
SENATE BILL 5984

State of Washington

59th Legislature

2005 Regular Session

By Senator Kline

Read first time 02/18/2005. Referred to Committee on Judiciary.

1 AN ACT Relating to clerk's fees for ex parte orders; and amending
2 RCW 36.18.016.

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

4 **Sec. 1.** RCW 36.18.016 and 2002 c 338 s 2 are each amended to read
5 as follows:

6 (1) Revenue collected under this section is not subject to division
7 under RCW 36.18.025 or 27.24.070.

8 (2) For the filing of a petition for modification of a decree of
9 dissolution or paternity, within the same case as the original action,
10 a fee of twenty dollars must be paid.

11 (3)(a) The party making a demand for a jury of six in a civil
12 action shall pay, at the time, a fee of one hundred twenty-five
13 dollars; if the demand is for a jury of twelve, a fee of two hundred
14 fifty dollars. If, after the party demands a jury of six and pays the
15 required fee, any other party to the action requests a jury of twelve,
16 an additional one hundred twenty-five dollar fee will be required of
17 the party demanding the increased number of jurors.

18 (b) Upon conviction in criminal cases a jury demand charge of fifty

1 dollars for a jury of six, or one hundred dollars for a jury of twelve
2 may be imposed as costs under RCW 10.46.190.

3 (4) For preparing, transcribing, or certifying an instrument on
4 file or of record in the clerk's office, with or without seal, for the
5 first page or portion of the first page, a fee of two dollars, and for
6 each additional page or portion of a page, a fee of one dollar must be
7 charged. For authenticating or exemplifying an instrument, a fee of
8 one dollar for each additional seal affixed must be charged.

9 (5) For executing a certificate, with or without a seal, a fee of
10 two dollars must be charged.

11 (6) For a garnishee defendant named in an affidavit for garnishment
12 and for a writ of attachment, a fee of twenty dollars must be charged.

13 (7) For approving a bond, including justification on the bond, in
14 other than civil actions and probate proceedings, a fee of two dollars
15 must be charged.

16 (8) For the issuance of a certificate of qualification and a
17 certified copy of letters of administration, letters testamentary, or
18 letters of guardianship, there must be a fee of two dollars.

19 (9) For the preparation of a passport application, the clerk may
20 collect an execution fee as authorized by the federal government.

21 (10) For clerk's services such as (~~processing ex parte orders,~~)
22 performing historical searches, compiling statistical reports, and
23 conducting exceptional record searches, the clerk may collect a fee not
24 to exceed twenty dollars per hour or portion of an hour.

25 (11) For processing an ex parte order, a fee of thirty dollars must
26 be charged.

27 (12) For duplicated recordings of court's proceedings there must be
28 a fee of ten dollars for each audio tape and twenty-five dollars for
29 each video tape.

30 (~~(12)~~) (13) For the filing of oaths and affirmations under
31 chapter 5.28 RCW, a fee of twenty dollars must be charged.

32 (~~(13)~~) (14) For filing a disclaimer of interest under RCW
33 11.86.031(4), a fee of two dollars must be charged.

34 (~~(14)~~) (15) For registration of land titles, Torrens Act, under
35 RCW 65.12.780, a fee of five dollars must be charged.

36 (~~(15)~~) (16) For the issuance of extension of judgment under RCW
37 6.17.020 and chapter 9.94A RCW, a fee of one hundred ten dollars must
38 be charged.

1 ~~((16))~~ (17) A facilitator surcharge of ten dollars must be
2 charged as authorized under RCW 26.12.240.

3 ~~((17))~~ (18) For filing a water rights statement under RCW
4 90.03.180, a fee of twenty-five dollars must be charged.

5 ~~((18))~~ (19) A service fee of three dollars for the first page and
6 one dollar for each additional page must be charged for receiving faxed
7 documents, pursuant to Washington state rules of court, general rule
8 17.

9 ~~((19))~~ (20) For preparation of clerk's papers under RAP 9.7, a
10 fee of fifty cents per page must be charged.

11 ~~((20))~~ (21) For copies and reports produced at the local level as
12 permitted by RCW 2.68.020 and supreme court policy, a variable fee must
13 be charged.

14 ~~((21))~~ (22) Investment service charge and earnings under RCW
15 36.48.090 must be charged.

16 ~~((22))~~ (23) Costs for nonstatutory services rendered by clerk by
17 authority of local ordinance or policy must be charged.

18 ~~((23))~~ (24) For filing a request for mandatory arbitration, a
19 filing fee may be assessed against the party filing a statement of
20 arbitrability not to exceed two hundred twenty dollars as established
21 by authority of local ordinance. This charge shall be used solely to
22 offset the cost of the mandatory arbitration program.

23 ~~((24))~~ (25) For filing a request for trial de novo of an
24 arbitration award, a fee not to exceed two hundred fifty dollars as
25 established by authority of local ordinance must be charged.

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