

NEW SECTION. Sec. 6. The powers conferred on the secretary by this act shall be concurrent with the powers conferred on the director of the department of agriculture by chapter 16.36 RCW, and chapter 43.23 RCW, and the secretary and director shall cooperate in exercising their responsibilities in these areas.

Passed the Senate March 10, 1971.

Passed the House March 9, 1971.

Approved by the Governor March 23, 1971.

Filed in Office of Secretary of State March 23, 1971.

CHAPTER 73

[Senate Bill No. 244]

DISTRICT COURTS

AN ACT Relating to justice courts, justices of the peace and court clerks; amending section 3, chapter 299, Laws of 1961 and RCW 3.30.030; amending section 5, chapter 299, Laws of 1961 and RCW 3.30.050; amending section 7, chapter 299, Laws of 1961 and RCW 3.30.070; amending section 9, chapter 299, Laws of 1961 and RCW 3.30.090; amending section 18, chapter 299, Laws of 1961 and RCW 3.34.090; amending section 98, chapter 299, Laws of 1961 and RCW 3.54.010; amending section 99, chapter 299, Laws of 1961 and RCW 3.54.020; and amending section 106, chapter 299, Laws of 1961 as amended by section 2, chapter 199, Laws of 1969 ex. sess. and RCW 3.62.020.

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

Section 1. Section 3, chapter 299, Laws of 1961 and RCW 3.30.030 are each amended to read as follows:

The judges of the justice court of each justice court district shall be the justices of the peace of the district elected or appointed as provided in chapters 3.30 through 3.74. Such courts shall alternately be referred to as district courts and the judges thereof as district judges.

Sec. 2. Section 5, chapter 299, Laws of 1961 and RCW 3.30.050 are each amended to read as follows:

Each ((justice)) judge is authorized to organize his court not inconsistent with departments created by the districting plan.

Sec. 3. Section 7, chapter 299, Laws of 1961 and RCW 3.30.070 are each amended to read as follows:

((Each justice)) The clerk of each district court shall keep uniform records of each case filed and the proceedings had therein including an accounting for all funds received and disbursed. Financial reporting shall be in such form as may be prescribed by the

office of the state auditor, division of municipal corporations. The form of other records may be prescribed by the supreme court.

Sec. 4. Section 9, chapter 299, Laws of 1961 and RCW 3.30.090 are each amended to read as follows:

A violations bureau may be established by any city or ~~((justice of the peace))~~district court having jurisdiction of traffic cases to assist in processing traffic cases. As designated by written order of the ~~((justice))~~court having jurisdiction of traffic cases, specific offenses under city ordinance, county resolution, or state law may be processed by such bureau. Such bureau may be authorized to receive the posting of bail for such specified offenses, and, as authorized by the court order, to accept forfeiture of bail. The court order shall specify the amount of bail to be posted and shall also specify the circumstances or conditions which will require an appearance before the court. Such bureau, upon accepting the prescribed bail, shall issue a receipt to the alleged violator, which receipt shall bear a legend informing him of the legal consequences of bail forfeiture. The bureau shall transfer daily to the clerk of the proper department of the court all bail posted for offenses where forfeiture is not authorized by the court order, as well as copies of all receipts. All forfeitures paid to a violations bureau for violations of municipal ordinances shall be placed in the city general fund or such other fund as may be prescribed by ordinance. All forfeitures paid to a violations bureau for violations of state laws or county resolutions shall be remitted at least monthly to the county treasurer for deposit in the current expense fund. Employees of violations bureaus of a city shall be city employees under any applicable municipal civil service system.

Sec. 5. Section 18, chapter 299, Laws of 1961 and RCW 3.34.090 are each amended to read as follows:

The county commissioners shall provide for the bonding of each district judge, justice of the peace, justice of the peace pro tempore, justice court commissioner, clerk of the district court and court employee, at the expense of the county, in such amount as the county commissioners shall prescribe, conditioned that each such person will pay over according to law all moneys which shall come into his hands in causes filed in his court. Such bond shall not be less than the maximum amount of money liable to be under the control, at any one time, of each such person in the performance of his duties. Such bond may be a blanket bond. If the county obtains errors and omissions insurance covering district court personnel, the costs of such coverage shall be a reimbursable expense pursuant to RCW 3.62.050 as now or hereafter amended.

Sec. 6. Section 98, chapter 299, Laws of 1961 and RCW 3.54.010 are each amended to read as follows:

The clerk and deputy clerks of district courts shall receive such compensation as shall be provided by the county commissioners.

Sec. 7. Section 99, chapter 299, Laws of 1961 and RCW 3.54.020 are each amended to read as follows:

The ~~((justice))~~district courts shall prescribe the duties of the clerk and deputy clerks. Such duties ~~((may))~~shall include all of the requirements of RCW 3.62.020 as now or hereafter amended and the receipt of bail and additionally the power to:

- (1) Accept and enter pleas;
- (2) Receive bail as set by the court;
- (3) Set cases for trial;
- (4) Administer oaths.

Sec. 8. Section 106, chapter 299, Laws of 1961 as amended by section 2, chapter 199, Laws of 1969 ex. sess. and RCW 3.62.020 are each amended to read as follows:

All fees, fines, forfeitures and penalties assessed ~~((and collected))~~ by ~~((justice))~~district courts, except fines, forfeitures and penalties assessed and collected because of the violation of city ordinances, shall be collected and remitted by the ~~((justice))~~clerk of the district court to the county treasurer at least monthly, together with a financial statement as required by the division of municipal corporations, noting the information necessary for crediting of such funds as required by law. The county treasurer shall place these moneys into the justice court suspense fund.

Passed the Senate February 11, 1971.

Passed the House March 8, 1971.

Approved by the Governor March 23, 1971.

Filed in Office of Secretary of State March 23, 1971.

CHAPTER 74

[Engrossed House Bill No. 66]

WASHINGTON PRINCIPAL AND INCOME ACT

AN ACT Relating to the ascertainment of principal and income and the apportionment by trustees and personal representatives of receipts and expenses among income beneficiaries and remaindermen; to make uniform the law with reference thereto; adding a new chapter to Title 11; repealing section 1, chapter 160, Laws of 1947 and RCW 23.74.010; repealing section 2, chapter 160, Laws of 1947 and RCW 23.74.020 and declaring an effective date.

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

NEW SECTION. Section 1. Definitions. As used in this act: