



Legislation Details (With Text)

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File created: 10/20/2003 **In control:** Budget and Fiscal Management Committee

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Title: AN ORDINANCE related to changes to current sheriff's office civil process fees as authorized under RCW 36.18.040(3); and adding a new section to K.C.C. chapter 4.77.

Sponsors: Larry Phillips

Indexes: Sheriff

Code sections: 4.77 -

Attachments: 1. Ordinance 14792.pdf, 2. 2003-0466 Fiscal Note.doc, 3. 2003-0466 Regulatory Note.doc, 4. 2003-0466 Staff Report 11/12/03.doc, 5. 2003-0466 Transmittal Letter.doc, 6. Hearing Notice.doc

Date	Ver.	Action By	Action	Result
11/17/2003	1	Metropolitan King County Council	Hearing Held	
11/17/2003	1	Metropolitan King County Council	Passed	Pass
11/12/2003	1	Budget and Fiscal Management	Recommended Do Pass	Pass
11/10/2003	1	Metropolitan King County Council	Deferred	
11/10/2003	1	Metropolitan King County Council	Hearing Held	
10/20/2003	1	Metropolitan King County Council	Introduced and Referred	

Clerk 10/13/2003

AN ORDINANCE related to changes to current sheriff's office civil process fees as authorized under RCW 36.18.040(3); and adding a new section to K.C.C. chapter 4.77.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. A. Section 2 of this ordinance proposes changes to the civil process fees to cover cost increases in administration and operation of the sheriff's civil unit.

B. These fees are assessed under RCW 36.18.040(1), which sets the base level fees that sheriff's collect for their official services. The fees have not been adjusted for eleven years.

C. County legislative authorities may adjust the fees to cover the costs of administration and operation

under RCW 36.18.040(3).

SECTION 2. There is hereby added to chapter 4.77 a new section to read as follows:

Civil unit fees.

The following fees apply as provided in this chapter:

A. Service of civil process, service, summons and complaint, notice and complaint, summons and petition and notice of small claim:

1. Serve one defendant	\$13.00
2. Serve two or more defendants, same address	\$16.00
3. All returns	\$9.00
4. Nonresident returns	\$9.00
5. Notary fee	\$6.50
6. Mileage (per mile)	Federal standard mileage rate

B. Attachment, writ - personal property:

1. Levy, per hour	\$39.00
2. Serve, each defendant	\$16.00
3. Return to court	\$9.00
4. Mileage (per mile)	Federal standard mileage rate

C. Attachment, writ - real property:

1. Levy (per hour)	\$39.00
2. Notice of levy	\$3.00

Per Location	\$1.00
3. Filing with auditor and auditor's filing fee	\$13.00
4. Serve defendant (if required)	\$16.00
5. Return to court	\$9.00
6. Mileage (per mile)	Federal standard mileage rate
D. Execution - personal property:	
1. Levy (per hour)	\$39.00
2. Notice of sale and copies (first copy)	\$1.00
3. Additional copies (each)	\$0.70
4. Posting of each notice	\$13.00
5. Conducting sale (per hour)	\$39.00
6. Bill of sale (each)	\$39.00
7. Return to court	\$9.00
8. Serve defendant	\$16.00
9. Serve notice (defendant)	\$16.00
10. Postponement notice (each)	\$13.00
11. Mileage (per mile)	Federal standard mileage rate
12. Mailing	Actual costs of postage

E. Warrants:

- 1. Serve (each) \$39.00
- 2. Return to court \$9.00
- 3. Mileage (per mile) Federal
standard
mileage rate

F. Subpoena:

- 1. Serve (each) \$16.00
- 2. Return to court \$9.00
- 3. Mileage Federal
standard
mileage rate

G. Postage for mailing, required by statute whether regular,
certified, or registered: Actual cost of
postage

H. Mileage fee, each mile actually and necessarily traveled in
going to or returning from any place of service or attempted service: Federal
standard
mileage rate

I. Execution - order of sale of real property:

- 1. Levy (per hour) \$39.00
- 2. Notice to publisher \$1.00
- 3. Recording with auditor \$13.00
- 4. Notice of sale (plus copies) \$2.00
- 5. Conducting sale (per hour) \$39.00

6. Certificate of sale	\$39.00
7. Return to court	\$9.00
8. Posting of notice (each)	\$13.00
9. Affidavit of posting	\$9.00
10. Postponement (each notice)	\$13.00
11. Mileage (per mile)	Federal standard mileage rate
12. Mailing	Actual cost of postage
J. Writ of garnishment:	
1. Serve garnishee	\$16.00
2. Return to court	\$9.00
3. Serve defendant (if required)	\$16.00
4. Mileage (per mile)	Federal standard mileage rate
5. Mailing	Actual cost of postage
K. Writ of replevin - affidavit, claim and delivery:	
1. Serve defendant with writ - affidavit and bond	\$16.00
2. Serve summons and complaint (one)	\$13.00
3. Serve summons and complaint (two or more)	\$16.00
4. Levy (per hour)	\$39.00

5. Return to court	\$9.00
6. Mileage (per hour)	Federal standard mileage rate
L. Writ of restitution or writ of assistance, or both:	
1. Service without aid of county (posting)	\$33.00
2. Service with aid of county (oust and eject)	\$53.00
3. Cost per hour after first hour	\$39.00
4. Return to court	\$9.00
5. Mileage (per mile)	Federal standard mileage rate
M. Redemption:	
1. Serve notice of intent	\$16.00
2. Certificate of redemption	\$39.00
3. Copies	In accordance with RCW 36.18.040
N. Deed issuance	\$39.00
O. Habeas corpus, order to assist:	
1. Serve only	\$16.00
2. Executing of (per hour)	\$39.00
3. Return to court	\$9.00
P. Internal-only criminal history record check:	\$10.00

Q. Notarizing documents:	\$6.50
R. All other documents and supporting papers for which no other fee is provided in this section:	\$16.00
S. Fingerprinting:	
1. Noncriminal purpose up to two sets	\$10.00
2. Each additional set	\$3.00

SECTION 3. Severability. If any provision of this ordinance or its application to

any person or circumstance is held invalid, the remainder of the ordinance or the application of the provision to other persons or circumstances is not affected.

10 days prior

Newspaper: Seattle Times

Publish: October 29

Hearing: November 10, 2003