

**KING COUNTY DISTRICT COURT
KING COUNTY, STATE OF WASHINGTON
OFFICE OF THE PRESIDING JUDGE**

**GENERAL ADMINISTRATIVE ORDER
No. 18-04**

**WAIVER OF *DE MINIMIS*
RESTITUTION INTEREST**

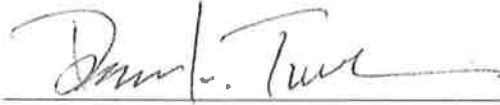
RCW 10.82.090, effective June 7, 2018, requires courts of limited jurisdiction to assess and collect interest on a defendant's restitution obligation at the rate provided for civil judgments. RCW 10.01.170 requires a defendant's payments to the Court for legal financial obligations (LFOs) to first be applied to the defendant's restitution obligation on the case. Once the restitution obligation is paid in full, including any accrued interest, the defendant's future payments are applied to the remaining LFOs. All funds received for restitution and accrued interest are remitted to the designated victim (restitution recipient).

RCW 10.82.090 allows the Court to waive accrued interest on restitution only after the principal amount of the restitution has been paid in full. The Court calculates restitution interest on a monthly basis, beginning the first of each month. Situations may arise where a defendant has made the restitution payment but some minimal interest accrued before the payment was processed. In those situations, the cost to collect the funds may exceed the interest owing.

The Court ensures all reasonable efforts are made, and strong internal control procedures are in place, regarding its collection practices and procedures. This GAO authorizes the Court's budget staff to waive the remaining interest on a defendant's case if the accrued interest balance does not exceed the notification costs to collect those funds and is *de minimis*. At the date of this GAO, the Court has established the *de minimis* amount at \$5.00.

IT IS HEREBY ORDERED, if restitution interest remaining on a defendant's case is \$5.00 or less, the interest balance may be waived by the Court's budget staff.

DATED this 1st day of November, 2018

A handwritten signature in cursive script, appearing to read "Donna Tucker", written over a horizontal line.

Donna Tucker, Chief Presiding Judge
King County District Court