

ORDINANCE 560 -2018

AN ORDINANCE AMENDING CHAPTER 2.20 (DISTRICT COURT) OF THE KITSAP COUNTY CODE, REGARDING UPDATES TO THE STRUCTURE OF THE DISTRICT COURT

BE IT ORDAINED, the Kitsap County Board of Commissioners amends Title 2 of the Kitsap County Code as follows:

Section 1. Kitsap County Code Section 2.20.010, last amended by Ordinance 35-C (1991) is revised as follows:

2.20.010 Entire county is one district.

The entire county of Kitsap shall be established as one court district pursuant to the districting plan adopted pursuant to Chapter 3.38 RCW.

Section 2. Kitsap County Code Section 2.20.030, last amended by Ordinance 35-D (1991) is revised as follows:

2.20.030 Judge defined – Number of judges – Compensation.

(a) There shall be four full-time Kitsap County ~~district-court~~ District Court judicial positions. The judges shall be elected from the county at large to serve the entire county.

(b) Each ~~district-court~~ Kitsap County District Court judge shall receive an annual salary as provided by general state law in equal, monthly bi-weekly installments.

(c) The term “judge,” as used in this chapter, is interchangeable with “justice of the peace.” as used in RCW Chapters 3.30 through 3.74 RCW 3.30.015 and Const. Art. IV, §10.

Section 3. Kitsap County Code Section 2.20.040, last amended by Ordinance 347 (2005) is revised as follows:

2.20.040 Location of the central office, courtrooms and records.

(a) The central office of the Kitsap County ~~district-court~~ District Court shall be located at the Kitsap County Courthouse in Port Orchard, Washington.

(b) Courtrooms of the Kitsap County ~~district-court~~ District Court shall be located in Port Orchard, Washington, and may be located (i) within the boundaries of the North Kitsap School District, also known as Poulsbo, Washington, and (ii) within the boundaries of the Central Kitsap School District, also known as Silverdale, Washington.

(c) The records of the Kitsap County ~~district-court~~ District Court shall be kept in such places as deemed appropriate in keeping with statutes and rules governing the court.

Section 4. Kitsap County Code Section 2.20.050, last amended by Ordinance 35-A (1982) is revised as follows:

2.20.050 Other places where court may sit.

The Kitsap County ~~district court~~ District Court shall sit at Port Orchard, Washington, and at any other place in the county which the ~~district court~~ Kitsap County District Court shall determine is necessary to best serve the public.

Section 5. Kitsap County Code Section 2.20.060, last amended by Ordinance 347 (2005) is revised as follows:

2.20.060 Appointment of administrator and commissioners – Number.

(a) A ~~district court~~ Kitsap County District Court administrator shall be appointed by the ~~court~~ Kitsap County District Court judges to serve at the pleasure of the court. This position shall also be known as “clerk of the court.”

(b) The ~~district court~~ Kitsap County District Court judges is-are authorized to appoint one court commissioner who shall serve at the pleasure of the ~~elected~~ judges, and shall serve the entire county.

Section 6. Kitsap County Code Section 2.20.070, last amended by Ordinance 35-A (1982) is revised as follows:

2.20.070 Presiding judge – Election – Term – Duties.

(a) Pursuant to General Rule 29, the ~~The~~ presiding judge shall be elected from among the ~~judges of the district court~~ Kitsap County District Court judges. to serve a term, not to exceed one year, as set by the judges of the district court.

(b) Duties General responsibilities, duties and authority of the presiding judge ~~shall conform with JAR 5(b) are set forth in General Rule 29.~~

Section 7. Kitsap County Code Section 2.20.080, last amended by Ordinance 347 (2005) is revised as follows:

2.20.080 District court departments designated – Jurisdiction.

~~(a)~~ The Kitsap County ~~district court~~ District Court shall be divided into four departments, known as “Department No. 1,” “Department No. 2,” “Department No. 3,” and “Department No. 4.” Each department shall have general jurisdiction over all matters brought in the ~~district court~~ Kitsap County District Court. Further, each department may sit at any location in the county as authorized by this chapter.

Section 8. Kitsap County Code Section 2.20.090, last amended by Ordinance 35-A (1982) is repealed.

Section 9. Kitsap County Code Section 2.20.100, last amended by Ordinance 35-B (1982) is repealed.

Section 10. Kitsap County Code Section 2.20.110, last amended by Ordinance 35-A (1982) is revised as follows:

2.20.110 Small claims department established.

There shall be established a ~~small claims department~~ "small claims department of the district court" pursuant to RCW 12.40.010.

Section 11. Effective Date. This ordinance is effective immediately upon approval.

Section 12. Severability. If any portion of this ordinance or its application to any person, entity or circumstance is for any reason held invalid, the remainder of the ordinance or the application of the provision(s) to other persons, entities or circumstances is not affected.

DATED this 25th day of June, 2018.



BOARD OF COUNTY COMMISSIONERS
KITSAP COUNTY, WASHINGTON

ROBERT GELDER, Chair

EDWARD E. WOLFE, Commissioner

ATTEST:

Dana Daniels
Clerk of the Board

CHARLOTTE GARRIDO, Commissioner

Approved as to form:

Stuart Nickum
Deputy Prosecuting Attorney