



WASHINGTON
COURTS

December 27, 2022

TO: Judicial and Legal Community

FROM: Wendy Lamar, AOC Sr. Legal Analyst

RE: Summary of Changes for Surrender of Weapons Forms (January 2023)

The table below outlines the changes to the Surrender of Weapons forms based on [Laws of 2021, ch. 215 \(E2SHB 1320\)](#) and [Laws of 2022, ch. 268 \(SHB 1901\)](#).

Form Number & Title	Description of Changes
<p>1. WS 001 Order to Surrender and Prohibit Weapons</p>	<p>Changes:</p> <p>(1) In 2, deleted “You must appear for the review hearing listed in the caption on page one.”</p> <p>(2) In 6, replaced the “not required” options with, “The restrained person appeared at the hearing, in person or remotely, and received notice of the order. No further service is required. (May apply even if the restrained person left before a final ruling is issued or signed.)”</p> <p>(3) Created new section 7 “Compliance Hearing” by adding, “[] No Compliance Hearing Scheduled. The court finds that respondent has timely and completely surrendered all firearms and dangerous weapons in the respondent’s custody, control, or possession and any concealed pistol license to a law enforcement agency and is in compliance with this order pursuant to PRCW 7.105.340(6). [] Respondent: You must attend the hearing listed on page 1 of this order and show the court that you surrendered your firearm/s and concealed pistol license/s.”</p> <p>(4) Updated footer with new publication date.</p>
<p>2. WS 002 Findings and Order on Review: Weapons/Firearms Surrender Compliance</p>	<p>Changes:</p> <p>(1) Added “firearms” to name of form.</p> <p>(2) In first sentence, added checkbox for Order to Surrender and Prohibit Weapons and added, “[] extreme risk protection order.”</p> <p>(3) In “court considered” section, moved “incident report” lower in the list, added “Declaration of Law Enforcement about Weapons Surrender”, removed “law enforcement” from “Declaration of” line, and updated the name of the “Declaration of Protected Person” form. Also moved and reworded the defendant’s failure to appear language.</p> <p>(4) In 2, added “firearms” to second checkbox.</p> <p>(5) In 4, added “or Extreme Risk Protection Order” to the first checkbox and “(if not an Extreme Risk Protection Order)” to the second checkbox.</p> <p>(6) In 7, added “or Extreme Risk Protection Order” to the first checkbox and “or Extreme Risk Protection Order” to the second and fourth checkboxes. Added “city attorney” to the sixth checkbox.</p> <p>(7) In “Notice to Law Enforcement”, added “or Extreme Risk Protection Order” to the first paragraph and last bullet point.</p>

	(8) In the footer, added the ERPO citation, and updated the publication date and form name.
3. WS 100 Proof of Surrender	Changes: (1) Added “(not an Extreme Risk Protection Order)” to the first sentence. (2) Added “(not ordered in Extreme Risk Protection Orders)” to the “other dangerous weapons” checkbox. (3) In declaration, added declaration that defendant/restrained person does not possess, control or have custody of other firearms, deadly weapons, or concealed pistol licenses based on judicial officer feedback. (4) In footer, added ERPO citation and updated the publication date.
4. WS 101 Receipt for Surrendered Firearms, Other Dangerous Weapons, and Concealed Pistol License	Changes: (1) To last parenthetical before the declaration, added, “or within 72 hours after service of a temporary or full Extreme Risk Protection Order.” (2) Before date and signature lines, added, “Voluntarily surrendering firearms or providing testimony regarding the surrender of firearms pursuant to a protection order may not be used against you in any criminal prosecution under chapters 7.105, 9.41, or 9A.56.310 RCW.” (3) In footer, added ERPO citation and updated publication date.
5. WS 103 Declaration of Protected Party Person about Weapons	Changes: (1) Changed title to, “Declaration of Protected Person about Weapons Surrender” in caption and footer. (2) In first sentence, added “a” and an “unknown” option for what defendant/restrained person filed. (3) Replaced second sentence, with, “I want the court to know the following about defendant/restrained person’s compliance or noncompliance with weapons surrender.” (4) Updated footer with new publication date.
6. WS 104 Declaration of Law Enforcement about Weapons Surrender	This is a new form.
7. WS 200 Motion to Set Show Cause Hearing	Changes: (1) Added instruction on using this form with WS 201 and WS 202. (2) Added numbering to first statement, reworded with a list of who filed, replaced “person responding” with “defendant/restrained person” and removed the first signature option. (3) Removed section headings, simplify numbering, and added section prompts. (4) Deleted 2.1. (5) In 2.2, added “or Extreme Risk Protection Order.” (6) In 2.3, added, “[] The court has not held a compliance review hearing” (7) In 2.4, reworded the first checkbox, removed the checkbox, added “(if not an Extreme Risk Protection Order)” to second and fifth checkboxes, and added “or Extreme Risk Protection Order” to the third checkbox. Also added an information box about the right to an attorney when jail time is requested.

	<p>(8) In declaration, replaced “have attached” with “am filing” and added “with this motion.”</p> <p>(9) In signature area, added “and state” and delete “Washington”, added “Dated”, and replaced “signature of person making motion” with “sign here.”</p> <p>(10) In footer, added ERPO citation and updated publication date.</p>
8. WS 201 Order to go to Court for Contempt Hearing (Order to Show Cause)	This is a new form.
9. WS 2042 Contempt Hearing Order	<p>Changes:</p> <p>(1) Renumbered form to 202, simplified numbering throughout form, removed headings, added section headings, and used “defendant/restrained person” throughout form (replacing “person responding” and “respondent/restrained person.”</p> <p>(2) In 2, added, “<u>The following people</u> were present at the hearing.”</p> <p>(3) In 3, added “or Extreme Risk Protection Order” in fourth checkbox and “Firearms” in last checkbox.</p> <p>(4) In 4, added checkboxes to specify type of order and add, “[] Extreme Risk Protection Order.” Also added, “(if not Extreme Risk Protection Order” to clarify “other dangerous weapons.”</p> <p>(5) In 5, added “before this contempt hearing.” Include 3.3 in the new 5 and added, “or Extreme Risk Protection Order” and “Firearms.”</p> <p>(6) In 6, added “or Extreme Risk Protection Order” and “Firearms.” Replaced “pick one” with “check one.”</p> <p>(7) In 10, added, “Other <u>findings, if any.</u>”</p> <p>(8) In 11 and 12, added instructional prompts.</p> <p>(9) In 13, added “(if not Extreme Risk Protection Order)” and reordered.</p> <p>(10) In 14, added, “or Extreme Risk Protection Order” and “/Firearms.”</p> <p>(11) In footer, add ERPO citation and update publication date.</p>
10. WS 600 Motion and Declaration for Order to Release Weapons	<p>Changes:</p> <p>(1) In first paragraph, added, “or firearms.”</p> <p>(2) Updated footer with publication date.</p>

The weapons surrender forms are located on our List of All Forms webpage at:
<https://www.courts.wa.gov/forms/?fa=forms.static&staticID=14#Surrender>

To provide feedback about this Summary of Changes or any of our court forms, please complete the online form available at:

<http://www.courts.wa.gov/forms/?fa=forms.formsComments>