

SENATE BILL REPORT

SB 5164

As Reported By Senate Committee On:
Law & Justice, January 26, 1995

Title: An act relating to service of orders.

Brief Description: Allowing a conformed copy of certain orders to be served.

Sponsors: Senator Smith.

Brief History:

Committee Activity: Law & Justice: 1/23/95, 1/26/95 [DPS].

SENATE COMMITTEE ON LAW & JUSTICE

Majority Report: That Substitute Senate Bill No. 5164 be substituted therefor, and the substitute bill do pass.

Signed by Senators Smith, Chair; C. Anderson, Vice Chair; Hargrove, Haugen, Johnson, Long, McCaslin, Quigley, Rinehart, Roach and Schow.

Staff: Martin Lovinger (786-7443)

Background: During supplemental proceedings to enforce judgments, orders requiring persons to attend and be examined must be served by delivering a certified copy of the original order from the court.

The cost of obtaining a certified copy is added to the amount that is already owed by the defendant. Preparing certified copies also adds to the workload of court clerks.

Summary of Substitute Bill: A person served with an order to appear and be examined as part of supplemental proceedings may be served with either a certified copy of the court order or a noncertified copy which bears a stamp or notation indicating the name of the judge or commissioner who signed the original order, and a stamp or notation indicating the original order has been filed with the court.

Substitute Bill Compared to Original Bill: The original bill was not considered.

Appropriation: None.

Fiscal Note: Not requested.

Effective Date: Ninety days after adjournment of session in which bill is passed.

Testimony For: This will save defendants money and creditors up-front costs. It will also save court clerks time and effort.

Testimony Against: None.

Testified: Mark Gjurasic, Washington Collectors Association (pro); Kathy Rouner, Allied Credit (pro); Debbie Wilke, WACO (pro).