrates'~~)  
17 district and municipal court judges' association(~~(, after which~~  
18 ~~meeting)). The association may meet each year (~~during the month of~~  
19 ~~August or September, beginning in 1962)) at a time established by the  
20 association's governing board. Meetings shall be held in the state of  
21 Washington.~~~~~~

22 **Sec. 5.** RCW 3.70.040 and 1984 c 258 s 53 are each amended to read  
23 as follows:

24 The Washington state (~~magistrates'~~) district and municipal court  
25 judges' association shall:

26 (1) Continuously survey and study the operation of the courts  
27 served by its membership, the volume and condition of business of such  
28 courts, the methods of procedure therein, the work accomplished, and  
29 the character of the results;

30 (2) Promulgate suggested rules for the administration of the courts  
31 of limited jurisdiction not inconsistent with the law or rules of the  
32 supreme court relating to such courts;

33 (3) Report annually to the supreme court as well as the governor  
34 and the legislature on the condition of business in the courts of  
35 limited jurisdiction, including the association's recommendations as to  
36 needed changes in the organization, operation, judicial procedure, and  
37 laws or statutes implemented or enforced in these courts.

1       **Sec. 6.** RCW 10.04.800 and 1987 c 202 s 155 are each amended to  
2 read as follows:

3       The ((magistrates<sup>4</sup>)) district and municipal court judges'  
4 association may propose to the supreme court suggested forms for  
5 criminal actions for inclusion in the justice court criminal rules.

6       **Sec. 7.** RCW 12.40.800 and 1988 c 85 s 3 are each amended to read  
7 as follows:

8       The administrator for the courts and the ((magistrates)) district  
9 and municipal court judges' association shall prepare a model small  
10 claims informational brochure and distribute the model brochure to all  
11 small claims departments in the state. This brochure may be modified  
12 as necessary by each small claims department and shall be made  
13 available to all parties in any small claims action.

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