

SENATE BILL 5847

State of Washington

57th Legislature

2001 Regular Session

By Senators Fraser and Prentice

Read first time 02/05/2001. Referred to Committee on Labor, Commerce & Financial Institutions.

1 AN ACT Relating to sending a notice of dishonor to the drawer of a
2 check; and amending RCW 62A.3-522.

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

4 **Sec. 1.** RCW 62A.3-522 and 2000 c 215 s 2 are each amended to read
5 as follows:

6 In addition to sending a notice of dishonor to the drawer of the
7 check under RCW 62A.3-520, the person sending notice shall execute an
8 affidavit certifying service of the notice by mail. The affidavit of
9 service by mail must be attached to a copy of the notice of dishonor
10 and must be substantially in the following form:

11 AFFIDAVIT OF SERVICE BY MAIL

12 I,, hereby certify that on the day of
13, 20., a copy of the foregoing Notice was served on
14 by mailing via the United States Postal Service, postage
15 prepaid, at, Washington.

16 Dated:

17 (Signature)

1 Failure to attach the affidavit of service to the notice of
2 dishonor, or to immediately provide a copy upon request from the drawer
3 or drawer's representative, shall operate as a forfeiture of any right
4 to interest, collection costs, or attorneys' fees on the part of the
5 person enforcing the check.

6 The person enforcing the check shall retain the affidavit with the
7 check but shall file a copy of the affidavit with the clerk of the
8 court in which an action on the check is commenced.

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