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**SUBSTITUTE SENATE BILL 6316**

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**State of Washington**

**55th Legislature**

**1998 Regular Session**

**By** Senate Committee on Law & Justice (originally sponsored by Senators Zarelli and Kline)

Read first time 02/06/98.

1 AN ACT Relating to discovery in actions or proceedings against the  
2 state; and adding a new section to chapter 4.92 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 4.92 RCW  
5 to read as follows:

6 In accordance with the rules of the court or unless otherwise  
7 limited by order of the court, parties who are not represented by  
8 counsel and have properly brought an action or proceeding for damages  
9 against the state of Washington, whether the state is acting in its  
10 governmental or proprietary capacity, may obtain discovery regarding  
11 any matter, not privileged, which is relevant to the subject matter  
12 involved in the pending action. The state's response shall state, with  
13 respect to each item or category, that inspection and related  
14 activities will be permitted as requested, unless the request is  
15 objected to, in which event the reasons for the objection shall be  
16 stated along with instructions on how to legally acquire documents  
17 withheld for the reasons of confidentiality or privilege.

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