

CERTIFICATION OF ENROLLMENT

SENATE BILL 5392

Chapter 278, Laws of 2023

68th Legislature
2023 Regular Session

COURTS—OVERPAYMENTS OF LESS THAN TEN DOLLARS

EFFECTIVE DATE: July 23, 2023

Passed by the Senate February 22,
2023

Yeas 49 Nays 0

DENNY HECK

President of the Senate

Passed by the House April 12, 2023

Yeas 96 Nays 1

Laurie Jinkins

**Speaker of the House of
Representatives**

Approved May 4, 2023 10:57 AM

JAY INSLEE

Governor of the State of Washington

CERTIFICATE

I, Sarah Bannister, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5392** as passed by the Senate and the House of Representatives on the dates hereon set forth.

SARAH BANNISTER

Secretary

FILED

May 4, 2023

**Secretary of State
State of Washington**

SENATE BILL 5392

Passed Legislature - 2023 Regular Session

State of Washington

68th Legislature

2023 Regular Session

By Senators Schoesler and Pedersen

Read first time 01/16/23. Referred to Committee on Law & Justice.

1 AN ACT Relating to overpayments for certain matters; and amending
2 RCW 63.30.270.

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

4 **Sec. 1.** RCW 63.30.270 and 2022 c 225 s 406 are each amended to
5 read as follows:

6 (1) A local government holding abandoned intangible property that
7 is not forwarded to the department of revenue in subsection (2) of
8 this section is not required to maintain current records of this
9 property for longer than five years after the property is presumed
10 abandoned, and at that time may archive records of this intangible
11 property and transfer the intangible property to its general fund.
12 However, the local government remains liable to pay the intangible
13 property to a person or entity subsequently establishing its
14 ownership of this intangible property.

15 (2) Counties, cities, towns, and other municipal and quasi-
16 municipal corporations that hold funds representing warrants canceled
17 pursuant to RCW 36.22.100 and 39.56.040, uncashed checks, and
18 property tax overpayments or refunds may retain the funds until the
19 owner notifies them and establishes ownership as provided in this
20 chapter. Counties, cities, towns, or other municipal and quasi-
21 municipal corporations must provide to the administrator a report of

1 property it is holding pursuant to this section. The report must
2 identify the property and owner in the manner provided in this
3 section and RCW 63.30.220 through 63.30.260 and the administrator
4 must publish the information as provided in RCW 63.30.300.

5 (3) Courts may retain overpayments made in connection with any
6 litigation, including traffic, criminal, and noncriminal matters, for
7 amounts less than or equal to \$10. These overpayments shall be
8 remitted by the clerk of the court to the local treasurer for deposit
9 in the local current expense fund.

Passed by the Senate February 22, 2023.

Passed by the House April 12, 2023.

Approved by the Governor May 4, 2023.

Filed in Office of Secretary of State May 4, 2023.

--- END ---